

BOGAN SHIRE COUNCIL

Minutes

26th August 2010



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

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

Declaration of Pecuniary Interest: Cr Glen Neill – Booramugga Road Opening.

The following resolutions arose from decisions made in the Closed and Confidential Section of the Meeting held on 26th August 2010.

247/2010 EXCLUSION OF PRESS AND PUBLIC: RESOLVED that the Committee move into a closed and confidential section of the Council Meeting because if information provided and discussed involves matters concerning particular individuals other than Councillors. (**Dutton/Griffiths**)

<u>248/2010</u> APOLOGY: RESOLVED that the apology for the absence received from Councillor McLaughlin be accepted and she be granted leave of absence from both meetings. (Neill/Ryan)

249/2010 RESOLVED that Council accepts the following tenders:-

- 1. The tender of Westrac for the supply of a Cat 140M grader in the amount of \$365,000.
- 2. The tender of Conplant for the supply of an Ammann AP240 in the amount of \$134,880. (Neill/Douglas)

250/2010 RESOLVED that Council:-

- o pays \$220.00 per week, incl GST in rent;
- o pays insurance for plate glass only;
- o pays water rates only;
- o pays for the installation of the new meters externally for electricity and water;
- o pays internal cleaning only;
- o asks that Council receive a response within 14 days;
- o asks for 5 x 5 term lease; and
- o informs the doctor of Council's resolution. (Hampstead/Ryan)

<u>251/2010</u> INCLUSION OF PRESS AND PUBLIC: RESOLVED that the meeting move into open Council. (Griffiths/Ryan)



252/2010 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 22nd July 2010, copies of which has been circularised to Councillors be taken as read and confirmed. (**Hampstead/Ryan**)

Business arising from the Minutes

RCLIP Funding Larkin Oval – convene a meeting with football and cricket users to update progress.

Minute 226/2010 – Telstra Technician Redundancy - no progress with Council's efforts to have the technician reinstated.

Yarrandale Road – received one draft agreement which was not acceptable as presented. Another agreement has been received and forwarded to Council's Solicitors.

Insurance Claim – Executive Department – waiting on consignment note from Transport Company.



COMMITTEE MINUTES

1. BOGAN SHIRE COUNCIL TRAFFIC COMMITTEE MEETING

Held on 11th August 2010

Present: Mr Joe Sulicich (RTA), Mr Peter Garrick (RTA), Mr Michael Enright (Local MP's Representative), Sergeant Tony Wood (Police) Mr Michael Brady (General Manager Bogan Shire Council), Mr Mike Ryan (Acting Manager of Engineering Service Bogan Shire Council), (Mr Ray Donald Mayor Bogan Shire Council), Mr Jim Hampstead OAM) Deputy Mayor Bogan Shire Council) and Mr Alister Quarmby (Works Manager Bogan Shire Council). Mrs Cathy Ellison.

Mr Ray Donald in the Chair.

<u>Apologies:</u> Recommended that the apologies received from Mr Glen Neill and Mr Rob Avard be received. (Hampstead/Ryan)

Recommended that the Minutes of the last meeting held on the 13th May 2010 be adopted. (**Ryan/Quarmby**)

Business arising from the previous meeting:

• Hermidale Rest Area Advance Signage:

Vince Green spoke to Jamie at the hotel and not Joe Sulicich as indicated in the Minutes.

• School Zones:

Mr Sulicich advised that to change the speed zones, all applications must go the RTA CEO who will then consult the Minister. It is unclear (and in response to a question from Michael Brady) whether the Minister directed that the applications for speed zones variations goes through the Minister.

• Regrowth on Highway Verges:

Mr Sulicich (RTA) indicated funding is available for clearing of road verges, program to extend from Byrock to Nyngan.

Discussion:

• Phillip Dutton Rest Area

The Committee was advised that dedicated rest and signs areas cannot be named after a person.

This area can be named the Hermidale Rest Area.



Subject to the Hermidale community's approval the area will be called the Hermidale Rest Area and Council will maintain this area.

• Arthur Hall VC Highway

The Committee was advised of Council's representation to the local Member and the Geographical Names Board to have the highway between Coolabah and Brewarrina named the "Arthur Hall VC" Highway.

• Parking Bay Hermidale

Issue with residents at the Hermidale Motel Outback Lodge concerning the noise from the large trucks parking out the front of the motel. A petition has been signed by Hermidale residents according to the RTA and presented to the RTA.

General Business:

Amber flashing lights during school hours

Bogan Shire Council has requested permission to install amber flashing lights at the schools during school hours. The Committee was advised that Nyngan does not meet the criteria to have the lights installed at the schools.

<u>Recommended</u> that the Traffic Committee support Bogan Shire Council's intentions to install amber flashing lights near the 40kms school zones in Nyngan, subject to legal endorsement. (Hampstead/Brady) unanimous

RTA Funding

The RTA is putting together a five year forward program for road safety.

There is RTA funding available for ten to twelve projects for Bogan shire Council to undertake.

RTA funding of \$20,000 is currently available for a project.

RTA can:-

fund ramps / refugees from hospital to CBA; and assist with blisters.



Recommended that Council allocate \$20,000 towards blisters rather that pedestrian ramp, and that Council involve the schools in the decision. This decision will be put to a Council meeting and advice on the decision forwarded to the RTA. **(Hampstead/Enright)**

• Mitchell Highway

There is now evidence to support the dangerous condition of the Mitchell Highway.

• Overhead Camera – Mitchell Highway

Safety Cam has been installed near overhead camera.

There being no further business the meeting closed 2.45pm

Next meeting - Friday 12th November 2010 at 9.30am

1.1 Recommendation: That the report be received and noted.

253/2010 RESOLVED that the report be received and noted. (Hampstead/Ryan)

Discussion

- Arthur Hall VC Highway
- Flashing Lights

Council adjourned for morning tea 10.30am and resumed at 10.50am

Mr Kieran Smith, Acting Manager of Environmental Services now attended the meeting.

Mrs Donna Pumpa now attended the meeting and displayed the Cancer Council Local Government Partnership Award won by Council during the recent Local Government Week. Donna is to be congratulated on her efforts to achieve this Award. Donna now left the meeting.



1. MINUTES OF THE CONSULTATIVE COMMITTEE MEETING

Held 20th July 2010

<u>Present:</u> <u>Chairperson</u> – Mr Josh Loxley – Manager of Environmental Services representing

Department Environment Planning Association

Mr Mike Ryan – Manager of Engineering Services – Council Management

Mr Brad McDougall - representing USU Indoor Engineering Department

Mr Peter Giles – representing USU Outdoor and USU representative

Mr Terry Dray – USU Regional Organiser

Mrs Cathy Ellison – EA

Recommendation: That the apology received from Darren Bland be accepted. (Giles/McDougall)

Recommendation: That the Minutes of the Consultative Committee meeting held on 21st January

2010 be confirmed. (McDougall/Giles)

Discussion:

Draft Fit for Work Policy

The General Manager conducted a meeting with the outdoor staff Wednesday, 14th July 2010, concerning the Draft Fit for Work Policy.

The USU had submitted a submission to the Draft Fit for Work Policy.

Recommendation: That the General Manager be asked to advise the Consultative Committee of the recommendations of the Fit for Work Committee. (**Giles /McDougall**)

Issue raised from the outdoor staff meeting Wednesday 14^{th} July 2010:- declaring medication / random testing.

Position Description re: Salary Range Wording

Wording Position Description: Level/Salary Range:- Grade commensurate with experience.

Recommendation: That included in the position description - level/salary range the wording be - Grade commensurate with skills and experience. (Giles /Ryan)



• General Manager's Report to the June 2010 Council Meeting – Organisational Structure

Items 1-8 Minute No 175/2010 24th June Council Meeting 2010

The Manager of Environmental Services to obtain clarification on the above resolution of Council.

Recommendation: That the new structure, showing bands and levels be presented to the Consultative Committee. (Giles/Loxley)

The Chairperson of the Consultative Committee advised the meeting of his resignation with Council.

Next Meeting: Tuesday 7th September 2010 at 9.00am.

There being no further business the meeting closed at 10.00am.

2.1 Recommendation:

That the report be received and noted.

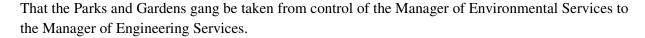
254/2010 RESOLVED that the report be received and noted. (**Griffiths/Neill**)

Discussion

Draft Fit for Work Policy is still in progress.



NOTICE OF MOTION



Signed:

JE Hampstead

KM Ryan

It was **MOVED** that the Parks and Gardens gang be taken from control of the Manager of Environmental Services to the Manager of Engineering Services. (**Hampstead/Ryan**)

It was PUT to Council and LOST.



MAYORAL MINUTE

1 ONE ASSOCIATION CONVENTION

We joined 123 of the States' 154 Councils at the One Association Convention at Star City on Monday 16th August 2010. The delegates heard from a representative from Local Government in Western Australia who told how that State had successfully amalgamated three Associations.

The meeting very quickly agreed to form One Association to represent Local Government in NSW and to have two divisions – rural and urban. The rural areas would have no divisional structure.

Initially there would be a board of directors with ten members from both rural and urban areas – elected by the respective divisions for two year terms. The President would be elected by all Councils and be for a two year term (maximum four years) alternating between rural and urban. Two Vice Presidents would be elected for a two year term and be nominated from both regions, and the Treasurers from anywhere.

The main area of contention was voting rights to elect the Board of Directors and vote for motions at Conferences. Initially one vote one Council was proposed which is what we supported, however the larger city Councils led by Bankstown object to this and threatened to leave. An initial compromise was then discussed to give all Councils one vote and then allow the larger city Councils and Councils like Newcastle a proportional voting system to acknowledge their population. The end draft result was to see the rural and regional Councils vote, roughly equal to the vote from large Councils that had a proportional perspective. This enabled the Convention to proceed. The meeting agreed to abolish Associate membership so Land Councils and County Councils are now equal.

The real test of the day will be through the Local Government Associations Annual Conference in Albury late in October, however a new Constitution needs to be drawn up after the two Associations consider the outcomes of last Monday.

1.1 Recommendation

That the report be received and noted.

255/2010 RESOLVED that the report be received and noted. (Dutton/Kennedy)



2 LOCAL HEALTH NETWORKS

The State Government has released a discussion paper on Health Reform in NSW implementing the Federal Government's National Health and Hospital Network for Australia's future. This discussion paper sees NSW broken up into eight metropolitan and seven rural and regional areas to replace the existing eight area health regions.

Nyngan is one of forty hospitals in the central west area containing Dubbo, Orange and Bathurst. Murrumbidgee contains thirty two hospitals and includes the large regional hospitals of Wagga and Griffith. The only change from the existing GWAHS is that Broken Hill, Ivanhoe, Menindee, Tibooburra and Wilcannia have been separated into the far west area. It is well known that GWAHS has been completely dysfunctional because of its size and yet the new area is only marginally smaller. They have based these local health networks on population rather than distance. Council needs to strongly support dividing the central west area so that Dubbo is the regional centre for half the area and Bathurst and Orange the other centre.

2.1 Recommendation

That Council send a submission to the State Government strongly lobbying to have the central west area divided and centred on Dubbo.

256/2010 RESOLVED that Council send a submission to the State Government strongly lobbying to have the central west area divided and centred on Dubbo. (**Griffiths/Neill**)

Other matters:

257/2010 RESOLVED that Council approach the mines and together both Council and the mines approach Brindabella Air Services who are now delivering an air service to Cobar, to ask if the company would consider an air service into Nyngan. (**Douglas/Dutton**)

Modernising Local Government Discussion Paper – to be discussed at the next meeting, send a copy of the paper to Councillors with Minutes.



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 221/2010	Library	Investigate installing suitable electronic doors to library.	Н & В	Application for RCLIP grant submitted 29 th July 2010.
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. GM met with Nyngan Community Homes and they will write to Council on the matter.
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	To be progressed. Land north of the hospital to be investigated. GM to attend meeting on 30/6/2010. Letter Précis July 2010.
22/07/2010	244/2010		Nyngan Community Homes committee to meet with Council.	GM	
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.



	ı	1	on 26 th August 2010 at 9.30am	T	,
24/01/2008	438/08	Swimming Pool	Report to February Council Meeting-	H & B	Second application for new Aquatic
26/11/2009	466/09		assessment of pool structure / cost to		& Fitness Centre under Regional and
			repair existing pool / repairs not feasible		Local Community Program Strategic
			cost to construct a new pool.		Project not successful.
					GM met with Minister Albanese &
					Parliamentary Secretary.
					Council needs to have project ready
					for next round of Jobs Fund.
					Maximum grant \$2M.
					Recommend project be staged.
					Surveyor's plans completed.
					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.
					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.



34/04/2008	106/08	Treated	Call tenders	Eng	Contract amendments completed.
34/04/2000	100/08		Can tenders	Ling	
		Sewerage			Bore hole drilling for groundwater
		Effluent Project			quality monitoring completed.
					Contractor engaged for power line
					construction.
					Draft Site Suitability Plan and Site
					Management Plan submitted to
					DECCW. Licence variation
					approved.
					Quotes received for pump and
					pipework and being evaluated.
					Menzies Irrigation engaged.
					Agreement signed.
24/04/2008	140/08	Main Street	Advertise preliminary street plans & seek	H & B	Meeting held with landscape
_ ,, , , , _ , ,			community comment.		architect to further develop the brief.
					Includes Nymagee & 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.
					Funds budgeted for 2010/2011.
					Location of blisters to be nominated.
					Planting early October 2010.
28/08/2008	309/08	Phillip Dutton	Council approach Hermidale Gymkhana	Mayor	Letter sent. Discussed at 12 th August
20/00/2000	303/00	Rest Area	Committee, RTA & Traffic Committee to	Iviayoi	2010Traffic Committee meeting.
		Kest Alea			
			have a rest area sign posted along the		RTA will design & install signage.
			highway on both sides.		RTA has signed listed. Rest Area
					cannot be named after a person.



	122/00	T C	Oil 20 August 2010 at 9.50aiii	1.6	T.,, , 1 1 1 1 1 2 2 1
	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. Follow up with the local member Kevin Humphries & 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. Check on condition of yard.
	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.



		on 20 August 2010 at 3.50am		1
				National Guidelines to be applied to building, proceed further to insist retain building.
				Letter sent to NSW Ambulance Service advising Council wishes to retain building for community use.
				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.
164/2010				Council write to Health Minister asking to acquire station at no cost to be used for community purposes. Reply received.
				Verbal report at the meeting.
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. Application to be lodged by end of week.



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 th 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. Investigate if a cell can be put in the middle between the two original cells.
25/08/2009	430/09 59/2010	Drug & Alcohol Policy (Fit for Work Policy)	Report to October 2009 Council Meeting.	GM	Report to October 2009 Council meeting with recommendation. Meeting 16 th March 2010. Draft Policy to LGSA, USU,



			on 26 August 2010 at 9.30am		
					Consultative Committee, made available to Public and employees. Letter from USU received. Advice to be received from the LGSA. Met with outdoor staff.
	339/09	Campervan & Motor Home Rally	Apply for the tender to hold the 2012 Rally in Nyngan	СРО	Application to be completed by 30 th September 2009. General Manager of Campervan & Motor Home Assn to visit 30 th October 2009. Council has a representative at the rally in Port Macquarie.
24/09/2009	391/09 196/2010	Caloundra RSL – 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. To contact Caloundra re current position.
	437/09 506/09	Mick Glennie Hostel Pathway	Install two disabled pedestrian crossings and improve lighting. Approach GWAHS & Country Energy for assistance with costs & lighting.	Eng	Traffic hump in Derrybong Street & signs be aware of elderly. To be referred to the next traffic Committee meeting. Lighting completed. Speed humps approved by Traffic Committee at 13 th May 2010 Meeting. Council to install.



22/10/09	79/2010	House	House numbers in Oatley to be	H & B	Details specific to each premises be
25/03/2010		Numbering Oatley Street	implemented.		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. 28 days for objections – completed by end of June 2010. Letters delivered Friday 13 th August 2010.
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
22/07/2010	232/2010				about one month's time. Consult with the Traffic Committee. Advised by the Traffic Committee 12 th August 2010 of its support to install the amber flashing light, subject to legal endorsement.



26/11/09	460/09	APC	Letters to surrounding Councils advising of EOI to improve water delivery. Contact Fed Govt to ensure \$12m	GM	Cobar Water Board informed that Council has included \$60,000 in its 2010/2011 Draft Management Plan for channel maintenance.
	223/2010		remains. Try and obtain more Government funding to complete the piping of the APC project.	Mayor	Take whatever action necessary, be it a trip to Canberra. Letter in Precis August 2010.
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 Chan'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.
22/07/2010	231/2010		Letter to Geographical Names Board outlining reason for the renaming of the highway.	Mayor	Letter sent.
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.
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.
22/07/2010	229/2010	SES	Approach SES in Dubbo seeking funds for improvements to the local SES building.	Mayor	Letter sent.
22/07/2010	233/2010	Diving Boards	Contact Councils which have the diving board, inquire about their procedures with the boards, such as extra insurance and coverage, allocation of usage time.	GM	Contact has been made with Lachlan, Warren and Cobar Shire Councils. Waiting on a reply from Warren. Verbal report at the Council meeting. Correspondence to be presented to community meeting.



22/07/2010		Cheques	Have the word 'Nyngan' on Council's cheques.	GM	Approach has been made to Westpac, Dubbo, advised to send another letter with the request.
22/07/2010	236/2010	Tritton Mines	Council write to Tritton Mines asking for photos for the displays in Pangee Street and inquire about the introduction of mine tours.	GM	Letter sent.
22/07/2010	238/2010	Toilets	Obtain quotes for major upgrades of the toilets in Davidson and Rotary Parks	H & B	Some quotes received, still waiting on one quote. Will be available for the Council meeting. Verbal report at the meeting.
22/07/2010	239/2010	Cleaning of Toilets	Council investigate employing contractors to clean the public toilets.	H & B	Council is now cleaning toilets three times per day, twice on Saturday and once on Sunday.



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

258/2010 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist. (**Hampstead/Griffiths**)

259/2010 RESOLVED that the community meeting to discuss the Swimming Pool be held as soon as possible in September 2010. (**Douglas/Kennedy**)

260/2010 RESOLVED that Council accepts the quotes for the upgrades of the toilets in Davidson and Rotary Parks. (**Ryan/Hampstead**)

LEP – Hermidale – DA needs to meet requirements and comply with regulations.



2 JUNE QUARTERLY MANAGEMENT PLAN

2.1 Introduction

The purpose of this report is to consider the targets set by Council's Management Plan, for the quarter ended 30th June 2010.

2.2 Background

Section 406 and 407 of the *Local Government Act 1993* requires councils to prepare and adopt an annual Management Plan and then a "report to the Council must be prepared as to the extent to which the performance targets set by the council's current management plan have been achieved".

1.3 Issues

The review of the Management Plan together with the progressive outcome comments have been attached and no further comment needs to be tabled.

1.4 Assessment

1.4.1 Strategic Implications

Nil

1.4.2 Statutory & Policy

Consideration of this report means that Council is complying with the *Local Government Act* 1993.

1.4.3 Consultation

The review was compiled after all Senior Officers had provided an assessment and update of their respective items.

1.4.4 Financial Implications

Nil.

1.4.5 Technical Assessment

Nil

1.4.6 Graphs & Charts

Nil

1.5 Conclusion

Nil

1.6 Recommendation

That the report be received and noted.

261/2010 RESOLVED that the report be received and noted. (**Kennedy/Griffiths**)

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26th August 2010

3 INTEGRATED PLANNING AND REPORTING WORKSHOPS

3.1 Introduction

The purpose of this report is to seek approval to hold briefing sessions as part of Bogans Shire's solution to Integrated Planning and Reporting.

3.2 Background

The Local Government (Planning and Reporting) Act 2009 was assented to on 9th October, 2009 and included transitional provisions to enable councils to select when they will commence under the new Integrated Planning and Reporting Framework.

Councillors may recall a report to the November Council meeting on Integrated Planning and Reporting and resolved to be included in group 3, wherein the Community Strategic Plan and Delivery Program will be adopted by 30th June 2012.

3.3 Issues

Pittwater Council have agreed to partner (MOU has now been signed) with Council for the purposes of developing our Community Strategic Plan and Delivery Program. Critical to the development of these plans will be the involvement of councillors, staff, our community and other stakeholders such as the various community groups and state agencies. A councillor briefing session has been planned for the afternoon of 23rd September, 2010, immediately following the Council meeting.

3.4 Assessment

3.4.1 Strategic Implications: - The Strategic Plan will set the future direction

of Council

3.4.2 Statutory and Policy: - Implementation of the Amendment Act is

mandatory

3.4.3 Consultation: - Nil

3.4.4 Technical assessment: - Nil

3.4.5 Financial Implications: - To be determined

3.4.6 Tables and graphs - Nil



General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26th August 2010

3.5 Conclusion

Nil

3.6 Recommendation

That Council agrees to the briefing session taking place on the afternoon of 23rd September, 2010.

<u>262/2010</u> RESOLVED that Council agrees to the briefing session taking place on the afternoon of 23rd September, 2010. (**Dutton/Griffiths**)



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

1 BANK RECONCILIATION

1.1 Introduction

The purpose of this report is to present the reconciliation of Council's cash book, bank statements and ledger bank account as at 31st July 2010.

1.2 Background

The presentation of the reconciliation of Council's cash book, bank statements and ledger bank accounts is not a requirement of any Act but has historically been provided for the information of Councillors.

Bank Reconciliation for July 2010					
Council General Fund					
Bank Statement Balance	\$155,937.83				
Less payments not presented at bank	(\$28,876.50)				
Balance as per Council	\$127,061.33				
Represented by the following in Council Ledgers Account					
19001.18000.8000	\$127,061.33				
Difference	\$0.00				

1.3 Issues

Nil

1.4 Assessment

1.4.1 Strategic Implications

Nil

1.4.2 Statutory & Policy

Nil



1.4.3 Consultation

Nil

1.4.4 Financial Implications

Nil

1.4.5 Technical Assessment

Nil

1.4.6 Graphs & Charts

Nil

1.5 Conclusion

Nil

1.6 Recommendation

That the report be received and noted.

263/2010 RESOLVED that the report be received and noted. (Ryan/Neill)

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 July 2010 is attached. At the end of July, Council had \$5.275 million invested which is some \$32,814 up from the previous month. As of the end of July the Westpac Maxi Account will be included in the Bogan Shire Investment Account balance to facilitate the new Authority software.



Investment Movements for July 2010

Source	B/Fwd from	Interest	Matured	Renewal	New	Rate	Maturity	Days	Balance @
	6/30/2010	Earned		Funds	Funds	%	Date		7/31/2010
Bankwest			-		500,950.79	5.70	29/09/2010	90.00	500,950.79
Westpac - Max-i Direct	472,377.91	0.00			(218,136.95)	3.55	On call	N/A	254,240.96
Commonwealth Bank	0.00		-			4.60	0/01/1900	212	0.00
IMB Society	176,682.86					6.09	4/11/2010	180	176,682.86
IMB Society	823,317.14					6.09	4/11/2010	91	823,317.14
St George Bank	950,000.00	-	250,000.00		0.00	6.20	On call	N/A	700,000.00
NAB	820,000.00					5.95	14/12/2010	180	820,000.00
Bankwest	500,000.00					5.30	3/08/2010	33	500,000.00
Suncorp-Metway	1,000,000.00			0.00		6.40	11/10/2010	181	1,000,000.00
Westpac	500,000.00				0.00	5.80	12/12/2010	180	500,000.00
	5,242,377.91	Nil	250,000.00	_	282,813.84				5,275,191.75

It is hereby certified that these investments have been made in accordance with the Local Government Act 1993 and the Regulations thereto.

SUMMARY	
Bankwest	1,000,950.79
Commonwealth Bank	0.00
IMB Society	1,000,000.00
NAB	820,000.00
St George Bank	700,000.00
Suncorp-Metway	1,000,000.00
Westpac	500,000.00
Westpac - Max-i Direct	254,240.96

RECONCILIATION WITH GENERAL LEDGER	
Balance per above	5,275,191.75
Less Max-i Direct account included with Cashbook reconcilaition	
	5,275,191.75
General ledger a/c no. 19010.8200.8200 + 19001.8001.8000	5,275,191.75
	0.00



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.

264/2010 RESOLVED that the report be received and noted. (Hampstead/Douglas)

3 SUMMARY OF RATE COLLECTIONS

3.1 Introduction

The purpose of this report is to provide a comparison of rate collections as at July 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.



3.4 Assessment

<u>JULY</u>

		2010/2011	2009/2010	2008/2009
Arrears as at 30th June previous year		465,334.13	460,020.62	379,727.16
Plus	Levy	3,483,542.43	3,281,355.58	3,148,898.28
	Transfers from Postponed	17,406.35	10,470.01	16,737.10
Gross Levy		3,966,282.91	3,751,846.21	3,545,362.54
Less	Pensioner Concession (State) Pensioner Concession	-41,362.69	-42,646.56	-41,462.11
	(Council)	-33,842.20	-34,895.74	-33,927.49
	Transfers to Postponed	-6,727.33	-3,347.62	-929.54
	Abandoned	-8,554.32	-10,509.63	-16,737.10
	Levy Rebate	-8,442.56	-9,668.34	-18,924.82
Net Total Levy for Year		3,867,353.81	3,650,778.32	3,433,381.48
Less Pay	ments to the 31st July 2010	-30,826.38	-237,778.12	-29,326.76
Plus Refunds		0.00	0.00	0.00
Net Tota	al			
Balance		3,836,527.43	3,413,000.20	3,404,054.72
Plus Pos	tponed	27,114.52	29,692.47	36,568.10
Gross T	otal Balance	3,863,641.95	3,442,692.67	3,440,622.82
Collection	on % of Total Receivable	0.80%	6.51%	0.85%
Arrears	% of Total Receivable	12.03%	12.60%	11.06%

Due to problems with the Civica conversion that are still not resolved the 2010/11 calculation has been manually calculated.

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.

265/2010 RESOLVED that the report be received and noted. (Neill/Ryan)

266/2010 RESOLVED that Council adopt the revised revision of the budget with adjustments included in the Management Plan. The correct Management Plan to be made available to the public and publicise the adjustments accordingly. (**Dutton/Ryan**)

267/2010 That Council support the lodgement of the grant for the upgrade of the library facility for \$200,000. **(Ryan/Douglas)**

Council adjourned for lunch at 12.30pm and resumed at 1.30pm.

Mr Smith now left the meeting.

The Acting Manager of Environmental Services' Report was discussed during the presence of Mr Smith.



Cr Neill declared an interest and left the room.

REPORTS TO ORDINARY MEETING OF COUNCIL – MANAGER OF ENGINEERING SERVICES REPORT

1 BOORAMUGGA ROAD OPENING

1.1 Introduction

The purpose of this report is to gain a Council resolution to reopen the Booramugga Road deviation and temporarily close the existing old Booramugga Road at Girilambone.

1.2 Background

The existing Booramugga Road is intersected by a haul road which provides access to the Girilambone mine area and safety concerns have been raised by the mine owner, Straits Resources

Council on its recent village tour inspected the location with the mine manager.

The Booramugga Road deviation was constructed in 1993 and used for a number of years before being closed and the old road reopened.

1.3 Issues

The Booramugga Road deviation although previously used was never registered as a public road and where the road passes through land owned by Straits Resources it will need to be legally created by a subdivision. Council has received a plan of subdivision and Development application from Straits Resources.

There is also a short section of road, approximately 50 metres in length which passes through Crown Land designated as Travelling Stock Reserve (TSR) and this short section will need to be acquired by Council by compulsory acquisition under the Just Terms Compensation (Compulsory Acquisition) Act.

The proposed closure to traffic of the existing Booramugga Road will need to be advertised and regular users of the road will need to be consulted.

It is not proposed to formally close the road as it may be reopened by Council at the end of mining operations.



1.4 Assessment

1.4.1 Strategic Implications

The proposal will provide a safer environment for traffic by eliminating an intersection which is dangerous particularly in dusty conditions.

The deviation road was originally built to a satisfactory standard and should not impact on Council's resources apart from regular grading.

1.4.2 Statutory and Policy

Council will be required to resolve to compulsorily acquire the section of Travelling Stock Reserve to complete the road opening from the existing Booramugga Road to Yarrandale Road.

Council will be required to advertise the proposed closure of the existing Booramugga Road which passes through the mine site.

1.4.3 Consultation

The residents and regular users of Booramugga Road will need to be consulted on the proposal.

1.4.4 Technical Assessment

The condition of the road deviation to determine its suitability for purpose will need to be established prior to the subdivision being approved.

Any other conditions placed on the subdivision by the Manager of Environmental Services will need to be met prior to approval.

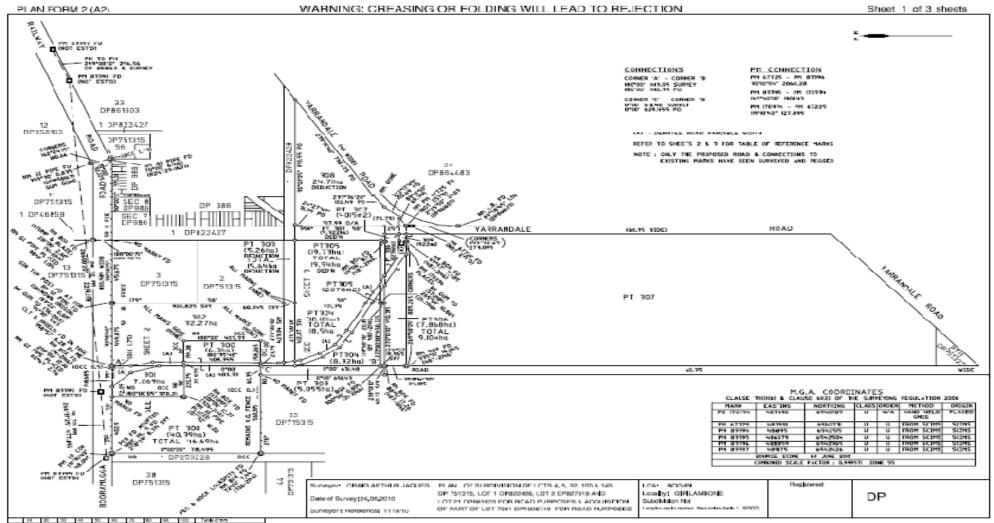
1.4.5 Financial Implications

Straits will be responsible for costs associated with the road opening application and the road will come under Council's control in a condition that does not require the expenditure of funds apart from normal maintenance grading.

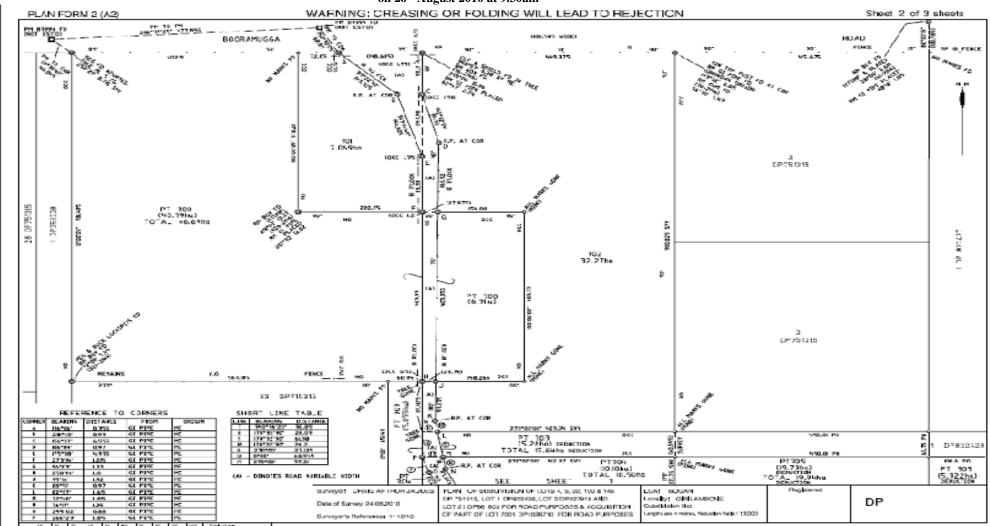
1.4.6 Tables and graphs

A sketch of the proposed road location is shown below.

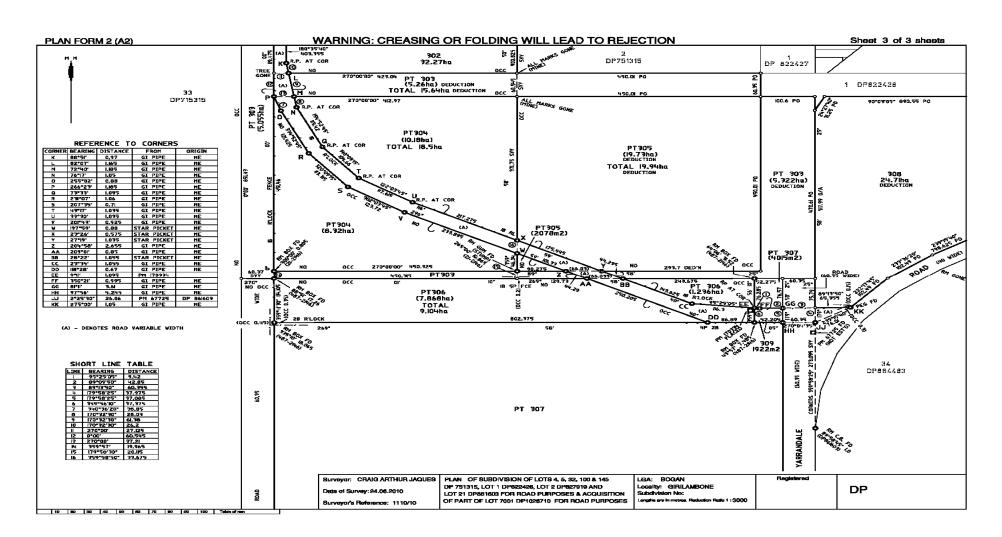














1.5 Conclusion

The proposed road opening will provide a safer environment for vehicles presently using Booramugga Road and improve the safety of the mine operation.

1.6 Recommendations

- 1. That Council resolve to compulsorily acquire the section of Travelling Stock Reserve adjoining Yarrandale Road being lot 309 Girilambone under the Land Acquisition (Just Terms Compensation) Act 1991.
- 2. That Council advertises the proposal to close to traffic the section of Booramugga Road through the mine site at Girilambone and consult with the residents and known road users.
- 3. That Council approve the road opening of Booramugga Road between the old Booramugga Road and Yarrandale Road.

268/2010 RESOLVED that Council:-

- 1. Resolve to compulsorily acquire the section of Travelling Stock Reserve adjoining Yarrandale Road being lot 309 Girilambone under the Land Acquisition (Just Terms Compensation) Act 1991.
- 2. Advertises the proposal to close to traffic the section of Booramugga Road through the mine site at Girilambone and consult with the residents and known road users.
- 3. Approve the road opening of Booramugga Road between the old Booramugga Road and Yarrandale Road. (Hampstead/Ryan)

Cr Neill returned to the meeting.

REPORTS TO ORDINARY MEETING OF COUNCIL – MANAGER OF ENVIRONMENTAL SERVICES REPORT

1 DEVELOPMENT APPLICATIONS

1.1 Introduction

Council is advised that since the Council meeting on 24th June 2010 the following 7 Development Applications and Complying Development Certificates have been approved:

DA CERT NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE
2010/017	Mr SK Pettingill	36 Hoskins Street NYNGAN 2825	Patio Cover	\$9,800
2010/018	Ms R Wells-Budd	Moonagee Road NYNGAN 2825	Closed in verandah; carport	\$34,300
2010/014	Tritton Resources	L61 DP875925 Parish of Tritton NYNGAN	Transportable Dwelling	\$35,000
2010/020	Mr Henry Parry	27 Terangion Street NYNGAN 2825	Demolition part house & extensions to exisiting part	\$81,000
2010/022	Tritton Resources	Booramugga Road GIRILAMBONE 2831	Sub-division	
CDC2010/021	Jason Shone	189 Pangee Street NYNGAN 2825	Swimming Pool	\$11,500
CDC2010/023	Picton Bros PL (Max Ryan Building)	8 Minore Street NYNGAN 2825 (Aboriginal Housing)	New Patio Cover	\$6,140

1.2 Background

Nil

1.3 Issues

Nil

1.4 Assessment

1.4.1 Strategic Implications

Nil

1.4.2 Statutory & Policy

Nil

1.4.3 Consultation

Nil

1.4.4 Financial Implications

Nil

1.4.5 Technical Assessment

Nil

1.4.6 Graphs & Charts

Nil

1.5 Conclusion

Nil

1.6 Recommendation

That the report be received and noted.

<u>269/2010</u> RESOLVED that the report be received and noted. (**Ryan/Douglas**)

PRECIS OF CORRESPONDENCE

1 GREATER WESTERN AREA HEALTH SERVICE

Attached is a copy of a thank you letter from the Nyngan Health Service thanking Council for the dontion of the lovely painting of the old hospital painted by Mrs Lyn Quinton.

1.1 Recommendation: That the report be received and noted.

270/2010 RESOLVED that the report be received and noted. (**Douglas/Griffiths**)

2 LARRY AND DEBORAH SYKES

Attached is a copy of a letter received from Larry and Deborah Sykes thanking Council staff for their hospitality shown to them during their visit to the geographical centre of NSW.

General Manager's Comment: A copy of this letter has been posted on the depot board.

2.1 Recommendation: That the report be received and noted.

271/2010 RESOLVED that the report be received and noted. (Douglas/Griffiths)

3 DEPARTMENT OF THE ENVIRONMENT, WATER, HERITAGE AND THE ARTS

Attached is a copy of correspondence received from Richard McLoughlin acknowledging Council's letter and that he will be in position to further discuss the project of the proposed Warren to Nyngan pipeline project once the outcome of the general election is known.

3.1 Recommendation: That the report be received and noted.

272/2010 RESOLVED that the report be received and noted. (Douglas/Griffiths)

4 REGIONAL DEVELOPMENT

Attached is a copy of correspondence received from Gabriellle Cusack CEO, RDA, (Regional Development Australia) thanking Council for allowing RDA to share the tent and facilities at the recent Ag Expo Day.

4.1 Recommendation: That the report be received and noted.

273/2010 RESOLVED that the report be received and noted. (**Douglas/Griffiths**)



5 ARTC

Attached is a copy of correspondence received from the ARTC acknowledging Council's letter concerning the former Shell site and 55 Nymagee Street.

General Manager's Comment: To date no further correspondence has been received.

5.1 Recommendation: That the report be received and noted.

274/2010 RESOLVED that the report be received and noted and that Council follow up the matter with Local Member Kevin Humphries and ARTC. (**Douglas/Kennedy**)

6 DEPARTMENT OF THE ENVIRONMENT, WATER, HERITAGE AND THE ARTS

Attached is a copy of correspondence received from the Environment Standards Branch acknowledging Council's letter concerning the introduction of a national container deposit scheme. A Consultation Regulatory Impact Statement including a formal consultation stage is required by the Council of Australian Governments to build the case for Government intervention and progress legislation.

6.1 Recommendation: That the report be received and noted.

275/2010 RESOLVED that the report be received and noted. (Kennedy/Neill)

7 CARMEL TEBBUTT MP DEPUTY PREMIER

Attached is a copy of correspondence received from the Deputy Premier and Minister for Health acknowledging Council's letter regarding the National Health and Hospitals Networld Agreement. Seven key health reforms listed are to be implemented over the next four years. Council is advised that the NSW Government is keen to continue working in partnerhsip with the Commonwealth Government, health care providers and consumers and the wider community to ensure that this important opportunity for health reform is fully realised.

7.1 Recommendation: That the report be received and noted.

276/2010 RESOLVED that the report be received and noted. (**Kennedy/Neill**)

8 YOUTH ACTION POLICY ASSOCIATION (YAPA)

Attached is a copy of correspondence received from the Youth Action Policy Association inviting Council to sponsor a young person aged 12-18 to represent our Local Government area at an Biennial Youth Conference in Surry Hills during the next school holidays. The participant will take part in workshops and discussions about issues affecting them and how that can become agents of change. Cost is \$110 per person, accommodation and travel is not provided.

8.1 Recommendation: For Council's Consideration.

277/2010 RESOLVED that Council sponsor two representatives to attend the Biennial Youth Conference in Surry Hills to the value of \$250 per person, including registration fees of \$110 per person. Council to offer this workshop to the Nyngan High School for consideration. **(Kennedy/Neill)**

9 MURRAY DARLING ASSOCIATION INC

Attached is a copy of correspondence received from the Murrary Darling Association Inc providing information about the Association during the past twelve months. Council has been asked to confirm or nominate two delegates names to be listed as contacts and potential committee persons to attend Regional, State and National Meetings, Forums and Conferences. There is a National Conference and AGM being held on $8^{th} - 10^{th}$ September 2010 at Beechworth Victoria.

9.1 Recommendation: For Council's Consideration.

278/2010 RESOLVED that the report be received and Council wait for the Draft Plan to be released. (**Ryan/Dutton**)

10 REGIONAL DEVELOPMENT AUSTRALIA

Attached is a copy of correspondence seeking Council's support for the National Forum – Celebrating 2010 Year of Women in Local Government and to be part of the partnership with the Local Government Managers Australia (LGMA), Australian Local Government Women's Association (ALGWA) and Dubbo City Council to bring this event to the Orana region. Council's contribution to the event would be \$800.00. Council's name would be used as the brand for the lunch on the day and an ideal opportunity to promote Bogan Shire Council.

10.1 Recommendation: For Council's Consideration.

279/2010 RESOLVED that the letter be noted. (**Ryan/Hampstead**)

11 DANIEL PUMPA AND JAMES WHITE

Attached is a copy of a donation request from Daniel and James to attend a 2010 Young Achievers Tour of Papua New Guinea in September 2010. Both boys play Under 16s Rugby League for Nyngan, Group 11 and the Nyngan High School. The financial assistance requested is \$200 each to contribute towards the costs of participating in the tour to Papua New Guinea. Each boy has to pay their own costs of \$2250 as indicated in the attached payment schedule.

11.1 Recommendation: For Council's Consideration.

280/2010 RESOLVED that Council provide financial assistance of \$200 per person as requested. (Hampstead/Neill)

12 GOVERNMENT WEEKLY CIRCULARS

Weekly Circulars 27/10 to 31/10 are tabled for Council's information. Copies of the Circulars Indices and Summary of Items have been dispatched to Councillors.

12.1 Recommendation:

That the Local Government Weekly Circulars be noted.

281/2010 RESOLVED that the Local Government Weekly Circulars be noted. (Hampstead/Kennedy)



Other Matters: Easter Rugby League Challenge 2010 report tabled. Ambulance Station – correspondence received from Minister Carmel Tebbutt. RTA Shed – draft lease has been received. Property numbers on rural properties – Acting Manager of Engineering Services, short report to the next meeting. Disabled access and awning to this building – to be followed up. New Council houses Flashman Avenue – convene meeting with group. Coffills Lane and Hoskins Street – Trees to be given a good trim. Police assistance – staff instructions now corrected. There being no further business the meeting closed at 2.05pm. These Minutes were confirmed by resolution at a meeting held on 23rd September 2010 and were signed as a true record. **GENERAL MANAGER MAYOR**

NOTES	
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