



BOGAN SHIRE COUNCIL

Minutes

24th March 2011





**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 24th March 2011 at 9.30am**

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

Also present were Mr MJ Brady (General Manager), Ms Theresa Haley (Manager of Corporate Services), Mr Michael Ryan (Acting Manager of Engineering Services), Mr Kieran Smith (Acting Manager of Environmental Services) and Mrs CJ Ellison.

Prior to the Council Meeting, Councillors inspected the race track.

REMEMBRANCE: Mr Adams and Mrs Wardman.

78/2011 APOLOGY: **RESOLVED** that the apology for the absence received from Councillor Douglas be accepted and she be granted leave of absence from both meetings. **(Griffiths/Ryan)**

DECLARATION OF PECUNIARY INTEREST: Cr Neill – Waste Depot.

The following resolutions arose from decisions made in the Closed and Confidential Section of the Meeting held on 24th March 2011.

72/2011 EXCLUSION OF PRESS AND PUBLIC: **RESOLVED** that the Committee move into a closed and confidential section of the Council Meeting because information provided and discussed involves matters concerning particular individuals other than Councillors. **(Neill/Griffiths)**

73/2011 **RESOLVED** that the Minutes of the Closed and Confidential Section of the Ordinary Meeting of Council held on 25th February 2011, copies of which had been circularised to Councillors be taken as read and confirmed. **(Kennedy/Dutton)**

74/2011 **RESOLVED** that Council advertise the position of OH & S Manager and that the position be included under Corporate Services. **(Ryan/Neill)**

75/2011 INCLUSION OF PRESS AND PUBLIC: **RESOLVED** that the meeting move into open Council. **(Dutton/Kennedy)**

76/2011 **RESOLVED** that the General Manager meet on a weekly basis with Flashmans to hasten any matters Council has with Flashmans. **(Ryan/Neill)**

77/2011 INCLUSION OF PRESS AND PUBLIC: **RESOLVED** that the meeting move into open Council. **(Hampstead/Neill)**



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79/2011 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 25th February 2011, copies of which had been circularised to Councillors be taken as read and confirmed. **(Griffiths//Dutton)**

Business arising from the Minutes

- **Ambulance Station**

80/2011 RESOLVED that the ambulance station is not to be demolished or any other action taken on that site until Council has received the environmental assessment and has further negotiations with the NSW Ambulance Service. **(Hampstead/McLaughlin) Carried unanimously**

An invitation is to be extended to Mr John Stonestreet, Deputy Director of Operations NSW Ambulance Service to address Council.

COMMITTEE MEETING

1 BOGAN SHIRE COUNCIL TRAFFIC COMMITTEE MEETING

Meeting held on 16th February 2011

Present: Chaired: Mike Ryan (Acting Manager of Engineering Bogan Shire Council).

Joe Sulicich (RTA), Sergeant Tony Wood (Police), Greg Martin (Police), Michael Brady General Manager, Bogan Shire Council and Cathy Ellison.

Apologies: Mayor Ray Donald (Bogan Shire Council) Cr Glen Neill, (Bogan Shire Council) Cr Jim Hampstead OAM (Bogan Shire Council), Rob Avard (RTA), and Mick Enright (Local MP's Representative),

Confirmation of Minutes of the previous meeting:

Minutes of the Traffic Meeting held on 3rd November 2010 were adopted. **(Wood/Sulicich)**

Business arising from the Minutes:

- Hermidale Rest Area Sign

Naming to be advised.

- Pedestrian Traffic Facilities

Location to be decided as part of PAMP.



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Discussion:

- PAMP: Pedestrian Access Mobility Plan

In progress, Council is seeking quotes to construct sites at locations, mainly schools and Mick Glennie Hostel.

- Hospital / Hostel Speed Zone 40kph

In progress, 40 km speed zone – detail of traffic calming devices to be developed in conjunction with PAMP – with expenditure by May 2011.

- Yarrandale Road Speed Zone 80kph

Document has been prepared by Mr Sulicich. Document to be tabled at next RTA meeting, two weeks for a decision.

General Business

- Police

Checklist and action sheet be included in the Minutes.

- Traffic Meeting – identify voting members – (four) RTA, Council, Police, member representative.
- Vegetation on shoulders and table drains on Mitchell Highway considered dangerous to traffic.
- A section of undermined pavement exists on the Barrier Highway 80km north of Nyngan. RTA works office in Dubbo to be advised.
- Council desire to take over clean up of highway, vegetation and maintenance of highway as part of a RMCC contract.
- **Recommended** a letter be sent to Peter Dearden expressing condition of vegetation and maintenance on State Highway. **(Ryan/Martin)**
- Signage on highway - Whiterock Road.
- RTA.



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A DA has been submitted to Cobar Shire Council for a silver mine, using the Hermidale Nymagee Road to transport ore to the Hermidale rail siding. Acting Manager of Engineering Service to follow up with Cobar Manager of Environmental Services to apply similar DA conditions to Cobar Council.

There being no further business the meeting closed at 10.10am.

Next meeting:

Friday 13th May 2011 at 9.30am.

1.1 Recommendation

That the report be received and noted.

81/2011 RESOLVED that the report be received and noted. **(Hampstead/Griffiths)**

Business arising from the Minutes

- Silver Mine – using the Hermidale Nymagee Road -

82/2011 RESOLVED that Council make a condition on the DA that the company constructs and seals the remaining unsealed section of the Hermidale Nymagee Road. **(Hampstead/Dutton)**

At 10.00am Council adjourned for morning tea and joined with the seniors to celebrate Seniors Citizen Week.

Council resumed at 10.30am and the SRC students from the Nyngan High School addressed Council.

Discussion:

- Future plans for the NHS
- Fund raising
- Ideas for Council to pursue.

Students were thanked for attending Council and were advised Council will consider their suggestions.

83/2011 RESOLVED that Council investigate the recommencement of the cinema and support efforts to employ a part time youth worker at the Nyngan High School. **(Kennedy/McLaughlin)**



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2 MUSEUM MEETING

Meeting held on 2nd December 2010

PRESENT

Glad Eldridge in the chair, Marg Snodgrass acting as Secretary, Marion Wardman, Stewart McKenzie, Marg & Hugh Sibbald, Campbell Irving, Alan Collins, Rae Bywater, Yvonne Pardy, Val & Peter Keighran, Isobel Nolder, Dawn Conway, and Donna Pumpa.

APOLOGIES

Edna Boss, Michael Brady, Val & Allan Hartwig, and Bay Lovett.

BUSINESS ARISING

Lap Top

Suggestion from Michael Brady (previous meeting) to get lap top through the Shire and also to have it set up through them. This is to be done in the New Year.

Signals missing – Glad to speak to relevant person.

Letter of thanks to be sent to Lyn Quinton – moved by Campbell Irving, Seconded by all.

Linoleum to be laid in Ladies Toilet.

Quote for new cupboards is required by Council.

CORRESPONDENCE

Artisan Products – pamphlet about glass cabinets.

Museums & Galleries NSW – Letter from Michael Rolfe who is a new appointment.

Leslie Brazier – Letter regarding the death of his great uncle Robert James Tuttiet on Nyngan Railway Station 3rd August 1917.

Endeavour – Around Australia pamphlet.

Community Awards Australia – Certificate of Achievement.

TREASURER'S REPORT

Museum Door Takings

\$621.00



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Moved Glad Eldridge / Seconded Marg Snodgrass

GENERAL BUSINESS

Railway Gates – Sign for gates painted by Lyn Quinton.

50 Years of Guiding History in Nyngan by Rae Bywater. Book will be out in Museum. Suggestion from Michael Brady to have copying and binding prepared at the Shire (previous meeting). Another suggestion from Michael to put information on Shire website (previous meeting).

Museum Alarm needs to be fixed.

Recipes from CWA – Suggestion to get permission from the CWA to use recipes from their first cookbook.

Display for Boot Polish Painting – to be looked into after Christmas.

Mine Display – cannot be done until early January at earliest.

New Pamphlet Display Unit – Suggestion from Peter Keighran to acquire one. Second suggestion from Donna Pumpa to get Perspex unit with adjustable display pockets.

Museum Business Cards – suggestion from Stewart McKenzie to look into getting some Museum Business Cards.

Note on door to say that Museum will be closed from Saturday 20th December 2010 but will open on request and on Australia Day 2011. Contact names & numbers will also be listed.

Thanks from Glad Eldridge and cards to all.

Meeting closed 10:05 am – No more business to be tabled.

2.1 Recommendation

That the report be received and noted.

84/2011 RESOLVED that the report be received and noted. **(Hampstead/Dutton)**



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MAYORAL MINUTE

1 ANNUAL C DIVISION CONFERENCE

The ten Councils of the Shires C Division met at Coonabarabran on Wednesday 16th March 2011 for the Annual Conference. Delegates arriving the night before had an interesting trip to inspect the forty year old local Observatory. It was an opportune time to inspect the telescope as it was dismantled for an annual clean of the 4m mirror. Forty scientists and other people work there as it works 24/7 with modern technology assisting the telescope to explore new galaxies.

The main guest speakers at the Conference were Shires President Bruce Miller, RFS Commissioner Shane Fitzsimmons, Local Area Police Commander Superintendent Stan Single and Essential Energy (formerly County Energy) Manager, Pete Halliwell. Moves towards One Association continue, as reported by Bruce Miller, however a divisional structure with elected representatives to the new executive from rural and regional NSW has not been supported by the Executive of the Local Government Association.

Council's six resolutions were included in the twenty one resolutions passed by the fifty delegates attending the Conference. An urgency motion was passed to try to have the Government improve the process needed to occur following the sexual assault of indigenous women in isolated areas.

Next year's Conference will be held in Wellington. Thanks to Cathy for all the work she did to organise the Conference with the assistance of Vicky and Theresa on the day and for Councillors Griffiths and Neill for attending.

1.1 Recommendation

That the report be received and noted.

85/2011 That the report be received and noted. **(Dutton/Hampstead)**

2 PROPOSED NYNGAN NATIONAL FOODS DEPOT

Please see attached email. A verbal report will be provided at the meeting.

2.1 Recommendation

That the report be received and noted.



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86/2011 RESOLVED that the report be received and noted and that Council approve the proposal in principle to locate in Nyngan. **(McLaughlin/Neill)**

Other matters:

- Helicopter

Transfer of helicopters in May 2011.

87/2011 RESOLVED that Council ask the Show committee if the new helicopter can be on display on the second day of the show, provided the Caloundra RSL members agree. **(Dutton/Griffiths)**

- Mine at Miandetta

Operational approximately June 2012.

- Senior Citizens Room

Pensioners Association can provide \$700 towards painting the room.

Clarification of users of the senior citizens room.

- Village Tour

88/2011 RESOLVED that the annual village tour be conducted on Tuesday 12th April 2011. **(Griffiths/Kennedy)**



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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.	H & B	Application for RCLIP grant successful – disabled access. Application for electronic doors unsuccessful – State Library. <u>UPDATE: Electronic doors to be installed with the disabled access.</u>
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			Surveys have been sent. Survey tables located at each of the Supermarkets.



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22/07/2010	244/2010		Nyngan Community Homes Committee to meet with Council.	GM	GM speaking to View Clubs and CWA. <u>UPDATE: Flashmans determining best course of action in transfer of assets to Council and avoidance of any tax liability. No change to previous advice. Update to be provided at the meeting.</u>
13/12/2007 25/11/2010 16/12/2010 25/02/2011	543/07 369/10 426/10 33/2011	LEP	Draft LEP be prepared for purpose of reclassifying public lands.	H & B	<u>UPDATE:</u> <u>Meeting Friday 25th March 2011.</u> <u>Gateway determination delayed impending changes to standard template.</u>
24/01/2008 26/11/2009	438/08 466/09	Swimming Pool	Report to February Council Meeting- assessment of pool structure / cost to repair existing pool / repairs not feasible cost to construct a new pool.	H & B	To have community meeting, source funds State and Federal. Community meeting held Wednesday 22nd September 2010. Consultant in the process of updating pool concept plan. Councillors need to commit to time frame to visit other pools. Visit Cobar 18 th March 2011. Forbes pool yet to be visited by Cr Kennedy.



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25/02/2011					<p><u>Carry out visits in March 2011.</u></p> <p><u>UPDATE: Recommended changes forwarded to consultant.</u></p> <p><u>Provision for adequate shade at the pool will be funded from the Estimates.</u></p> <p><u>No change.</u></p>
24/04/2008 16/12/2010	140/08 421/10	Main Street	Advertise preliminary street plans & seek community comment.	Eng	<p><u>UPDATE: Working party be convened following receipt of main street designs for Dubbo & Tamworth Councils.</u></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><u>UPDATE: RTA / Traffic Committee approved signs. Signs have been ordered.</u></p>
28/08/2008 16/12/2010	435/08 420/10	Raw Water	Investigate expanding raw water to ovals, parks, gardens & cemetery.	Eng	<p>To be considered in the 2011/2014 Management Plan.</p> <p><u>UPDATE: No change.</u></p>
23/10/2008	447/08	Residences- Pangee Street	Council to speak to residents.	H & B	<p><u>UPDATE: Waiting on report from building consultant.</u></p>



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25/02/2011	9/09 467/09 164/2010 384/2010	Ambulance Station	Council express interest in acquiring the former ambulance station premises.	Mayor	<p>Council write to Health Minister asking to acquire station at no cost to be used for community purposes.</p> <p>Reply received. Letter in November 2010 Precis.</p> <p>Council request that allotment 9 be transferred to Council.</p> <p>Letter sent to Minister requesting transfer of allotment 9 only.</p> <p>No response from Minister.</p> <p><u>UPDATE: Mens Shed has acquired lease of both allotments at ambulance station.</u></p> <p><u>Letter sent to NSW Ambulance requesting lots 9 & 10 be transferred to Council free of charge.</u></p>
25/11/2010	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	<p>Waiting on Government decision.</p> <p><u>UPDATE: No change.</u></p>



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26/02/2009 24/09/2009 16/12/2010	41/09 398/09 395/10	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	<u>UPDATE: Request in writing sent to owners to lodge DA.</u>
26/03/2009 16/12/2010	99/09 410/10	Waste Depot	Make representations to the Minister to expedite acquiring more land for a new tip cell from Livestock Pest & Health Authority.	H & B	No cells available on existing site. Waste has been pushed back, estimating another 6 months life in existing cells. Approved project with funding up to \$350,000 to be fund by a loan. <u>UPDATE: Letter sent to Land & Property Management Authority requesting to secure the land by acquisition, licence or lease.</u>
25/08/2009	339/09	Campervan & Motor Home Rally	Apply for the tender to hold the 2012 Rally in Nyngan	CPO	<u>UPDATE: Motorhomes' board considering proposal this week. General Manager to advise Council Meeting February 2011. Decision in April 2011.</u>
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.	Mayor	Endorse mounting the helicopter on a pole as per specifications. Helicopter to be painted camouflage. To contact Caloundra re current position.



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16/12/2010					<p>Helicopter in process of being repaired, photos received re progress.</p> <p>Advise Caloundra Council will be proceeding with mounting the helicopter on a pole(s).</p> <p><u>UPDATE: Caloundra visited early March. Work now in progress. New helicopter to arrive May 2011.</u></p>
26/11/09	460/09 223/2010	APC	<p>Letters to surrounding Councils advising of EOI to improve water delivery.</p> <p>Contact Fed Govt to ensure \$12m remains.</p> <p>Try and obtain more Government funding to complete the piping of the APC project.</p>	GM Mayor	<p>Mark Coulton has been contacted to organise a meeting with Ministers Burke & Crean.</p> <p>A meeting held with State Water Office who received a copy of quote from Irritek.</p> <p><u>UPDATE: Regional Development Australia met with BSC and Cobar Shire Council and is assisting with efforts to obtain funding from the Federal Government.</u></p>



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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. Contacted RTA Monday 13 th September 2010 re pot holes in road. Acting Manager of Engineering Services to speak to the Regional Manager <u>UPDATE: RTA offered no solution. Further letter to be written.</u>
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. <u>UPDATE: Bourke Shire has provided instruction to BSC staff.</u>
25/02/2010	19/2010	Doctor at Hospital	Letters to Minister & CEO of GWAHS re no VMO in Dr Chan's absence.	Mayor	Locums available until June 2011. <u>UPDATE:</u>
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. Refer to State Water. <u>UPDATE: Waiting on advice from Flashmans.</u>



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24/06/2010 16/12/2010	181/2010 302/2010 366/10 419/10	Recycling	Council ask JR Richards & Sons for a quote to establish kerb side recyclable pick up in Nyngan. Proposal be advertised and survey sent to residents.	Eng	<u>UPDATE: Awaiting proposal from Gilgandra Shire.</u>
22/07/2010	229/2010	SES	Approach SES in Dubbo seeking funds for improvements to the local SES building.	Mayor	Quotes to be forwarded to Council for consideration for improvement. <u>UPDATE: SES Local Controller obtaining quotes.</u>
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	Mines waiting on photos to be created in high definition. <u>UPDATE: Photographs yet to be received. No change.</u>
22/07/2010	238/2010	Toilets	Obtain quotes for major upgrades of the toilets in Davidson and Rotary Parks.	H & B	Contractor commencing Rotary Park project 13 th Dec 2010 and Davidson Park to follow immediately afterwards. <u>UPDATE: Davidson Park renovation continuing & contractor engaged to paint Rotary Park toilets.</u>



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26/08/2010	257/2010	Air Services	Council approach the mines & together approach Brindabella Air Services to consider delivering an air service into Nyngan.	Mayor	GM spoke to Airlink, expressing desire to bring plane into Nyngan. <u>UPDATE: No change.</u>
23/09/2010	289/2010	Houses – Flashman Avenue	Organise meeting to discuss designs.	H & B	<u>UPDATE: Received a draft specification and schedule for tender process to be review by Council. Draft sent back for advertising.</u>
23/09/2010 25/02/2011	295 & 296/2010 383/10 55/2011	Ambulance Services	Make further representations to the NSW Ambulance regarding patient transfers & unavailability of ambulances. Approach the Government to provide backup ambulance services so as to have a ambulance on call at all times and to be paid overtime rates.	Mayor	Letter sent to the Operational Manager with same concerns. <u>UPDATE: Letter to be sent to the District Emergency Committee setting our unsatisfactory responses to the ambulance situations in Nyngan.</u>
28/10/2010	331 & 332/2010	Palais Theatre	Repairs to Palais Theatre to be completed asap. Investigate making the outdoor area a venue for community use.	H & B	<u>UPDATE: Waiting on contract from Flashmans. Anticipated start date 11th April 2011. Definite date to be advised</u>



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25/11/2010	381/2010	Arthur Hall VC Highway	Wall memorial to be relocated, citation suitably inscribed beside the wall memorial, signs on the edge of the highway, officially unveiled on 11 th November 2011.	Eng	<u>UPDATE: Signs received. Locations to be determined. Signs on highway from Coolabah to Brewarrina. Coming in from Brewarrina side. Check site at village tour.</u>
16/12/2010 25/02/2011	397/2010 32/2011	Advertising Signs	Draft Policy placed on exhibition for period of 28 days.	GM	<u>UPDATE: Placed on exhibition from 16th March 2011 until 13th April 2011.</u>
16/12/2010	422/2010	Liquid Trade Waste	Council adopt the draft policy for the discharge of liquid trade waste into Council's sewer and a further report be presented to Council detailing costs and options resulting from the policy.	Eng	<u>UPDATE: To be included in Draft Management Plan for 2011-2014</u>
22/02/2011	22/2011	Australia Day Celebrations	Advertise for community feedback for 2012 venue.	GM	<u>UPDATE: Advertised in Council Column. Decision at April 2011 Council Meeting.</u>
22/02/2011	25/2011	Showground	Obtain quote for upgrade of showers & urinals. To be advised at March Council Meeting.	H & B	<u>UPDATE: Quotes to be advised at Council Meetings.</u>
25/02/2011	34/2011	Draft Smoke Free Policy	Place on exhibition for period of 28 days.	GM	<u>UPDATE: Placed on exhibition from 16th March 2011 until 13th April 2011.</u>



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25/02/2011	43/2011	RFS	Letter to BSC Bush Fire Captains meeting recommending BS join the other three Councils to become members of the North West Zone.	Mayor	<u>UPDATE: Letter sent.</u>
25/02/2011	71/2011	Yarrabin	Consider eaves, roof and internal & external painting in Estimates.	MCS	<u>UPDATE: To be considered in the Estimates.</u>
25/02/2011		Australia Day	Postponed to a later date.	CPO	



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Matters arising from the checklist:

- Library

89/2011 RESOLVED that Council install electronic doors in conjunction with the installation of the disabled access. **(Ryan/Dutton)**

- Waste Depot

Cr Neill declared an interest and left the room.

90/2011 RESOLVED that the existing facility be extended. **(Hampstead/McLaughlin) Carried**

General Manager's Comment: The General Manager advised Council to seek legal advice concerning this matter. Council did not wish to seek legal advice.

Cr Neill returned to the room.

- Houses Flashman Avenue

Council returned to the closed and confidential section of the meeting.

91/2011 EXCLUSION OF PRESS AND PUBLIC: RESOLVED that the Committee move into a closed and confidential section of the Council Meeting because information provided and discussed involves matters concerning particular individuals other than Councillors. **(Griffiths/Neill)**

Council returned to open Council.

Mrs Angie White, Western Studio of Performing Arts now addressed Council.

Discussion:

- Repairs to Palais Theatre
- Disneyland trip – program was tabled to Council
- NSW Government Infrastructure Grants

Angie was thanked for attending Council and Council adjourned for lunch at 12.40pm and resumed at 1.45pm.

92/2011 RESOLVED that Council sponsor \$150 each child (26 children), including Council's previous donation of \$500, participating in the trip to Disneyland. **(Ryan/Hampstead)**



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

93/2011 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as “Completed” be removed from the checklist. **(Hampstead/McLaughlin)**

2 ORGANISATIONAL STRUCTURE

2.1 Introduction

The purpose of this report is to provide an insight into the overall performance of the Council from an operational perspective.

2.2 Background

Following on from questions raised in Council at recent ordinary meetings, I consider it important to present some insights into organisation performance in recent years.

2.3 Issues

Council’s financial position has continued to improve despite the cumulative impact of the drought and later the global financial crisis. Indeed, over the last five years our equity position, leaving aside revaluation reserves, has grown by 68% or in lay person terms, the level of ownership in our business has increased.

Councillors may recall that our Council did not follow others into higher risk investments (as a result of specific advice from the General Manager), which resulted in many Councils incurring substantial losses during the global financial downturn. Bogan Shire’s investment portfolio remains strong.

Notwithstanding improvements to our equity position, over the last five years we have seen a considerable expansion to our technical capability with enhancements to our data management system, through the Civica conversion and development of asset management systems. The technical capability also combines the development of key personnel to assist in improving outcomes.

Another indicator of improving financial fortunes is the continuing decline in our debt service ratio to its current level of 7.16%. The significance of our present position is even more profound, if the impact of the loan for the original construction project of 18.02 kilometres of Yarrandale Road is removed from calculations (as the Mine does meet the principal repayment obligation) . If one takes the impact of that loan out, the debt service ratio would fall to 3.75% for 2009/2010, its lowest level in 15 years. The current loan for the original Yarrandale Road project is due to be paid out in 2012.



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While Council does have some significant looming asset management issues, particularly when considering the pool will need to be replaced, the real benefit of our improving the financial position is that our capacity to borrow funds to replace aging infrastructure has substantially improved.

Organisational culture, it is suggested, does play an important part in achieving good financial outcomes. A concerted effort has been made in my term as General Manager, to improve the culture within the organisation and to that end, consider the harmony and productivity that exists at present is the best it has been, certainly over at least the last five or so years. Individuals can see opportunities exist to grow professionally as evidenced by arrangements in place, such as those with Orange City and Pittwater Council, although there are a number of others. The growth in these staff development opportunities is of course underpinned by encouragement, study leave and other financial provisions. Locals are being trained to assume management positions in the future.

A further indicator of a healthy organisation (although not directly related to finances), is the very healthy relationship Council has with its community. The relationship is underpinned by our generous sponsorship of community events through the use of Council resources, such as the mobile coolroom, security fencing and the mobile variable message board to name three. Indeed over the last five years the number of significant events staged in Nyngan has doubled, through events such as the Easter Football Challenge, Duck Creek Races and the Bogan Day Out (although this year a ball will replace this event). None of these events would be as successful were it not for the support of Council and the efforts of staff.

2.4 Assessment

- 2.4.1 Strategic Implications:** - Nil
- 2.4.2 Statutory and Policy:** - Nil
- 2.4.3 Consultation:** - Nil
- 2.4.4 Technical assessment:** - Nil
- 2.4.5 Financial Implications:** - Nil
- 2.4.6 Tables and graphs** - Nil

2.5 Conclusion

It is perhaps relevant from time to time to reflect on the performance of our organisation so that there is clear understanding of the context within which we operate.

One of the options Council does have if Councillors have lingering concerns with our finances, is to invite the auditor to a meeting. Indeed the auditor will be here in the first week of April, as part of the interim audit process and I would encourage councillors to take advantage of his time here in Nyngan, to address an impromptu meeting of Council if they wish.



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Recommendation

1. That the report be received and noted; and
2. That the auditor be invited to address Councillors during their interim audit in the first week of April.

94/2011 RESOLVED that

1. That the report be received and noted; and
2. That the auditor be invited to address Councillors during their interim audit in the first week of April and any concerns raised by Councillors be available to the auditors prior to meeting.
(Dutton/Hampstead)

95/2011 RESOLVED that Council express a vote of confidence in the way Council's finances have been managed. **(Griffiths/Ryan) unanimous**

Other matters:

- Palais Theatre Toilet Blocks

Investigate upgrading the toilet blocks after the building repairs have been completed.



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 28th February 2011.

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 February 2011

Council General Fund

Bank Statement Balance	\$448,353.51
Plus Deposits not presented at bank	46,317.63
Balance as per Council	\$494,661.14

Represented by the following in Council Ledgers

Account	
19001.8000.8000	\$494,661.14

Difference	\$0.00
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1.3 Issues

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

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1.4.6 Graphs & Charts Nil

1.5 Conclusion

Nil

1.6 Recommendation

That the report be received and noted.

96/2011 RESOLVED that the report be received and noted. (Ryan/ Neill)

2 INVESTMENTS

2.1 Introduction

The purpose of this report is to outline the performance of Council's investment portfolio for February 2011.

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 February 2011 is attached. At the end of February, Council had \$4.778 million invested a decrease of \$300k on the previous month, this relates to movement on the St George Investment due to payments relating to Yarrandale Road, this will be replaced on receiving the Government Grant for Yarrandale Road in the next quarter.

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Investment Movements for February 2011

Source	B/Fwd from	Interest	Matured	Renewal	New	Rate	Maturity	Days	Balance @
	30/6//2010	Earned		Funds	Funds	%	Date		28/02//2010
Westpac - Max-i Direct	472,377.91	8,895.80	(550,000.00)		327,480.38	4.00	On call	N/A	506,564.31
IMB Society	176,682.86	5,394.73	(182,077.59)	500,000.00		6.00	03/05/2011	180	500,000.00
IMB Society	823,317.14	25,138.69	(848,566.93)	500,000.00		6.00	03/05/2011	91	500,000.00
St George Bank	950,000.00	-	(550,000.00)		300,000.00	6.20	On call	N/A	1,000,000.00
NAB	820,000.00					6.21	14/07//2011	180	820,000.00
Bankwest	500,000.00	4,595.89	(504,595.89)	500,000.00		5.70	30/5//2011	90	500,000.00
Credit Union Australia	1,000,000.00			0.00		5.86	21/05//2011	110	1,000,000.00
Westpac	500,000.00				0.00	6.13	15/06//2011	180	500,000.00
	5,242,377.91	44,025.11	(2,635,129.31)	1,500,000.00	627,480.38				4,778,754.093

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

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SUMMARY

Bankwest	500,000.00
IMB Society	1,000,000.00
NAB	820,000.00
Credit Union Australia	1,000,000.00
St George Bank	700,000.00
Westpac	500,000.00
Westpac - Max- i Direct	258,754.09

***RECONCILIATION WITH GENERAL
LEDGER***

Balance per above	4,778,7654.09
Less Max-i Direct account included with Cashbook reconciliation	(258,754.09)
	4,520,000.00

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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 Recommendations

That the report be received and noted.

97/2011 RESOLVED that the report be received and noted. **(Hampstead/Griffiths)**

3 SUMMARY OF RATE COLLECTIONS

3.1 Introduction

The purpose of this report is to provide a comparison of rate collections as at February 2011, 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.

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February 2011

	2010/2011	2009/2010	2008/2009
Arrears as at 30th June previous year	465,334.13	460,020.62	379,727.16
Plus Levy	3,528,065.53	3,347,961.91	3,186,604.83
Gross Levy	3,993,399.66	3,807,982.53	3,566,331.99
Less Pensioner Concession (State)	-42,250.82	-42,114.32	-43,485.61
Pensioner Concession (Council)	-34,582.82	-34,460.17	-35,583.28
Movements to Postponed	-3,373.33	-3,347.62	-3,251.10
Abandoned	-15,741.55	-11,174.52	-17,288.10
Levy Rebate	-14,105.91	-10,009.97	-18,697.68
Net Total Levy for Year	3,883,345.23	3,706,875.93	3,448,026.22
Less Payments to the 28 th February 2011	-2,614,426.07	-2,325,065.82	-1,999,263.29
Plus Refunds	0.00	0.00	-911.05
Net Total Balance	1,268,919.16	1,381,810.11	1,449,673.98
Plus Postponed	35,138.99	30,840.19	35,395.57
Gross Total Balance	1,304,058.15	1,412,650.30	1,485,069.55
Collection % of Total Receivable	67.32%	62.72%	57.98%
Arrears % of Total Receivable	32.68%	37.28%	42.02%

3.4 Assessment

3.4.1 Statutory & Policy	Nil
3.4.2 Consultation	Nil
3.4.3 Financial Implications	Nil
3.4.4 Technical Assessment	Nil
3.4.5 Graphs & Charts	Nil
3.4.6 Strategic Implications	Nil

3.5 Conclusion

Nil

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3.6 Recommendation

That the report be received and noted.

98/2011 RESOLVED that the report be received and noted. **(Hampstead/Neill)**

4. BUDGET REVIEW DECEMBER 2010

4.1 Introduction

A review of the budget for the quarter ended 31st December 2010 has been conducted. The review has been based on the budget adjustments adopted in September 2010 business papers and the realisation of the actual revenues and expenses to the end of December 2010.

4.2 Background

Clause 203 of the *Local Government (General) Regulation 2005* requires “the responsible accounting officer of a council to prepare and submit to the council a budget review statement that shows, by reference to the estimate of income and expenditure set out in the management plan that the council has adopted for the relevant year, a revised estimate of the income and expenditure for that year.”

4.3 Issues

The Operational Revenues and Expenses have been reviewed. Council consolidated Operational Profit/Loss before depreciation is running at \$1.638M surplus for the December quarter; the consolidated Capital Works for the same period is running at \$1.094. Total movement in working funds is a surplus of \$557k.

There are some significant variances at the December 2010 quarter that do not require budget adjustments. Essentially the significant variances referred to here are timing issue that will be offset in the next quarter.

Plant

Budget issue relating to Plant, raised in the November 2010 Council Meeting, has been reviewed as at December. The plant shows it is currently running at a surplus of \$467k this is on track to the predicted surplus of \$719k by the end of the financial year; this surplus has a budgeted plant capital expenditure of \$540k allocated to it for 2010/2011 with the balance going to restricted reserves for future plant purchases.

Budget Adjustments

The following budget adjustments are put forward for council’s considerations,

Revenue

Additional Revenue	(\$29K) 08/09 Hazard Reduction received
Reduced Revenue	\$150k RTA Repair Grant not successful

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Expenses

Additional Expenses

- \$45k Toilet Blocks [Rotary & Davison Parks]
- \$20k Racecourse [Jockey Club]
- \$100k Palais Theatre
- \$40k Aerodrome Resealing
- \$95k Sewerage Works at Aerodrome

Council needs to be mindful of approved works currently in progress [Patio/Car-park to Council Chambers, Showground Toilets etc.] the value of such is yet to be determined may result in further budget adjustments in March 2011.

There is no recommendation by the responsible accounting officer for adjustments to be done in relation to minor budget variations as at December 2010. In line with the Quarterly Budget Review Statement for NSW Local Governments December 2010 the Department of Local Government approves movements of funds across the functions or activities of council that will not impact the 'bottom line'. During the year Councils usually perform approved minor unbudgeted activities the value of such can remain undetermined if the activity is spread over several months. It is therefore accepted by the Department of Local Government that minor variances be offset at year end.

The format of the Budget Review submitted to Council for consideration in this paper has been adjusted to reflect the recommendations of the responsible accounting officer that no budget adjustments be done in relation to budget variations that are not expected to affect the predicted 2010/2011 budget result.

4.4 Assessment

4.4.1 Strategic Implications Nil

4.4.2 Statutory & Policy

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

4.4.3 Consultation

Budget variations done in consultation with, Acting Managers of Engineering and Environmental.

4.4.4 Financial Implications

The impact on the budgeted working fund surplus of \$87,417 predicted for the financial year 2010-11 following the budget variations is a deficit of \$333K

4.4.5 Technical Assessment Nil

4.4.6 Graphs & Charts Nil



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4.5 Conclusion

Having regard to the estimates of income and expenditure, it is the Responsible Accounting Officer's belief that the Budget Review Statement indicates that the financial position of the Council is satisfactory with regards to Council's short term liquidity position.

4.6 Recommendation

That the Budget Review for the period ended 31st December 2010 be received and adopted. GN/DD

99/2011 RESOLVED that the Budget Review for the period ended 31st December 2010 be received and adopted. (Neill/Dutton)

Cr Ryan wished his dissent be recorded.

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

1 STOCK GRID CLEANING

1.1 Introduction

A recent inspection of all stock grids on Council roads has shown a number are completely or partially filled with soil or gravel and consequently less than effective.

1.2 Background

Council has a policy of encouraging the removal of existing grids and to not approve new grids due to road safety considerations.

1.3 Issues

The maintenance of Stock grids is the responsibility of the property owner and Council has in the past found it difficult to enforce the maintenance of grids to the desired standard.

Moreover stock grid owners complain that much of the gravel in the concrete grid housings is a result of Council road grading operations.

Most grids are welded in place to prevent movement and are quite difficult to clear by hand.

It is proposed to make an offer to landowners for Council to remove grids, clear the grid housing by use of a backhoe and replace the grids at the landowners cost.

This would be initiated by issuing a letter to grid owners on a particular road making an offer and providing a maximum estimated price and progressively working through all of the roads in the shire.

A sample sheet for grids on Colane Road is attached to this report.

With strict traffic safety measures required on public roads there is also concern in allowing landowners to maintain grids without approved traffic control plans and appropriate signage.

1.4 Assessment

1.4.1 Strategic Implications

The estimated average cost of treating each stock grid is \$350 and to overcome the ongoing criticism that Council plant is responsible for the problem, the actual charge to the landowner could be subsidised by an amount of say \$100 making the cost to the grid owner \$250.

Some grids will be easier than others to clean and those costing less than \$250 would be charged to the owner at actual cost.

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1.4.2 Statutory and Policy Nil

1.4.3 Consultation Nil

1.4.4 Technical Assessment Nil

1.4.5 Financial Implications

There are 146 grids within the Shire and it is estimated the take up rate for Councils offer would be in the order of 30%. It is planned to make the offer to grid owners over a 12 month period.

1.4.6 Tables and Graphs Nil

1.5 Conclusion

Nil

1.6 Recommendation

That Council adopt an annual program of offering to grid owners to remove, clear and replace grids at a maximum price of \$250.

100/2011 RESOLVED that Council adopt an annual program of offering to grid owners to remove, clear and replace grids at a maximum price of \$250. **(Ryan/Hampstead)**

Discussion:

Cr McLaughlin commented on an excellent work carried out on the Merryanbone Road. This comment to be conveyed formerly to staff concerned.

Council thank Kieran Smith for his contribution to Council and wished him well for the future.

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<u>GRIDS</u>				
ROAD NAME: Colane Rd			DATE: 23/2/11	
CHAINAGE.	GRID NO.	OWNER	% BLOCKED.	COMMENTS.
0				Canonbar Rd
1km	1		30	Weeds growing up through the grid. Grid requires cleaning. Backhoe has access. Grid sitting on concrete. Image 95.
5.1	2		15	Grid wings require painting. Gravel requires cleaning out. Backhoe has access. Images 96 & 97.
8.15	3		15	Wings require painting. Gravels require cleaning out. Backhoe has access. Grid sitting on concrete slab. Images 98 & 99.
12.9	4		50	Weeds require spraying. Grid sitting on concrete slab. Grid is accessible with backhoe. Image 100 & 101.
17.5	5		30	Weeds require spraying. Wings require painting. Backhoe has access. Grid is sitting on concrete slab. Images 102 & 103.
20.4	6		40	Weeds require spraying. Wings require painting. Backhoe has access. Grid will be required to be cut with the oxy. Gravel blockage. Images 104 & 105.
26.8	7		100	Gravel requires removal. No wings on grid. Backhoe has access. Images 71 & 72.
32.3	8		50	Gravel requires removal. No wings on grid. Backhoe has access. Weeds require spraying. Images 73 & 74.
37.8	9		90	Grid requires to be cut with the oxy. Gravel & weeds blockage. No wings on grid. Backhoe has access. Image 75 & 76.
41.6	10		60	Grid requires to be cut with the oxy. Gravel & weeds blockage. Wings require painting. Backhoe has access. Images 77 & 78.
44.8	11		90	Gravel & weeds blockage. Wings require painting. Backhoe has access. Poly pipe goes across the grid. (water line). Images 79 & 80.
48.7	12		80	Gravel & weeds blockage. Wings require painting. Backhoe has access. Grid requires to be cut with oxy. Images 81 & 82.
53.3	13		60	Gravel and Weeds blockage. Grid requires to be cut with the oxy. Backhoe has access. Images 83 & 84.
59.2	14		50	Gravel blockage. Grid requires to be cut with the oxy. Backhoe has access. Images 85 & 86.



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PRECIS OF CORRESPONDENCE

1 NYNGAN AMATEUR SWIMMING CLUB

Attached is a copy of correspondence received from the Nyngan Amateur Swimming Club thanking Council for the use of the cool room, tables and chairs and support for the annual carnival.

1.1 Recommendation: That the report be received and noted.

101/2011 RESOLVED that the report be received and noted. **(Kennedy/Ryan)**

2 LIFELINE CENTRAL WEST

Attached is correspondence received from Lifeline Central West requesting Council consider supporting Lifeline Central West.

General Manager's Note: Council contributed \$264.00 to Lifeline Central West in 2005.

2.1 Recommendation: That Council contributes \$100.00 to Lifeline Central West.

102/2011 RESOLVED that Council contributes \$300.00 to Lifeline Central West.
(Ryan/Kennedy)

3 GOVERNMENT WEEKLY CIRCULARS

Weekly Circulars 06/11 to 09/11 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.

103/2011 RESOLVED that the Local Government Weekly Circulars be noted.
(Ryan/McLaughlin)

Grants and Funding opportunities for Local Government - list be included in the Business Paper.

Other matters:

- Heart Foundation

104/2011 RESOLVED that Council contribute \$200 to the Heart Foundation.
(McLaughlin/Griffiths)

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- Rural Fire Services

105/2011 RESOLVED that Council accept the renewal of the Service Level Agreement.
(Ryan/Griffiths)

- International Womens Dinner

Make a donation to the charity of the guest speaker - back to next Council meeting.

- Rural Doctor's Network

Report back to next meeting.

- Racecourse and Grandstand Inspection

106/2011 RESOLVED that Council spend \$6,500 on repairs to the grandstand. (Neill/Kennedy)

107/2011 RESOLVED that adequate lighting be placed in the sheep pavilion where the shearing is conducted. (Neill/Ryan)

108/2011 RESOLVED that Council make a request to the Western Area Health Network to have a Council representative involved in the selection panel to appoint the Manager of Nyngan Multi Purpose Service Centre. (Hampstead/EMcLaughlin)

Should the Western Area Health Network accept Council's request, Cr Ryan be Council's representative.

- RTA – Inspection Shed

109/2011 RESOLVED that Council write a very strong letter to the RTA advising them that some trucks have booked to have their registration carried out in Nyngan but have had to have inspections take place at Warren. Council request that extra days be allocated to Nyngan to accommodate local bookings. (Dutton/Neill)

Cr McLaughlin left the meeting at 2.45pm.

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- Motel accommodation

An informal meeting to be organised with the Mayor, Deputy Mayor, General Manager, David Carter, other moteliers and Councillors who wish to attend the meeting.

There being no further business the meeting closed at 2.55pm.

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

.....
GENERAL MANAGER

.....
MAYOR

