



# **BOGAN SHIRE COUNCIL**

## **Minutes**

**Date: Thursday, 24 July 2025**

**Time: 7.00pm**

**Location: Bogan Shire Council  
Council Chambers  
81 Cobar Street  
Nyngan**

**Derek Francis  
General Manager**





### **Published Recording of Council Meeting**

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**MINUTES OF BOGAN SHIRE COUNCIL  
ORDINARY COUNCIL MEETING HELD AT THE BOGAN SHIRE COUNCIL,  
COUNCIL CHAMBERS, 81 COBAR STREET, NYNGAN  
ON THURSDAY 24 JULY 2025 AT 7.00PM**

**PRESENT:** Councillors Cr G Neill (Chairperson), K Bright, V Boag, R Bootle, J Elias, S Issa, G Jackson, D Menzies, E Stanton

**IN ATTENDANCE:** D Francis (General Manager), S Waterhouse (Director Finance And Corporate Services), G Curry (Director Infrastructure Services), M Salter (Executive Officer)

**1 OPENING PRAYER**

**2 REMEMBRANCES**

**3 APOLOGIES**

**4 DISCLOSURE OF INTERESTS**

Cr Neill – Ordinary Meeting

**10.1 General Managers Checklist - Item 5 Hoskins Street Subdivision**

Reason: Pecuniary interest due to position as a Director of Neill Earthmoving, who is a subcontractor of a tenderer.

**13.2 Proposed Crown Roads Closures**

Clr Bootle declared an interest.

Reason: Due to ownership of potentially affected parcels of land.

Clr Menzies declared an interest.

Reason: Due to ownership of land adjacent to the lots in question.

**5 CONFIDENTIAL MATTERS****6 CONFIRMATION OF ORDINARY MINUTES****6.1 MINUTES OF ORDINARY MEETING - 26 JUNE 2025****Resolved 155/25**

Moved: Cr Stanton

Seconded: Cr Elias

That the minutes of the Ordinary Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 26 June 2025, be received and noted.

Business Arising: Nil

The following discussions and resolutions arose from decisions made in the Closed and Confidential Section of the Meeting, 24 July 2025:

**Resolved 152/25**

Moved: Cr Bootle

Seconded: Cr Menzies

**EXCLUSION OF PRESS AND PUBLIC:** That Council move into a closed session of Council with the public excluded, in accordance with the *Local Government Act 1993* section 10A(2).

**5.1 MINUTES OF CONFIDENTIAL COUNCIL MEETING – 26 JUNE 2025****Resolved 153/25**

Moved: Cr Bright

Seconded: Cr Elias

That the minutes of the Confidential Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 26 June 2025, be received and noted.

Business Arising: Nil

**Resolved 154/25**

Moved: Cr Bootle

Seconded: Cr Jackson

**INCLUSION OF PRESS AND PUBLIC:** That the meeting move into open Council.

There being no further business, the Confidential meeting closed at 7.10pm.

**7 NOTICE OF MOTION**

Nil

**8 MAYORAL MINUTES**

Nil

**9 COMMITTEE MEETING MINUTES**

Nil

**10 GENERAL MANAGER'S REPORTS****10.1 GENERAL MANAGERS CHECKLIST**

Item	Date	Minute No	Matter	Action Required	Officer	Status
1	21/12/2017	392/17	Increase of train speed through Nyngan	Strong letter of concern and a request to address Council be sent to the relevant rail authorities and a copy to the local member.	GM	Refer below.
	23/11/2023	282/23		That Council respond to Minister Aitchison, with a request that the train speed limit be reduced to 20km/hour, as Council is not in a position financially to provide rail crossing lights.		<p>This matter was drawn to the attention of Minister Aitchison on 12/01/2024 during her visit to Nyngan.</p> <p>Further letters sent to Minister Aitchison and Roy Butler MP. Discussed with Minister Aitchison on 15/07/2024 during her visit to Nyngan.</p> <p>Letter received from Minister Aitchison. TNSW has requested a review of train speeds from UGL.</p>



Item	Date	Minute No	Matter	Action Required	Officer	Status
2	27/02/2025	012/25	Nyngan Emergency Bore	<p>That Council seek tenders for the Nyngan Emergency Bore project as now proposed by NSW Public Works with the following scope of works:</p> <p>i. Installation of a new bore, with power supply, in the vicinity of the current bore that meets the boundary proximity requirements of the Water Sharing Plan.</p> <p>ii. Installation of pipeline from the new bore site to Nyngan</p> <p>iii. Project design, project management and other associated costs.</p>	DIS	Design work has commenced.
3	27/05/2021	126/21	Addressing Local Job Vacancies	Council delays the launch of the marketing campaign until progress is made with	DPCS	Refer below.

Item	Date	Minute No	Matter	Action Required	Officer	Status
				establishing more housing accommodation in Nyngan.		
	28/09/2023	207/23		Council provides a budget of \$25,000 for production of videos for the relocation campaign.		Production of Employment video in progress. Production of Health and Education video in progress.
4	25/07/2024	144/24	New Water Treatment Plant Site	That Council does not proceed with building the new Water Treatment Plant on the site adjacent to the substation at the end of Dandaloo Street.  That Council constructs the new Water Treatment Plant on the Council owned land at the Raw Water Pump Station at the upper weir.	DIS	In Progress
5	22/08/2024	174/24	Hoskins Street Subdivision	That Council seek the assistance of Local Member, Roy Butler to approach the Minister for Western NSW / Minister for Regional NSW	GM	Local Member has requested an extension of time from the Minister for Regional New South Wales.

Item	Date	Minute No	Matter	Action Required	Officer	Status
				for an extension of time within which to complete the Hoskins Street Subdivision Project.		Formal application has been made to the Department of Primary Industries and Regional Development. Awaiting confirmation of extension of time. <b>UPDATE:</b> Extension granted.  <b>COMPLETED</b>
	20/01/2025	002/25		Council decline to accept any of the tenders submitted to the Council meeting on 28 November 2024 for the construction of lead in infrastructure for the 33 Lot Residential Subdivision on Hoskins Street. The General Manager enter into negotiations with the remaining tenderers and other parties, starting with the next best ranked tenderer according to the report provided to the meeting on 28 November 2024, to undertake the project in the best interests of Council subject to financial constraints,		Awaiting confirmation of extension of time before providing contractor with Letter of Acceptance  <b>UPDATE:</b> Letter of Acceptance issued. Contractor due to commence August 2025.  <b>COMPLETED</b>

Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>being the remaining grant funds and borrowings authorised at Council's November meeting.</p> <p>A panel comprising the Deputy Mayor, General Manager, Director Infrastructure Services and Director Finance and Corporate Services be delegated the authority to determine the appointment of suitable contractors to undertake the project in the best interests of Council, based on recommendations from Lyons Project Management, and subject to financial constraints - being the remaining grant funds and borrowings authorised at Council's November meeting.</p>		

Item	Date	Minute No	Matter	Action Required	Officer	Status
6	24/10/2024	245/24	Reclassification of Land – 8 Tabratong Street	<p>That Council resolve to:</p> <ol style="list-style-type: none"> <li>1. Lodge the Planning Proposal to Reclassify Public Land at 8 Tabratong Street Nyngan with the Department of Planning, Housing and Infrastructure for a Gateway Determination; and</li> <li>2. Undertake community consultation in accordance with the Gateway Determination.</li> </ol>	DDES	<b>UPDATE:</b> Public Exhibition completed. No submissions received. A public hearing conducted by Council's consultant will be held on 18 August 2025 at the Bogan Shire Youth and Community Centre.
7	27/07/2023  25/07/2024	160/23  146/24	School Exchange Program	<p>The General Manager commence discussions around the future of the Tongling Exchange Program, with a report to Council.</p> <p>That Council consider locations that may have economic/industry ties for the School Exchange Program, to enhance the student experience.</p>	GM	Discussions held with Acting Principal, Nyngan High School.

Item	Date	Minute No	Matter	Action Required	Officer	Status
8	26/10/2023	247/23	Before and After School Care, Nyngan	That the Before and After School Care matter be further pursued with the Department of Education, and if necessary, the Minister.	GM	Refer below.
	22/02/2024	009/24		Issue of lack of Before and After School Care in Nyngan be referred to Local Member.		Correspondence sent to Local Member.
	25/07/2024	147/24		That Council request the Local Member to make further contact with the Minister for Education about the lack of Before and After School Care in Nyngan.		Email sent to Local Member in August 2024. Contact, with reminder, made with Local Members Office October 2024. GM and DPCS met with officials of Department of Education to discuss community concerns. Local Member has written to Minister for Education and Early Learning and issued a press release.

Item	Date	Minute No	Matter	Action Required	Officer	Status
9	23/11/2023	278/23	Nyngan Year-Round Fishery	That Council provide in principle support for the development of a Memorandum of Understanding with DPI Fisheries for a managed fishery in the Nyngan off-river storages, with a further report to Council to consider a draft Memorandum of Understanding.	DIS	Department of Primary Industries and Regional Development have advised that preparation of a risk assessment and draft Memorandum of Understanding is in progress.
10	27/06/2024	134/24	Nyngan Community Homes	That Council request that Nyngan Community Homes Association presents a satisfactory Business Plan and shows it has the capacity to build planned homes on the land, Council will consider an appropriate arrangement to facilitate the provision of the land which was formerly the Palais Theatre, on the basis of that plan.	GM	Email forwarded to Nyngan Community Homes with Council resolution and to contact the General Manager if further information is required.  Business Plan received from Nyngan Community Homes, 01/12/2024 with a request to address Council at a future meeting. Date to be determined in consultation with Mayor.

Item	Date	Minute No	Matter	Action Required	Officer	Status
11	22/08/2024	175/24	Nyngan Tennis Section 355 Committee	<p>That Council:</p> <p>(Establishes a Nyngan Tennis Section 355 Committee.</p> <p>Adopts the attached Nyngan Tennis Section 355 Committee Instrument of Delegation effective from 23 August 2024.</p> <p>Becomes a member of Tennis NSW.</p> <p>Installs the Tennis NSW booking and locking systems for the Nyngan tennis courts and clubhouse.</p> <p>That the General Manager has further discussions with the interim executive of Nyngan Tennis Club about membership, fees and other relevant matters with a further report to Council.</p>	GM	<p>Meeting held with Committee.</p> <p><b>UPDATE:</b> Further report to Council, August 2025 to finalise Committee arrangements.</p>
12	24/10/2024	214/24	Nyngan Railway Fencing	That Council again write to Local State Member Roy Butler, seeking	GM	Email sent 23/10/2024.



Item	Date	Minute No	Matter	Action Required	Officer	Status
				support for the urgent need for fencing to be erected by UGL		<p>Further email sent 05/12/2024.</p> <p>Email received from UGL 18/12/24 advising that they are in the process of seeking quotes for the palisade fencing request.</p> <p>Email received from UGL advising that construction of palisade fencing is scheduled for April or May 2025.</p> <p>Further emails sent to UGL on 22 May &amp; 6 June 2025 seeking an update on timing.</p> <p><b>UPDATE:</b> Fence has been installed.</p> <p><b>COMPLETED</b></p>
13	24/10/2024	242/24	Vermont Hill Road	That Council defers a decision until a detailed report can be presented to Council on the design and costs associated with construction of this section of the road, and that the General Manager investigates the need to place "Road Closed" signage at	DIS	<p>Road closed signs erected.</p> <p><b>UPDATE:</b> Report to Council refers</p> <p><b>COMPLETED</b></p>

Item	Date	Minute No	Matter	Action Required	Officer	Status
				either end of that section of road to deter through traffic from using it, if it is currently untrafficable.		
14	28/11/2024	255/24	NSW Heritage Grants	<p>Council notes that applications are open for the 2025-27 Local Government Heritage Grants to support, promote and realise the values of locally significant heritage.</p> <p>Council makes application under this grant scheme to prepare a heritage study for the Bogan Shire LGA.</p> <p>Council provides matching funding for the grant of up to \$25,000 with this amount to be included in the February Budget Review to be funded from identified savings.</p>	DDES	<p>Grant application successful. Now proceeding to engage NSW Public Works Heritage Unit.</p> <p><b>COMPLETED</b></p>

Item	Date	Minute No	Matter	Action Required	Officer	Status
15	28/11/2024	260/24	Nyngan Town Hall	<p>Council calls for a proposal from NSW Public Works for the preparation of a conservation management plan for the Nyngan Town Hall.</p> <p>The General Manager submits an application under the 2025-27 Local Government Heritage grants for the preparation of this Plan.</p>	DIS	<p>Grant application successful. Now proceeding to engage NSW Public Works Heritage Unit.</p> <p><b>COMPLETED</b></p>
16	28/11/2024	281/24	Nyngan RSL sub-Branch Avenue of Remembrance	<p>That Council agrees, in principle, to an Avenue of Remembrance on Cannonbar Street, between Hoskins Street and Cemetery Road.</p> <p>That the General Manager and staff work with the Nyngan RSL sub-Branch on a suitable design, including indigenous tree species.</p> <p>That an estimate of cost be prepared for consideration at a future meeting of Council, to help</p>	DDES	<b>COMPLETED</b>

Item	Date	Minute No	Matter	Action Required	Officer	Status
				determine the extent of Councils financial contribution to the project.		
	22/05/2025	105/25		That Council propose to the Nyngan RSL sub-branch, that Council accept their offer, and plant 70 Populnea or Bimble Box.		Nyngan RSL sub-branch has accepted Council's proposal. <b>UPDATE:</b> Schools and Nyngan RSL sub-Branch have been invited to participate in planting of the trees and an opening ceremony with Council on 30/7/25.
17	27/03/2025	043/25	Control of Pest Bird Species	That the General Manager prepare a report for consideration at the April 2025 Ordinary Council Meeting, detailing the following:  The role of State and Local Government in the management of pest Bird Species (Indian Myna).  Actions undertaken by State Government in the management of pest Bird Species (Indian Myna).	DDES	<b>COMPLETED</b>

Item	Date	Minute No	Matter	Action Required	Officer	Status
				Any options available for external funding for Local Government and/or local community groups for eradication and management programs.		
	22/05/2025	120/25		<p>Any options for programs to be developed that could seek funding from Business owners in Nyngan for the management of Pest Bird Species.</p> <ol style="list-style-type: none"> <li>1. That Council liaise with The Dubbo Indian Myna Control Group, purchase five Indian Myna traps and approach the Nyngan Mens Shed to construct larger avian traps.</li> <li>2. That Council publish information about the Indian Myna and control measures on social media and Council's website, to raise community awareness.</li> </ol>		<p><b>UPDATES:</b></p> <p><b>COMPLETED</b></p> <p>In progress, information/education on the Indian Myna bird will be rolled out along with option to loan a trap from Council.</p>

Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>3. That Council apply for grant funding to promote community participation in managing Indian Myna populations within the Bogan LGA.</p> <p>4. That Council survey local businesses to determine if there is interest in contributing funds and/or supporting practical efforts to assist in the management of Indian Myna birds.</p>		<p>In progress</p> <p>In progress</p>
18	27/03/2025	045/25	Cobar Water Board Water Supply Agreement	That the General Manager enter into a lease agreement with the Cobar Water Board for Lot 1 DP803368 for a period of 10 years, at an agreed market related rental, with annual rent renew for the purposes of the installation of solar panels and a water pump station. This agreement is subject to a successful negotiation of a Water	GM	In progress

Item	Date	Minute No	Matter	Action Required	Officer	Status
				Supply Agreement with Cobar Water Board.		
19	26/06/2025	139/25	Bogan Shire Youth and Community Centre R4R9 Grant	That the General Manager makes application to vary the approved Resources for Regions 9 Grant project for the Bogan Shire Youth and Community Centre to make provision for: <ul style="list-style-type: none"> <li>a. Building works – wall protection, internal door installation</li> <li>b. Outdoor sports facilities – pickleball court and table tennis</li> <li>c. Deletion of a fire pit and addition of a BBQ.</li> </ul>	GM	<b>UPDATE:</b> Variation request submitted.
20	26/06/2025	148/25	Nyngan Cemetery Unidentified Plots	That the General Manager provide a report to Council on the matter of unidentified cemetery plots at the Nyngan Cemetery.	DIS	Report to future Council Meeting.

**Resolved 156/25**

Moved: Cr Stanton

Seconded: Cr Bright

That the report relating to the Monthly Checklist be received and those items marked as “Completed” be removed from the Checklist.

**10.2 LGNSW ANNUAL CONFERENCE 2025****Resolved 157/25**

Moved: Cr Boag

Seconded: Cr Bootle

That Council send three delegates to attend the LGNSW Annual Conference. Councillors Jackson and Issa, and The Director of Infrastructure Services to attend.



## **11 PEOPLE AND COMMUNITY SERVICES REPORTS**

### **11.1 BOGAN BUSH MOBILE - TERM 2 REPORT**

#### **Resolved 158/25**

Moved: Cr Stanton

Seconded: Cr Bright

That the Bogan Bush Mobile report be received and noted.

### **11.2 BOGAN SHIRE EARLY LEARNING CENTRE - TERM 2 REPORT**

#### **Resolved 159/25**

Moved: Cr Jackson

Seconded: Cr Elias

That the Early Learning Centre report be received and noted.

## 12 FINANCE AND CORPORATE SERVICES REPORTS

### 12.1 INVESTMENTS JUNE 2025

#### Resolved 160/25

Moved: Cr Elias

Seconded: Cr Boag

That Council receive and note the Investments Report for June 2025.

### 12.2 SUMMARY OF RATE AND ANNUAL CHARGES COLLECTION

Rate Collections	2024-2025	2023-2024
Arrears Prior to 01/07/2024	219,167	262,820
First Instalment in arrears as at 30/6/2025	-129,566	-94,220
Second Instalment in arrears as at 30/6/2025	24,185	45,145
Third Instalment in arrears as at 30/6/2025	40,451	73,438
Fourth Instalment outstanding as at 30/6/2025	75,401	239,890
<b>Total Arrears</b>	<b>229,638</b>	<b>527,073</b>
<b>Total Outstanding</b>	<b>229,638</b>	<b>527,073</b>
<b>Monthly Transactions</b>		
Amount Levied & B/Fwd	6,248,285	6,259,458
Add: Adjustments	79,958	89,285
Less: Payments to end of June	-6,023,503	-5,746,881
Less: Rebates	-75,102	-74,789
Add: Postponed	0	0
<b>Gross Total Balance</b>	<b>229,638</b>	<b>527,073</b>
<b>Arrears of total amount levied %</b>	<b>3.6%</b>	<b>8.4%</b>

#### Resolved 161/25

Moved: Cr Jackson

Seconded: Cr Stanton

That Council receive and note the Rates and Annual Charges Collection for June 2025.

### 12.3 CARRY FORWARDS AND REVOTES FROM 2024/2025 BUDGET

#### Resolved 162/25

Moved: Cr Stanton

Seconded: Cr Bright

1. That Council note the Carry Forwards from 2024/2025 budget to 2025/2026 budget.
2. That the Council revoke on projects that had not commenced prior to the 30th June 2025.

**12.4 LICENCE AGREEMENT WITH NYNGAN RUGBY UNION CLUB INC.**

**Resolved 163/25**

Moved: Cr Jackson

Seconded: Cr Menzies

That Council receive and note the Licence Agreement with Nyngan Union Club Inc. Report.

## 5 INFRASTRUCTURE SERVICES REPORTS

### 13.1 DEPARTMENTAL ACTIVITY REPORT

#### Resolved 164/25

Moved: Cr Stanton

Seconded: Cr Boag

That the Infrastructure Departmental Report be received and noted.

### 13.2 PROPOSED CROWN ROAD CLOSURES

Clrs Bootle and Menzies left the room, having declared an interest.

Cr Boag **MOVED** that Council write to the Minister for Lands and Property advising that the closure of roads has previously caused issues with land locked allotments and expressing concern that the Department of Planning, Housing and Infrastructure assesses proposed road closures on a property basis, rather than an allotment basis.

Further, that the Department of Planning, Housing and Infrastructure be advised that Council objects to the creation of land locked allotments and;

- a. Requires an amendment to the proposed closure at the juncture of lots 48 DP 752891, 25 DP752891, and 45 DP752891, so as to ensure that lot 25 DP752891 has access. And object to the closures within lots 18 DP752891 and lot 5 DP752891.

OR

- b. Requires the department to facilitate necessary lot amalgamations to ensure that there are no land locked allotments.

(Boag/Stanton)

Cr Issa spoke against the **MOTION**

Cr Issa **FORESHADOWED** a **MOTION** that this matter, The Proposed Crown Road Closures, be deferred until Council contact the new owners of Lot 31 DP752891 and Lot 48 DP752891.

The original **MOTION** was **PUT** to Council and **LOST**.

Cr Issa **MOVED** that this matter, The Proposed Crown Road Closures, be deferred until Council contact the new owners of Lot 31 DP752891 and Lot 48 DP752891.

#### Resolved 165/25

Moved: Cr Issa

Seconded: Cr Boag

That this matter, The Proposed Crown Road Closures, be deferred until Council contact new owners of Lot 31 DP752891 and 48 DP752891.

Crs Bootle and Menzies returned to the Room.

### **13.3 VERMONT HILL ROAD**

#### **Resolved 166/25**

Moved: Cr Bright

Seconded: Cr Issa

That Council:

1. Install signage on Vermont Hill Road at the boundary, and at Fords Road advising that 'Road not regularly maintained by Bogan Shire Council, May be impassable to conventional vehicles, Use is at drivers risk".
2. Undertake basic works to the value of \$10,000 on the worst of the scours on Vermont Hill Road.

## **14 DEVELOPMENT AND ENVIRONMENTAL SERVICES REPORTS**

### **14.1 DEVELOPMENT APPLICATIONS REPORT**

#### **Resolved 167/25**

Moved: Cr Jackson

Seconded: Cr Stanton

That the Development Applications Report be received and noted.

### **14.2 PANGEE STREET TREES**

#### **Resolved 168/25**

Moved: Cr Bootle

Seconded: Cr Menzies

That Council replace seven Pangee Street trees with Platanus Acerifolia (London Plane trees) this financial year and replace the other seven Pangee Street trees with Platanus Acerifolia (London Plane trees) next financial year.

**6        PRECIS OF CORRESPONDENCE****15.1     CORRESPONDENCE FROM ROY BUTLER MP, INDEPENDENT MEMBER FOR BARWON****Resolved 169/25**

Moved:            Cr Elias

Seconded:        Cr Menzies

That Council notes the correspondence received from Roy Butler MP, Independent Member for Barwon, regarding correspondence forwarded to the Minister for Roads, Hon Jennifer Aitchison MP.

**15.2     CORRESPONDENCE FROM THE ELECTORAL COMMISSION - UPCOMING DISCLOSURES DUE****Resolved 170/25**

Moved:            Cr Stanton

Seconded:        Cr Boag

That Council notes the correspondence received from the Electoral Commission, regarding upcoming disclosures due.

**15.3     CORRESPONDENCE FROM CRANIOFACIAL AUSTRALIA****Resolved 171/25**

Moved:            Cr Bootle

Seconded:        Cr Boag

That Council notes the correspondence received from Craniofacial Australia.

**7 MEETING CLOSURE**

There being no further business, the meeting closed at 8.00pm.

These minutes were confirmed by resolution at a meeting on ..... and were signed as a true record.

.....  
**GENERAL MANAGER**

.....  
**MAYOR**