



# **BOGAN SHIRE COUNCIL**

## **Minutes**

**22<sup>nd</sup> July 2010**





**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**PRESENT:** Councillors RL Donald, JL Douglas, LH Dutton, HJ Griffiths, JE Hampstead OAM, AM Kennedy, EM McLaughlin, GRJ Neill and KM Ryan.

Also present were Mr MJ Brady (General Manager), Mr Michael Ryan (Acting Works Manager), Mr JE Loxley (Manager of Environmental Services) and Mrs CJ Ellison.

Prior to the Council Meeting Councillors and the General Manager inspected the SES office.

**Declaration of Pecuniary Interest:** General Manager ó Nyngan Community Homes.

**219/2010 EXCLUSION OF PRESS AND PUBLIC: RESOLVED** that the Committee move into a closed and confidential section of the Council Meeting because of information provided and discussed involves personnel matters concerning particular individuals other than Councillors. **(Hampstead/Douglas)**

**The following resolutions arose from decisions made in the Closed and Confidential Section of the Meeting held on 22<sup>nd</sup> July 2010.**

**217/2010 RESOLVED** that the Minutes of the Closed and Confidential Section of the Ordinary Meeting of Council held on 24<sup>th</sup> June 2010, copies of which has been circularised to Councillors be taken as read and confirmed. **(Hampstead/Douglas)**

**218/2010 INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting move into open Council. **(Dutton/Griffiths)**

**220/2010 RESOLVED** that the Minutes of the Ordinary Meeting of Council held on 24<sup>th</sup> June 2010, copies of which has been circularised to Councillors be taken as read and confirmed. **(Hampstead/Douglas)**

**Business arising from the Minutes:**

Trees ó Pangee Street Nyngan ó Council requested the contractor to give the trees a low trim.

**221/2010 RESOLVED** that Council apply for the third round of RCLIP Funding (\$30,000) to be used for commencement of renovations to the library. **(Ryan/Douglas)**



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**222/2010 RESOLVED** that Council receive the correspondence from IRRITEK concerning the piping of the Albert Priest Channel. **(Dutton/Neill)**

**223/2010 RESOLVED** that the Mayors and General Managers of both Bogan and Cobar Shire Councils take what ever action necessary, be it a trip to Canberra to try and obtain more Government funding to complete the piping of the Albert Priest Channel Project. **(Dutton/Griffiths)**

**224/2010 RESOLVED** that the \$1000 Council allocated to purchase the syringe driver be now used to purchase a blanket warmer for the hospital. **(McLaughlin/Douglas)**

The word -Nyngan on Council cheques to be followed up.

At 10.00am, Mr Lance Jackson, Mr Greg Ivery and Ms Jane de Gault, representatives of Telstra now attended the meeting.

Mr Ivery and Ms de Gault addressed Council concerning the forced redundancy of local Telstra technicians based in Nyngan. Telstra representatives indicated this had been a business decision and believe the repair work load could be covered by their mobile work force. They conceded that Telstra had not carried out the required community consultation as per their customer service obligations prior to this redundancy. Council conveyed to them our strong opposition on the loss of one technician as we believe it will not improve their services or time taking to repair land line faults.

Both were thanked for attending the meeting and left at 10.25am.

Mr Col Richards and Mr Ray Thompson now attended the meeting to discuss the possibility of an upgrade to the Nyngan Racecourse. This discussion was held following the cancellation of the Duck Creek Race Meeting, due to the water logging of the course.

Mr Richards advised that the Minister for Racing would be carrying out inspections of all race tracks in country areas in the next few weeks.

After the inspection has been carried out in Nyngan, Council will conduct discussions with the Nyngan Jockey Club on how to improve the track.

Both were thanked for attending the meeting and left at 10.35am.



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

The Mayor now conducted the naturalisation of Mr Nabin Shreatha and his daughter Samragi.

Both were welcomed as Australian citizens.

Council now adjourned for morning tea and resumed at 11.00am.

## **MAYORAL MINUTE**

### **1. TELSTRA**

It was brought to my attention last week that four of the Telstra technicians (2 based in Nyngan, 2 in Cobar) have been offered voluntary redundancies. They primarily repair faults to landlines in the respective Shires and have plenty of other work to do when not engaged in landline repairs. As none of them took the voluntary redundancies, one will be a forced redundancy rendering our Shire with a 50% loss of repair capacity. Telstra's reason is that improved technology no longer warrants this number of technicians, and as they do such a good job with initial repairs, subsequent visits are not necessary. Landline cables were laid to a lot of Bogan Shire during the 1970s.

After discussing this issue with the Cobar Mayor, we both agreed that this is an unacceptable loss of service to our Shires, and the loss of a valuable job and a local family. I have challenged Telstra's Regional Manager, Darren Smith to come to a Council meeting with the technicians present and explain to Council the reason for the staff cutback. I am sure Hornsby and Parramatta areas would not be losing 50% of their repair technicians. Local State Member Kevin Humphries has also told Telstra, in regard to the issue that community consultation, as per their community service obligations should first occur before any redundancies. Bourke has also lost one of their two technicians, and Warren their only one I am told. Both took voluntary redundancies.

#### **1.1 Recommendation**

That the report be received and noted.

**225/2010 RESOLVED** that the report be received and noted. **(McLaughlin/Dutton)**

Council now discussed the visit by the Telstra representatives earlier in the meeting.

**226/2010 RESOLVED** that Council does not accept the forced redundancy, and make further efforts to have the technician reinstated after 37 years of services. **(McLaughlin/Dutton)**  
**Unanimous**



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**2. ONE ASSOCIATION**

The Taskforce has sent out a discussion paper to all Councils which is enclosed for your information. Please read the recommendations so our Council representatives to the One Association Convention on the 16<sup>th</sup> and 17<sup>th</sup> August 2010 can represent Bogan Shire's attitudes to this move towards One Association representing Local Government in NSW.

**2.1 Recommendation**

For Council's Consideration.

**227/2010 RESOLVED** that the report be received. **(Griffiths/Neill)**

**3. ANNUAL LOCAL GOVERNMENT AND SHIRES ASSOCIATION WATER  
MANAGEMENT CONFERENCE**

The Annual Local Government and Shires Association Water Management Conference will be held in Orange on the 13<sup>th</sup> and 14<sup>th</sup> September 2010. This Conference provides Councils across Local Government with a chance to discuss and receive information on a broad range of water issues. I suggest Council consider sending some delegates.

**3.1 Recommendation**

For Council's Consideration.

**228/2010 RESOLVED** that the General Manager determine delegates to attend the Water Conference in Orange on the 13<sup>th</sup> and 14<sup>th</sup> September 2010. **(Ryan/Kennedy)**

Other Matters

Visit to SES building prior to the Council Meeting

**229/2010 RESOLVED** that Council approach the SES in Dubbo seeking funds for improvements to the Nyngan SES building. **(Ryan/Neill)**



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am

**REPORTS TO ORDINARY MEETING OF COUNCIL - GENERAL MANAGER'S REPORT**

**1 CHECKLIST**

Date	Minute No	Matter	Action Required	Responsible Officer	Status
22/02/2007	65/07 480/08 199/2010	Library	Investigate installing suitable electronic doors to library.	H & B	Grant will be resubmitted next year. Application for RCLIP grant to be submitted this month.
23/08/2007	500/07 371/07 370/07	Housing Residential & Aged Care Accommodation	Feasibility of developing Council owned land, subdivide, establish further aged care accommodation.	Mayor / GM	Manager of Environmental Services to provide a report on suitable land to commence this project.
25/02/2010	20/2010	Aged Care Facility	Investigate the possibility of a facility on the vacant County Energy land opposite the MG Hostel.	Mayor	GM met with Nyngan Community Homes and they will write to Council on the matter.  To be progressed. Land north of the hospital to be investigated.  GM to attend meeting on 30/6/2010.  Letter Précis July 2010.
13/12/2007	543/07	LEP	Draft LEP be prepared for purpose of reclassifying public lands.	H & B	S54 application has been completed and forwarded to Dept of Planning.



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am

<p>24/01/2008 26/11/2009</p>	<p>438/08 466/09</p>	<p>Swimming Pool</p>	<p>Report to February Council Meeting- assessment of pool structure / cost to repair existing pool / repairs not feasible cost to construct a new pool.</p>	<p>H &amp; B</p>	<p>Second application for new Aquatic &amp; Fitness Centre under Regional and Local Community Program Strategic Project not successful.</p> <p>GM met with Minister Albanese &amp; Parliamentary Secretary.</p> <p>Council needs to have project ready for next round of Jobs Fund. Maximum grant \$2M.</p> <p>Recommend project be staged. Surveyor's plans completed.</p> <p>Draft construction plans completed end of Nov 2009. Completed plans next Council meeting. Community meetings to be organise in the new year. Look at outside lighting. New application for grant submitted. Correspondence in Precis June 2010.</p> <p>Letter to ask to reconsider application essential for small community, approach community to assist in paying off loan, approach local contractors. To have community meeting, source funds State and Federal.</p>
----------------------------------	--------------------------	----------------------	---	------------------	--





**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am**

34/04/2008	106/08	Treated Sewerage Effluent Project	Call tenders	Eng	<p>Contract amendments completed. Bore hole drilling for groundwater quality monitoring in progress. Contractor engaged for power line construction.</p> <p>Draft Site Suitability Plan and Site Management Plan submitted to DECCW.</p> <p>Quotes received for pump and pipework and being evaluated.</p> <p>Agreement signed.</p>
24/04/2008	140/08	Main Street	Advertise preliminary street plans & seek community comment.	H & B	<p>Meeting held with landscape architect to further develop the brief. Includes Nymagee &amp; Pangee Sts and Truck Stop Mitchell Highway. Waiting on updated plans. Contact with Consultant last week. Blister design received, waiting on street design to proceed. Plans have just arrived.</p> <p>Funds budgeted for 2010/2011. Location of blisters to be nominated.</p>
28/08/2008	309/08	Phillip Dutton Rest Area	Council approach Hermidale Gymkhana Committee, RTA & Traffic Committee to have a rest area sign posted along the highway on both sides.	Mayor	<p>Letter sent. Discussed at 14th Nov 2008 and 17/8/09 Traffic Committee meeting. RTA will design &amp; install signage. RTA has signed listed.</p>



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am**

	432/08	Lease of Railway Land on Highway	Investigate if the old shell fuel depot area can be transferred to BSC, or otherwise leased.	Mayor	Letter sent and acknowledged. To be followed up.GM in contact with ARTC.
	435/08	Raw Water	Investigate expanding raw water to ovals, parks, gardens & cemetery.	Eng / H&B	Progressively checking on various existing infrastructure. Raw water line from showground to cemetery has been installed. Waiting for contractor to complete connection to cemetery irrigation systems. Funds budgeted 2010/2011 to install pump & irrigation pipe from river to Terangion Street to service showground & cemetery.
23/10/2008	447/08	Residences- Pangee Street	Council to speak to residents.	H & B	Fine issued significant improvement in condition of yard. Further inspections are planned. Court Order to clean up. Matter referred to ARTC for action. Contact with new residences & advised will clean up.
22/01/2009	6/09	Recycling	Approach Yarrabin & Western District Supported Employment to discuss the idea. Representatives from Council, Yarrabin & WDSE visit Gilgandra recycling complex. Gauge the support of the community once more information is obtained.	Mayor	To hold discussions with Yarrabin and Supported Employment to dispense recycling services.  Representative attending June 2010 Council Meeting.



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am

			Proceed further to establish a recycling complex in Bogan Shire if investigations seem favourable.		
	9/09 467/09	Ambulance Station	Council express interest in acquiring the former ambulance station premises.	Mayor	Continuing investigating and testing on contamination. Still waiting on reports to be sent to Council. Council to obtain copy of rules when released.
	164/2010				<p>National Guidelines to be applied to building, proceed further to insist retain building.</p> <p>Letter sent to NSW Ambulance Service advising Council wishes to retain building for community use.</p> <p>To contact Kevin Humphries Office, report next meeting on the \$ value of the property from a buyer's perspective. Health Dept has advised letter in progress with options to obtain building.</p> <p>Council write to Health Minister asking to acquire station at no cost to be used for community purposes. To date no reply.</p>



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am

	23/09	Community Hall Renewal Fund	Council lodge an application with the Community Hall Renewal Fund for a grant to upgrade the Town Hall.	H & B	Application in progress, quotes obtained to refurbish floorboards, upgrade kitchen, air-conditioning, reconstruct toilets. Asbestos removed by contractor.
26/02/2009 24/09/2009	41/09 398/09	Businesses in Residential Areas	Advise all residents of the need to adhere to Legislation and Regulations relating to the conduct of businesses in residential areas.	H & B	Meetings held with two residents 15th April 2009. Progress report to Council June 2009. Electricity and sewer issues. Meeting held 16 <sup>th</sup> September 2009 with owners. Alternate site suggested. Council to put proposal to owners. Council progress the alternate site & retain ownership. Council depot not considered satisfactory, looking at land near airport. Currently sewerage systems being installed.
26/03/2009	99/09	Waste Depot	Make representations to the Minister to expedite acquiring more land for a new tip cell from Livestock Pest & Health Authority.	H & B	Waiting for reply from Dept of Lands to receive instructions. Meeting with RW Corkery regarding design and construction of new waste facility. In progress. Ask for quote for waste.

Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am

25/08/2009	430/09	Drug & Alcohol Policy (Fit for Work Policy)	Report to October 2009 Council Meeting.	GM	Report to October 2009 Council meeting with recommendation. Meeting 16 <sup>th</sup> March 2010. Draft Policy to LGSA, USU, Consultative Committee, made available to Public and employees. Letter from USU received. Advice to be received from the LGSA. Met with outdoor staff.
	59/2010				
	339/09	Campervan & Motor Home Rally	Apply for the tender to hold the 2012 Rally in Nyngan	CPO	Application to be completed by 30 <sup>th</sup> September 2009. General Manager of Campervan & Motor Home Assn to visit 30 <sup>th</sup> October 2009. Council have a representative at the rally in Port Macquarie. GM
25/08/2009 17/12/09	363/09 505/09	Levee	Advertise for experienced levee persons to inspect levee & provide costing to bring levee back to acceptable safe standard. Contact other Councils to assist identify suitable levee bank contractors.	Eng	Now investigating option of joint grant funding (1/3 Fed, 1/3 State & 1/3 Council) for an audit of the levee. Levee bank to be assessed. Grant application lodged mid April 2010. Response mid June. To date no advice.
24/09/2009	391/09 196/2010	Caloundra RSL ó Helicopter	Council offer no objection to the proposal, providing a replacement helicopter is simultaneously, & one used during the flood evacuation. Ask for community comment in Council Column.	Mayor	Endorse mounting the helicopter on a pole as per specifications. Helicopter to be painted camouflage.
	437/09 506/09	Mick Glennie Hostel Pathway	Install two disabled pedestrian crossings and improve lighting.	Eng	Traffic hump in Derrybong Street & signs be aware of elderly.



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am

			Approach GWAHS & Country Energy for assistance with costs & lighting.		To be referred to the next traffic Committee meeting. Lighting completed.
22/10/09 25/03/2010	79/2010	House Numbering Oatley Street	House numbers in Oatley to be implemented.	H & B	Details specific to each premises be forwarded to residents & owners in Oatley Street. Letters to Government agencies & `other stakeholders indicating the proposed street address changes. Waiting on response from Australia Post. Response received. Letters now to residents. 14 days for objections ó completed by end of June 2010. Letters to be hand delivered.
26/11/09	458/09	Flashing Lights	Letters to Kevin Humphries & RTA regarding installing flashing lights at schools.	GM	Letters sent. RTA response received. Letter sent to RTA asking if Council can install & pay for lights. Reply Precis February Council Meeting. Council write another letter of safety concern. RTA has advised that a decision on approving Councils to pay for the installation for flashing lights in about one monthø time.
26/11/09	460/09	APC	Letters to surrounding Councils advising of EOI to improve water delivery. Contact Fed Govt to ensure \$12m remains.	GM	Cobar Water Board informed that Council has included \$60,000 in its 2010/2011 Draft Management Plan for channel maintenance.



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am**

17/12/09	531/09	Mitchell Highway	Letter to RTA CEO & Minister re condition of Highway between Nyngan and Nevertire. Council not accepting explanation from RTA CEO.	Mayor	Letters sent to RTA CEO & John Cobb MP re condition of Highway.
17/12/09	539/09	Noxious Weed	Approach Minister for Lands to service notice on African Box Thorn weed for Crown lands.	H & B	Referred to Macquarie Valley Weeds for action.
17/12/09		Doctor Surgery	Doctor to confirm in writing that the design is satisfactory, clauses to included in the lease.	GM	Council proceed to sign lease, doctor to sign a sub-lease. Verbal report at June Council Meeting.
25/02/2010	19/2010	Doctor at Hospital	Letters to Minister & CEO of GWAHS re no VMO in Dr Chang's absence.	Mayor	Letters sent. Reply in May 2010 Precis.
25/03/2010	67/2010	Rural hospitals	Letters to Ministers seeking assurances new Federal proposals will not carry any threat to rural hospitals.	Mayor	Letters have been sent. Letter in May 2010 Precis.
22/4/2010	109/2010	Thomas Mitchell Plaque	Erect plaque in front of Nyngan Newsagency	H & B	Indication portable plaque be located in the VIC. Designed and waiting approval. Council to view plaque July 2010 Council meeting.
22/4/2010	120/2010	Road Closures	Develop fold down signs for temporary road closures to be placed at strategic locations.	Eng	Four variable road closed signs erected. Four additional signs on order.
27/05/2010	146/2010	State Highway between Coolabah & Brewarrina	Support having the State Highway between Coolabah & Brewarrina renamed Arthur Hall VC Highway.	Mayor	Letters of support for the renaming of the highway sent to Roads Minister, Local member and RTA Parkes.
27/05/2010	167/2010	NSW Rural Doctors Network	Council ask NSW Rural Doctors Network what they are expecting as a financial contribution from Council.	GM	Letter sent. No reply to date.



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers on 22<sup>nd</sup> July 2010 at 9.30am**

27/05/2010	171/2010	Lower Weir User	Council write to user asking for documentation regarding water entitlement & advise Council is further investigating matter.	GM	Letter sent. Documentation received.
24/06/2010	181/2010	Recycling	Council ask JR Richards & Sons for a quote to establish kerb side recyclable pick up in Nyngan.	H & B	Advised by JR Richards & Sons proposal to be available prior to August 2010 Council meeting.
24/06/2010	182/2010	Railway Gates	Erect 2 gates at Museum & 2 gates at Heritage walkway.	Eng	Work in progress.
24/06/2010	211/2010	NSW Bush Fire Prone Land Map	Exhibit map on public exhibition for 28 days	H & B	Being advertised week commencing 19 <sup>th</sup> July 2010.
24/06/2010	212/2010	Diving Boards	Check Councils in C Division, Western Division, Pool Managers and Insurers on the issue of diving boards at the swimming pool.	GM	General Manager will provide verbal report at the meeting.

**1.1 Recommendation:** That the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.

**230/2010 RESOLVED** that the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist. **(Ryan/Douglas)**





**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**231/2010** **RESOLVED** that Council write to the Geographical Names Board outlining the reason for naming the State Highway between Coolabah and Brewarrina the "Arthur Hall VC Highway" and request that the name be implemented ready for Anzac Day 2011.  
**(McLaughlin/Hampstead)**

**232/2010** **RESOLVED** that Council consult the Traffic Committee and also seek legal advice with a view to proceed with the installation of the flashing lights at the Nyngan schools.  
**(Ryan/Douglas)**

**233/2010** **RESOLVED** that Council contact the Councils which have diving boards at their swimming pools, inquire about their procedures with the boards, such as extra insurance cost and coverage and if there is allocation of times for using the board. **(Ryan/Douglas)**

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**2 LOWER MACQUARIE WATER UTILITIES ALLIANCE CHECKLIST**

<b>MATTER</b>	<b>DUE DATE</b>	<b>ACTION REQUIRED</b>	<b>STATUS</b>
Bogan Shire to complete Strategic Business Plans for Water Supply and Sewerage	30 June 2008	Send final parcels of data to Dept of Commerce	Not yet done
Technical Committee to investigate potential areas for joint procurement of water supply and sewerage materials.	31 Oct 2008	Investigate	Understand Hunter Councils Regional procurement is arrange a tender ó to be confirmed
Technical Committee to devise a listing of specialist equipment and staff possessed by particular Member Councils which can be utilised on an occasional basis by the other Member Councils as required.		Develop database	Not yet implemented
<p>Since the ability of õsmallö Councils to achieve reliable water supply treatment to the 2004 Australian Drinking Water Guidelines is held up by many in the industry as a key õissueö in the water reform process presently underway across Australia, priority will be given in the first instance to the creation of an Operators Group.</p> <p>In the first instance this Group would undertake self-audits across the Alliance for the information of the Technical Committee so that the Alliance can assess for itself the quality of the processes and practices in use at each Member Councilsø facilities.</p>		Form Operators group & undertake self-audits	<p>Operators group formed.</p> <p>A drinking water improvement management plan is likely to become a mandatory õbest practiceö requirement and so is likely to become a brief for another regional plan.</p>

**2.1 Recommendation**

That the report relating to the Lower Macquarie Water Utilities Alliance be received and those items marked as õCompletedö be removed from the checklist.



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**234/2010 RESOLVED** that the report relating to the Lower Macquarie Water Utilities Alliance be received and those items marked as "Completed" be removed from the checklist.  
**(Ryan/Douglas)**

Other Matters

Bogan Tourism & Business Meeting held on 15<sup>th</sup> July 2010.

Council Douglas provided a verbal report of the meeting. Minutes to be sent to Councillors.

Matter of concern - complaints regarding the condition of the public toilets in Davidson and Rotary Parks.

Councillors to inspect the toilets in Davidson Park at lunch time.

**235/2010 RESOLVED** that Council allocate funds from the Tourism vote to improve the façade of the empty buildings in Pangee Street, such as local photos and displays. **(Dutton/Neill)**

**236/2010 RESOLVED** that Council write to Tritton Mines asking for photos for the displays in the empty buildings in Pangee Street, and inquiry about the introduction of mine tours.  
**(Douglas/Hampstead)**

### **3 MODEL CODE OF CONDUCT**

#### **3.1 Introduction**

The purpose of this report is to provide details on complaint(s) raised during the year ending 30<sup>th</sup> June 2010.

#### **3.2 Background**

The Model Code of Conduct establishes the requirement to report annually to Council.

#### **3.3 Issues**

The complaint related to alleged breaches of the code. No further action on the complaint is planned.

#### **3.4 Assessment**

**3.4.1 Strategic Implications:** - Nil

**3.4.2 Statutory and Policy:** - The General Manager is required to report annually to Council



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

- 3.4.3 Consultation:** - Nil
- 3.4.4 Technical assessment:** - Nil
- 3.4.5 Financial Implications:** - Nil
- 3.4.6 Tables and graphs** - Nil

**3.5 Conclusion**  
Nil

**3.6 Recommendation**  
That the report be received and noted.

**237/2010 RESOLVED** that the report be received and noted. **(Hampstead/Dutton)**

Council adjourned for lunch at 12.20pm and resumed at 1.50pm.

Councillors inspected the toilets at Davidson Park.

**238/2010 RESOLVED** that Council obtain a quote for a major upgrade of the toilets in Davidson and Rotary Parks. Items to be considered in the quote include tiling, paper holders, door latches, skylight, update urinals, rendering and improving floor waste. Costing to be provided at the next meeting. **(McLaughlin/Griffiths)**

Cleaning ó Council look into an upgrade in the level of cleaning immediately.

**239/2010 RESOLVED** that Council investigate employing contractors to clean the public toilets twice per day at lunch time and 6.00pm. **(Ryan/Douglas)**



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

## **REPORTS TO ORDINARY MEETING OF COUNCIL - MANAGER OF CORPORATE SERVICES' REPORT**

### **1 BANK RECONCILIATION**

At the time of writing this report the Bank Reconciliation for June 2010 had not reconciled due to problems with the bank reconciliation program in Civica. It is expected a reconciliation will be forth coming in time for the meeting.

### **2 INVESTMENTS**

#### **2.1 Introduction**

The purpose of this report to is to outline the performance of Council's investment portfolio for June 2010.

#### **2.2 Background**

In accordance with Clause 212 of the Local Government (General) Regulation 2005 a report must be presented to the Council setting out details of all the money that the Council has invested under section 625 of the Act.

#### **2.3 Issues**

The Investment report for June 2010 is attached. At the end of June, Council had \$5.024 million invested which is some \$218,136.95 down from the previous month. As of the end of June the Westpac Maxi Account will be included in the Bogan Shire Investment Account balance to facilitate the new Authority software.



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**Investment Movements for June 2010**

Invest No.	Source	B/Fwd from 31/05/2010	Interest Earned	Matured	Renewal Funds	New Funds	Rate %	Maturity Date	Days	Balance @ 30/06/2010
837	Bankwest			-		0.00	5.45	31/05/2010		0.00
802	Westpac - Max-i Direct	472,377.91	0.00			(218,136.95)	3.55	On call	N/A	254,240.96
826	Commonwealth Bank	0.00		-			4.60	0/01/1900	212	0.00
830	IMB Society	176,682.86					6.09	4/11/2010	180	176,682.86
831	IMB Society	823,317.14					6.09	4/11/2010	91	823,317.14
832	St George Bank	950,000.00	-	-		0.00	6.20	On call	N/A	950,000.00
833	NAB	820,000.00					5.95	14/12/2010	180	820,000.00
834	Bankwest	500,000.00					5.45	1/07/2010	30	500,000.00
835	Suncorp- Metway	1,000,000.00			0.00		6.40	13/07/2010	181	1,000,000.00
836	Westpac	500,000.00				0.00	5.80	12/12/2010	180	500,000.00
		<b>5,242,377.91</b>	<b>194,000</b>	<b>-</b>	<b>-</b>	<b>(218,136.95)</b>				<b>5,024,240.96</b>



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

<b><i>SUMMARY</i></b>	
Bankwest	500,000.00
Commonwealth Bank	0.00
IMB Society	1,000,000.00
NAB	820,000.00
St George Bank	950,000.00
Suncorp- Metway	1,000,000.00
Westpac	500,000.00
Westpac - Max-i Direct	254,240.96
Bank Of Queensland	-
<b><i>RECONCILIATION WITH GENERAL LEDGER</i></b>	
Balance per above	5,024,240.96
General ledger a/c no. 19010.8200.8200	5,024,240.96
	<i>0.0</i>



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**2.4 Assessment**

**2.4.1 Strategic Implications**

Nil

**2.4.2 Statutory & Policy**

Consideration of this report means that Council is complying with the Local Government (General) Regulation 2005.

**2.4.3 Consultation**

Nil

**2.4.4 Financial Implications**

Nil

**2.4.5 Technical Assessment**

Nil

**2.4.6 Graphs & Charts**

Nil

**2.5 Conclusion**

Nil

**2.6 Recommendation**

That the report be received and noted.

**240/2010 RESOLVED** that the report be received and noted. **(Ryan/Neill)**

**3 SUMMARY OF RATE COLLECTIONS**

**3.1 Introduction**

The purpose of this report is to provide a comparison of rate collections as at June 2010, with the same period last year.

**3.2 Background**

Nil.

**3.3 Issues**

Historically Bogan Shire staff has provided this report for the information of Councillors.





**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**3.4 Assessment**

**30-June-2010**

	<b>2009/2010</b>	<b>2008/2009</b>
Arrears as at 30th June previous year	<u>460,020.62</u>	<u>379,727.16</u>
Plus Levy	3,355,566.50	3,179,030.50
Transfers from Postponed	11,672.98	18,710.00
<b>Gross Levy</b>	<b>3,356,843.30</b>	<b>3,577,467.66</b>
Less Pensioner Concession (State)	-	-
Pensioner Concession (Council)	42,419.04	43,304.99
Transfers to Postponed	-	-
Abandoned	34,709.53	35,435.47
Levy Rebate	-	-
	3,347.62	4,163.94
	-	-
	11,190.92	17,326.26
	-	-
	10,009.97	18,697.68
<b>Net Total Levy for Year</b>	<b>3,715,186.84</b>	<b>3,458,539.32</b>
Less Payments to the 30 June 2010	-	-
Plus Refunds	3,250,688.45	2,728,388.51
<b>Net Total Balance</b>	<b>835.74</b>	<b>911.05</b>
	<b>465,334.13</b>	<b>731,061.86</b>
Plus Postponed	36,568.10	36,568.10
<b>Gross Total Balance</b>	<b>501,902.23</b>	<b>767,629.96</b>
<b>Collection % of Total Receivable</b>	<b>87.50%</b>	<b>78.86%</b>
<b>Arrears % of Total Receivable</b>	<b>12.38%</b>	<b>21.14%</b>



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**3.4.1 Strategic Implications**

Nil

**3.4.2 Statutory & Policy**

Nil

**3.4.3 Consultation**

Nil

**3.4.4 Financial Implications**

Nil

**3.4.5 Technical Assessment**

Nil

**3.4.6 Graphs & Charts**

Nil

**3.5 Conclusion**

Nil

**3.6 Recommendation**

That the report be received and noted.

**241/2010 RESOLVED** that the report be received and noted. **(Douglas/Dutton)**

The Rates Officer to be commended on the rates report.

**4 LAND AT GIRILAMBONE**

Estate CM Mankin and AM Forsyth

**4.1 Introduction**

The property has been subject to rate collection action and the solicitors have seen that most of the rates have been paid.

**4.2 Background**

The solicitors are acting for the executrix Mrs Annie Forsythe who wishes to have the land at Girilambone passed to the Bogan Shire Council. The outstanding rates for the 2010 year have been paid. Council has been contacted previously and decided to refuse the land.

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

The solicitors have written to the Council and again requested that the land be accepted as a gift as they have attempted to sell or pass the land to others but without success. How hard they have tried to sell the property is not known. The Council Rates Clerk will confer with a contact that is interested in acquiring property in the villages outside of Nyngan to maybe assist in a sale of this land.

**4.3 Issues**

The land is at a site that is not in demand by Council. The land is not of interest to Council.

**4.4 Assessment**

**4.4.1 Strategic Implications**

Nil

**4.4.2 Statutory & Policy**

Council should as a matter of policy not act in a capacity as a real estate agent to assist in the sale of private land where council has no interest in the property concerned.

**4.4.3 Consultation**

Nil

**4.4.4 Financial Implications**

Council needs privately owned land to raise rate revenue. If Council accepts the owner's gift then Council's revenue will be decreased and a precedent set so that others who have land that they do not wish to manage can be easily forfeited to the Local Government Authority which will then in turn have the obligation to sell the property.

**1.4.5 Technical Assessment**

Nil

**1.4.6 Graphs and Charts**

Nil

**4.5 Conclusion**

Council should decline the offer of the property at Girilambone.

**4.6 Recommendation**

That Council decline the offer made by the Solicitors.

**242/2010 RESOLVED** that Council decline the offer made by the Solicitors.  
**(Douglas/Kennedy)**



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

Other Matters

Council Ryan raised the issues of the dishwasher at the Town Hall and the shelter at the Nyngan Truck & Travel not being listed in the Management Plan.

Councillor Ryan questioned figures in the Management Plan.

The Manager of Engineering tabled the Works Program for 2010-2011.

Yarrandale Road Project ó Council waiting on the draft agreement, project to commence early August.

Environmental Services Department:-

The Insurance Claim in respect of damage sustained while the new Council Chambers was in transit to Nyngan has been lodged. A sundry debtor representing the amount of the claim is included in Council's accounts. Council should receive advice Friday, 30<sup>th</sup> July 2010. There were external and internal delays in the processing of the claim. Council has not received definite advice that the claim will be paid.

Pro Cert Building Inspectors have been engaged to visit Bogan Shire for two days per week to undertake building inspections.



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

**PRECIS OF CORRESPONDENCE**

**1 GREATER WESTERN AREA HEALTH SERVICE**

Attached is a copy of correspondence received from GWAHS in reply to Council's letter requesting the signage to the entrance of the new hospital to be made more conspicuous.

**1.1 Recommendation:**

That the report be received and noted.

**243/2010 RESOLVED** that the report be received and noted. **(Ryan/Kennedy)**

**2 NYNGAN COMMUNITY HOMES ASSOC INC.**

Attached is a copy of correspondence received from the Nyngan Community Homes Inc advising that at a special meeting a resolution was passed that:-

the Committee meet with the Bogan Shire Council members with a view of the Council taking over the Nyngan Community Homes Association Incorp, and with a view of establishing further retirement units in Nyngan.

**2.1 Recommendation:**

For Council's Consideration.

**244/2010 RESOLVED** that Council invite the Nyngan Community Homes committee to meet with Council with the view of:-

Council taking over the Nyngan Community Homes Association Incorp; and establishing further retirement units in Nyngan. **(Kennedy/Dutton)**

**3 GOVERNMENT WEEKLY CIRCULARS**

Weekly Circulars 23/10 to 26/10 are tabled for Council's information. Copies of the Circulars Indices and Summary of Items have been dispatched to Councillors.

**3.1 Recommendation:**

That the Local Government Weekly Circulars be noted.

**245/2010 RESOLVED** that the Local Government Weekly Circulars be noted.  
**(Dutton/Griffiths)**



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am

## DELEGATE'S REPORT – Cr JE Hampstead OAM

### 1 OROC- Health Meeting

On Friday 2<sup>nd</sup> July 2010 I attended a meeting with other OROC Councils with Dr Richard Mathews concerning health concerns and upcoming changes in the Health System. The CEO of GWAHS was to be in attendance, but was not at the meeting.

Like other attendees I expressed Council's concern that our hospital remain viable and that services be maintained and improved particularly on that at all times we have a doctor available at the hospital and that medical services be improved.

We were informed that an independent umpire will decide on the funding each hospital will receive under the new arrangements, and that distance and other factors would be taken into consideration, whilst assessing the amount small and remote hospitals such as ours receive. The funding will belong to the hospital and a central authority, with 60% of that funding being Federal and 40% State.

The make up of the area we are to be in is yet to be decided. It will be a political decision and Dr Mathews urged us to contact our local members and lobby them. It was pointed out by all present that could be difficult as we only have the one local member.

The new boards are now to be called Governing Councils and their makeup is also yet to be finalised. It all sounded very reassuring, but I feel that Council will have to closely watch developments and take action where it can.

#### 1.1 Recommendation

That the report be received and noted.

**246/2010 RESOLVED** that the report be received and noted. **(Hampstead/Griffiths)**



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers  
on 22<sup>nd</sup> July 2010 at 9.30am**

Other Matters

Senior Staff

Ms Theresa Haley new Manager of Corporate Services to commence duties Monday 26<sup>th</sup> July 2010.  
Mr Neill Turner, Acting Manager will be at Bogan Shire for another three weeks to one month.

Discussions have been conducted with Orange City Council concerning Professional Development for two staff members.

Cr McLaughlin now left the meeting, the time being 2.50pm.

Council has been nominated for a Cancer Council Award. The Mayor will be present at the Award Ceremony during Local Government Week.

The Museum has been notified of being the recipient of funding.

Council's application for a shade structure at swimming pool has been unsuccessful.

Council thanked Mr Josh Loxley for his contribution to Council during his time with Bogan Shire.

There being no further business the meeting closed at 3.00pm.

These Minutes were confirmed by resolution at a meeting held on 26<sup>th</sup> August 2010 and were signed as a true record.

í í í í í í í í í í í í í

**GENERAL MANAGER**

í í í í í í í í í í í í .

**MAYOR**

