



BOGAN SHIRE COUNCIL

Minutes

22 July 2021



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**Minutes of the Ordinary Meeting of Bogan Shire Council
Held in the Council Chambers on 22 July 2021**

PRESENT: Councillors RL Donald OAM (in the Chair), VJ Boag, WG Deacon, VJ Dutton, AJ Elias, GN Jackson, GRJ Neill and KM Ryan.

Also present were Mr Derek Francis (General Manager), Mr Graeme Bourke (Director Engineering Services), Mrs Debb Wood (Director People and Community Services), Mrs Stephanie Waterhouse (Director Finance and Corporate Services), Mr Chris Foley (Acting Senior Manager Development and Environmental Services), and Mrs Melissa Salter (Executive Assistant).

DECLARATION OF INTEREST:

Cllr Neill Precis Item 6. Nyngan Rugby League Club

192/2021 **RESOLVED** that Minutes of the Extraordinary Meeting of Council held on 28 June 2021, copies of which have been circulated to Councillors be taken as read and confirmed. **(Boag/Neill)**

Business Arising: Nil

193/2021 **RESOLVED** that the Minutes of the Ordinary Meeting of Council held on 24 June 2021, copies of which have been circulated to Councillors be taken as read and confirmed. **(Jackson/Neill)**

Business Arising: Nil

The following discussions and resolutions arose from decisions made in the Closed and Confidential Section of the Meeting, 22 July 2021.

187/2021 **APOLOGY: RESOLVED** that the apology received from Councillor JL Douglas be received, and she be granted leave from both Meetings. **(Neill/Boag)**

188/2021 **EXCLUSION OF PRESS AND PUBLIC: RESOLVED** that Council move into a closed section of Council with the public excluded in accordance with the Local Government Act 1993, Section 10A (2) (a) because it is information of a confidential nature involving personnel matters concerning particular individuals (other than Councillors). **(Dutton/Ryan)**

189/2021 **RESOLVED** that:

1. Council having reviewed the performance of the General Manager over the last eighteen months, have assessed his performance at a 4+, based on the following scale of 5 – Outstanding, 4 – More than satisfactory, 3 – Satisfactory, 2 – Some concerns or 1 – Unsatisfactory **(Ryan/Neill) Unanimous**
2. Council support the General Manager completing his Masters of Human Resource Management Degree, part-time over the next three years and contribute \$30,000 for this to occur. **(Boag/Deacon) Unanimous**



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REPORT TO THE ORDINARY MEETING OF COUNCIL – MAYORAL MINUTE

1 GENERAL MANAGER’S PERFORMANCE REVIEW

This matter was discussed in the Closed and Confidential Section of the meeting.

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REPORT TO ORDINARY MEETING OF COUNCIL – GENERAL MANAGER’S REPORT

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	21/12/2017	392/2017	Increase of train speed through Nyngan	Strong letter of concern & a request to address Council be sent to the relevant rail authorities & a copy to local member.	GM	Letter sent to Minister for Transport & Infrastructure, with copy to Kevin Humphries.
	21/06/2018	293/2018		Council seek further follow up from the responsible Minister, reiterating Council’s safety concerns for pedestrians & road users due to the nature of the crossing & variation of speeds.	DES	406 Petitions received. On-site meeting held with Deputy Premier. Met with Minister for Regional Transport & Roads in Bourke on 25 November 2019.

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				<p>The best control measures would be to erect flashing lights at the Hoskins Street Crossing.</p>	<p>Council advised that this crossing is not a priority for John Holland Rail.</p>
	28/05/2020	110/2020		<p>Council engage a Safety Consultant to inspect the Hoskins Street Level Crossing & to provide a report documenting the safety factors of the Crossing which can then be forwarded to the John Holland Rail & Minister for Regional Transport & Roads.</p>	<p>Safety Consultant has been engaged to inspect crossing at the end of July & will be preparing a risk audit for Council. Report has been received and forwarded.</p> <p>Letter received from Transport for NSW, June 2021, stating that they have no plans to upgrade the crossing but are open to other solutions.</p>

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2	24/04/2019	117/2019	Cobar Water Board	Whilst Council is prepared to have discussion with CWB to explore options for delivery of water to minor users within the Bogan Shire LGA, it does not agree to the Board's proposal at this stage.	GM	Further correspondence sent to CWB. <u>UPDATE:</u> New water supply agreement sent to CWB. Meeting to discuss agreement 12 August 2021.
3	28/11/2019	366/2019	Regional Water Supply Pipe Network	Council supports in principle the investigation of a Regional Water Supply Network servicing the communities currently supplied by the Macquarie River downstream of Burrendong Dam.	GM	Water NSW has advised Narromine/Warren pipeline project is on hold

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	25/02/2021	010/2021		<p>Council seeking urgent clarification from the Minister on:</p> <ul style="list-style-type: none"> - Issuing of the licence for the Nyngan Emergency Bore and licence. - Size of the pipe from this bore to Nyngan - Response to be given to those who lodge objections to the bore. - Cobar emergency water. - What guarantee is there for the \$4.3M funding to be retained for this pipeline. 		<p><u>UPDATE:</u> Awaiting determination from NRAR and direction from NSW Government.</p>
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4	28/11/2019	368/2019	Repairs to Nyngan & Cobar Emergency Water Storage	The General Manager be authorised to procure sufficient quantities Geosynthetic Clay Liner & Geotextile material to complete the remediation works, according to specifications provided by NSW Public Works. The procurement be carried out by way of quotations.	DES	Remediation work postponed due to wet weather and soft floor. <u>UPDATE:</u> Floor continues to be wet and soft from rain.
5	23/07/2020	192/2020	Crown Land to convert the Perpetual Special Lease 78218 (Saleyards) to freehold & transfer title to Council.	1. Council purchase the Nyngan saleyards from the Crown at a cost of \$35,100 funded from Council's reserves. 2. The GM present a report to Council on necessary measures to allow future use of the site, including an RMS	GM	In progress. <u>UPDATE:</u> Precis item refers.

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	25/02/2021	043/2021		<p>heavy vehicle uncoupling station, wash bay for trucks & hold over are for livestock.</p> <p>Council do not consider there is sufficient room on the edge of the highway, and that the previously suggested site of Nyngan Saleyards be considered as a much safer location.</p>	DES	<p>Letter sent to Transport for NSW.</p> <p>UPDATE: Email received from TfNSW, Council will be consulted if a decoupling area is required in the future.</p> <p>COMPLETED</p>
6	23/07/2020	193/2020	Speed limit in Nyngan CBD	<p>Survey responses received for reducing speed limit in Nyngan CBD to 40km/hr between Terangion & Dandaloo Streets presented to Traffic Committee Aug 2020.</p>	DES	<p>Referred to RMS.</p> <p>UPDATE: Council has provided TfNSW with a quote to install signage.</p> <p>Quote accepted, signs ordered.</p>

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						UPDATE: Installation of signs in progress COMPLETED
7	25/02/2021	041/2021	Hermidale Park	Plans to be drawn up of proposed amenities for Hermidale Park.	DES	The General Manager attended Hermidale Community Meeting on 22 June 2021.
	27/05/2021	123/2021		Council continue with the redevelopment of the existing Hermidale Park using grant funding already allocated for this purpose. Hermidale Community Centre Committee be informed that they may apply to Council to access Village funds for installation of playground equipment at the Centre and that	GM	UPDATE: Works now in progress. COMPLETED

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				the Hermidale community be asked where they wish to spend Village funds.		
8	24/09/2020	257/2020	Nyngan Golf Club	Council approach the NGC offering them a sign with our logo and other details of Bogan Shire Council to be put on one of the 18 holes	DPCS	UPDATE: Awaiting sponsorship invoice from NGC.
9	26/11/2020	329/2020	Centre of NSW Cairn	Report on final design recommendations, including costs to a further meeting of Council for approval and budget consideration, following meeting of four parties.	DES	Response received from Lachlan Shire Council agreeing to fund 50% of project costs, subject to further costing details being supplied.
	12/04/2021	102/2021		Plans for the Cairn improvements be		

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				forwarded to Lachlan Shire with a request for an equal contribution.		<p>UPDATE: Lachlan Shire advised of detailed estimate.</p> <p>COMPLETED</p>
10	17/12/2020	373/2020	Lack of Vacation Care/Before and After School Care in Nyngan	Council approach both primary schools in Nyngan. Council bring this matter to the attention of local State Member and Hon. Sam Farraway MLC.	DPCS	<p>Meetings held with Principals of Nyngan Public and St Joseph's Schools. Letter sent to Hon. Bronnie Taylor MLC, Minister for Mental Health, Rural Youth and Women.</p> <p>Response received from Hon. Bronnie Taylor, indicating support for funding application by Nyngan Public School to the Department of Education for the construction of a purpose built building for Before and After School Care.</p>

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11	25/02/2021	011/2021	Bogan Shire Official Visitors Guide	To be funded from a budget review or included in next year's estimates.	DPCS	In Progress
12	25/02/2021	012/2021	Nyngan Railway Wool Dump	<p>A colour information sign be erected at the Nyngan Railway Wool Dump on a stand adjacent to the dump.</p> <p>A cement path from the existing walkway to the sign be constructed, with available funding</p>	DPCS DES	<p>Pending commencement of grant- funded works.</p> <p>Pending commencement of grant- funded works.</p>
13	25/02/2021	013/2021	Honour Board	That recipients of National Awards, prior to the 1980's, be recognised on an Honour Board. The board to include all National awards including recipients of the British Empire Medal (BEM),	GM	In progress

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				Australian Fire Service Medal (AFSM), and Victoria Cross.		
14	27/05/2021	126/2021	Addressing Local Job Vacancies	Council delays the launch of the marketing campaign until progress is made with establishing more housing accommodation in Nyngan.	GM	Awaiting approval of funding for establishment of new residential subdivision.
15	25/02/2021	040/2021	Nyngan Cenotaph Location	A report be prepared for Council regarding the Nyngan Cenotaph location.	GM	Pending outcome of Nyngan Community Homes grant application

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16	25/03/2021	055/2021	Enforcement of Orders - Derelict & Fire Damaged Buildings	Council seek information from the Insurance Council of Australia on relevant insurance details.	DDES	<p>In progress, contacted the Insurance Council of Australia, awaiting information. Contacted other Councils in similar position for feedback.</p> <p>UPDATE: Insurance Council of Australia advised that they (and the companies they represent) have no power to direct how insurance payouts are spent. Advice from other Councils with a similar issue, revealed most don't have a large number of incidences and deal with them on a case-by-case basis, whilst other Councils have a similar procedure in place to our recently adopted procedure.</p> <p>COMPLETED</p>
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17	25/03/2021	061/2021	Orana Joint Organisation	Council to resign its membership from the Orana Joint Organisation. Work with other Councils to develop a proposal to re-establish a voluntary regional body for further consideration by Council.	GM	Re-establishment of voluntary organisation to be discussed at Regional GM Meeting on 4 June 2021 with report back to individual Councils. UPDATE: Inaugural meeting of the Alliance of Western Councils (AWC) scheduled for 20 July 2021. Postponed due to COVID regulations. COMPLETED
18	24/06/2021	149/2021	Resources for Regions	General Manager negotiates the purchase of land consistent with discussions at June 21 Council meeting for Council's Resources for Regions project.	GM	UPDATE: Offers made to owners.



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19	24/06/2021	168/2021	Safety Factors of Rehabilitation & Reconstruction Roadworks	Council request RMS consider the safety factor of all rehabilitation and reconstruction work, including the current Mitchell highway at the Mulla Road Intersection, and suggest the following action be taken: that where possible the table drains be extended out from the shoulder and that material be used to widen and flatten the batters of the road shoulder.	DES	<u>UPDATE:</u> Letter sent to TfNSW advising of resolution.
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194/2021 RESOLVED that funding for improvements to the Centre of NSW Cairn be identified in the first budget review. **(Ryan/Jackson)**

195/2021 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as “Completed” be removed from the checklist.
(Elias/Boag)

REPORT TO ORDINARY MEETING OF COUNCIL – DIRECTOR PEOPLE AND COMMUNITY SERVICES

1 BOGAN BUSH MOBILE – TERM 2 REPORT

Summary:-

The purpose of this report is to advise Council on the Term 2 activities of the Bogan Bush Mobile service.

196/2021 RESOLVED the Bogan Bush Mobile report be received and noted and thanks be conveyed to the ELC for lunch provided to Councillors at the June Council Meeting. **(Neill/Elias)**

2 BOGAN SHIRE MEDICAL CENTRE

Summary:-

The purpose of this report is to provide information to Council on the operations and statistics of the Bogan Shire Medical Centre.

197/2021 RESOLVED that:

1. The Operational Report for the Bogan Shire Medical Centre be received and noted. **(Ryan/Deacon)**
2. Council allocate funding up to \$20K to provide extra vaccination clinics for the next three months. **(Ryan/Neill)**

3 COMMUNITY AND ECONOMIC DEVELOPMENT GRANTS

Summary:

The purpose of this report is to provide information to Council on the status of projects funded from grants in 2019/2020 and 2020/21.

The Mayor commended those people involved in the grant application process.

198/2021 RESOLVED that the Community and Economic Development Grants report be received and noted. **(Neill/Deacon)**

4 RESOURCES FOR REGIONS ROUND 7

Summary:-

The purpose of this report is for Council to confirm the scope of works for two of our Resources for Regions funded projects.

199/2021 RESOLVED that Council considers and confirms the following scope of works for the CBD tourism projects.

Davidson / Vanges Park / Nyngan Museum

- Renovation of existing toilet block
- Demolition of old playground
- Construction of new footpath, internal pathway to Nyngan Museum, seating and fencing
- Renovation of CWA Hall (subject to their agreement to sell the Hall to Council) to repurpose it for future community use
- Construction of a mural wall behind Vinnies and Nyngan Dental.
- Museum – new lighting, storage, air-conditioners, floor coverings, repairs to doors and windows

Teamster's Rest

- Railway heritage display
- New toilet block
- New picnic table and rubbish bins

Flood Memorial Park / Shearing Shed Museum

- Demolition of existing toilet block
- New toilet block
- New shelters and picnic tables
- Realignment of kerb to accommodate more caravans
- Lighting
- Landscaping and renovation of wool dump area
- Digital signage

(Boag/Elias)

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REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR OF FINANCE AND CORPORATE SERVICES

1 INVESTMENTS JUNE 2021

Summary:-

The report is to outline the performance of Council's Investment Portfolio for the month of June 2021.

At the 30th June 2021 Council had \$16.3 million invested. There has been an increase of \$579 thousand due to an advance payment of the Financial Assistance Grant, and various grant funds being received in advance.

200/2021 RESOLVED that the Investments Report be received and noted. (Jackson/Dutton)

2 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

Summary: -The report is to provide a comparison of rate collections as at 30th June 2021, with the same period last year.

Total arrears have decreased from \$805,373 as at the 30th June 2020 to \$804,138 as at 30th June this year.

Rate Collections	2020-2021	2019-2020
Arrears Prior to 01/07/2020	501,257	235,822
First Instalment in arrears as at 31/05/2021	19,309	53,329
Second Instalment in arrears as at 31/05/2021	79,996	96,485
Third Instalment in arrears as at 31/05/2021	83,836	98,617
Fourth Instalment Outstanding as at 31/05/2021	119,740	321,120
Total Arrears	804,138	805,373
Total Outstanding	804,138	805,373
Monthly Transactions		
Amount Levied & B/Fwd	6,049,583	5,511,082
Add: Adjustments	22,187	45,708
Less: Payments to end of June	-5,185,419	-4,673,613
Less: Rebates	-82,213	-80,847
Add: Postponed	0	3043
Gross Total Balance	804,138	805,373
Arrears of total amount levied %	13%	14%

201/2021 RESOLVED that the Rates and Annual Charges collection report be received and noted. (Jackson/Neill)

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3 CARRY FORWARDS AND REVOTES FROM 2020/2021 CAPITAL BUDGET

Summary:-

The purpose of this report is to advise Council of the carry-forward amounts for the 2021/2022 budget and to ask Council to revote on projects that had not commenced or were not contracted to commence as at 30th June 2021.

202/2021 RESOLVED that:

1. The Carry Forwards from 2020/2021 to 2021/2022 be noted. **(Ryan/Deacon)**
2. Council approves the revote of the following items:

Map Info Integration	10,000
Pipe Culvert Renewals Rural Roads	80,000
Bridge Repair Program	80,000
Tree Planting Program	10,000
Mulla Rd – Construct & Seal 0.95km to Bend	140,000
Colane Road – Construct & Seal 1km	150,000
Street Furniture (Res 140/2021) & Cemetery Shelter	15,000

(Ryan/Deacon)

3. That the street furniture and cemetery shelter referred to above be funded from savings to be identified at the first budget review. **(Ryan/Deacon)**

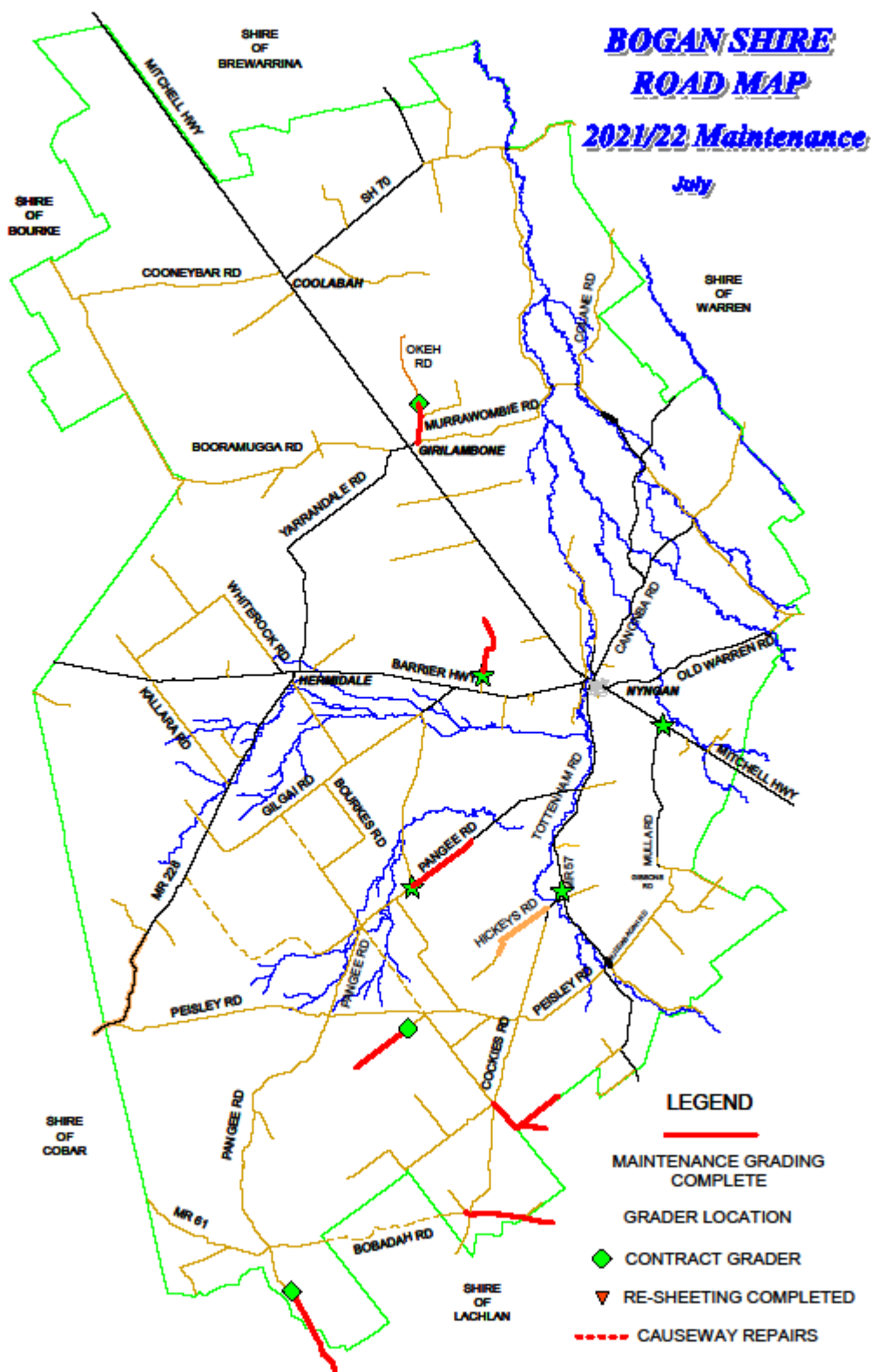
REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR OF ENGINEERING SERVICES

1 OPERATIONAL REPORT

The Mayor commended the works undertaken on the Upper and Lower Weir projects.

203/2021 RESOLVED that the Operational Report be received and noted.
(Neill/Boag)

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**REPORTS TO ORDINARY MEETING OF COUNCIL – ACTING DIRECTOR OF
DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT**

204/2021 **RESOLVED** that the Development Application Report be received and noted. **(Dutton/Boag)**

PRECIS OF CORRESPONDENCE

- 1 NSW OFFICE OF LOCAL GOVERNMENT – CIRCULAR TO COUNCILS**
205/2021 **RESOLVED** that correspondence from the NSW Office of Local Government circular outlining Council decision-making prior to the September 2021 Local Government Elections be received and noted. **(Ryan/Neill)**

- 2 NSW PLANNING INDUSTRY & ENVIRONMENT**
206/2021 **RESOLVED** that correspondence from NSW Planning Industry & Environment in regard to an Application for Lease Conversion – Lease 78218 be received and noted. **(Neill/Deacon)**

- 3 NYNGAN SHOW SOCIETY**
207/2021 **RESOLVED** that correspondence from Nyngan Show Society thanking Bogan Shire Council for the continued support to the Show Society be received and noted. **(Boag/Dutton)**

- 4 NOEL FINN**
208/2021 **RESOLVED** that:
 1. Correspondence from Mr Noel Finn be received and noted. **(Ryan/Boag)**
 2. No action be taken in regard to seating in the main street. **(Ryan/Boag)**
 3. Consideration be given to a viewing platform at the water storage in the future. **(Ryan/Boag)**



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5 GRAINCORP

209/2021 RESOLVED that correspondence from Area Manager of Graincorp outlining Grain receival storage capacity in Nyngan be received and noted. **(Elias/Dutton)**

Cllr Neill left the meeting at 11.43am

6 NYNGAN RUGBY LEAGUE FOOTBALL CLUB

210/2021 RESOLVED that:

1. Correspondence from Nyngan Rugby League Football Club, asking Council to consider the purchase and installation of heating under the awning of new canteen area at Larkin Oval be received and noted. **(Ryan/Deacon)**
2. Council proceed with the installation of heating under the awning of the new canteen area to be funded from savings identified at the first Budget Review. **(Ryan/Deacon)**
3. The General Manager investigate any grant funding that may be available. **(Ryan/Deacon)**

Cllr Neill returned to the meeting at 11.46am

There being no further business, the meeting closed at 11.47am .

These Minutes were confirmed by resolution at a meeting held on

..... and were signed as a true record.

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GENERAL MANAGER

MAYOR

