



BOGAN SHIRE COUNCIL

Minutes

26th April 2012



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am**

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

Also present were Mr Derek Francis (General Manager), Ms Theresa Haley (Manager of Corporate Services), Mr Tim Riley (Manager of Environmental Services), Mr Mike Ryan (Acting Manager of Engineering Services) and Mrs CJ Ellison.

DECLARATION OF PECUNIARY INTEREST: Nil

079/2012 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 29th March 2012, copies of which has been circularised to Councillors be taken as read and confirmed with the following amendment: **(Ryan/Griffiths)**

Minute 061/2012 should read:-

RESOLVED that Councillors Ryan, McLaughlin, Dutton, Griffiths and Neill and the General Manager attend the Shires Association Annual Conference. **(Douglas/Kennedy)**

Business Arising from the Minutes:

Question on Notice

Discussion:

Fly In Fly Out aspect of the mining industry.

The following resolutions arose from decisions made in the Closed and Confidential Section of the Meeting held on 26th April 2012.

077/2012 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. **(Hampstead/McLaughlin)**

078/2012 INCLUSION OF PRESS AND PUBLIC: RESOLVED that the meeting moved into open Council. **(Hampstead/Dutton)**



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COMMITTEE MEETING REPORTS

1 MUSEUM

Minutes of the Museum Meeting held on Wednesday 8th February 2012 at 9.15am.

080/2012 RESOLVED that the report be received and noted.
(McLaughlin/Griffiths)

2 MUSEUM

Minutes of the Museum Meeting held on Wednesday 7th March 2012 at 9.30am.

081/2012 RESOLVED that the report be received and noted.
(McLaughlin/Griffiths)

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
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REPORTS TO ORDINARY MEETING OF COUNCIL – MAYOR

1 REVIEW OF LOCAL GOVERNMENT ENGAGEMENT WITH THE RFS

Discussion Paper – Review of Local Government Engagement with the RFS.
Please consider the options for further involvement.

082/2012 RESOLVED that this item be discussed at the next meeting.
(Ryan/McLaughlin)

083/2012 RESOLVED that a letter be sent to the RFS Coonamble questioning the replacement of an FCO in Nyngan. (Hampstead/McLaughlin)

2 ONE ASSOCIATION

Resolutions of the Committee of Management of the Shires Association of New South Wales and the Ballot Paper application.

084/2012 RESOLVED that this item be discussed at the next meeting.
(Ryan/McLaughlin)

Mr David Moir, Landscape Architect presented a presentation to Council on the Nyngan Town Centre Rejuvenation.

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

085/2012 RESOLVED that Council's preferred design option is Concept 1, and investigate the inclusion of the two main blocks from Dandaloo Street to Terangion Street. (Dutton/Kennedy) **Unanimously**

Mrs Glad Eldridge addressed Council concerning the Back to Nyngan Reminiscing Week.

Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am

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

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
1	23/08/2007 25/02/2010 22/07/2010	500/2007 371/2007 370/2007 20/2010 244/2010	Housing Residential & Aged Care Accommodation Aged Care Facility	Feasibility of developing Council owned land, subdivide, establish further aged care accommodation. Nyngan Community Homes Committee to meet with Council.	Mayor / GM	Meetings have been held with the Community Homes Committee to advance the project. Mayor & GM facilitated a meeting with Community Homes & Yarrabin who will now work together towards an agreement on the management of the Community homes. GM attended meeting of Community Homes to discuss proposal. Verbal report at the December 2011 Council meeting.

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
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						Meeting with Community Homes scheduled for April 2012 after Mick Glennie Committee Meeting. Mick Glennie Committee Meeting 28 April 2012.
2	24/04/2008 16/12/2010	140/2008 421/2010	Main Street	Advertise preliminary street plans & seek community comment.	MES	Base plans of main street being prepared.
3	23/10/2008	447/2008	Residences- Pangee Street	Council to speak to residents.	MEvS	John Holland Pty Ltd in tender process for demolition work on Pangee & Nymagee Streets.
4	25/02/2011 24/03/2011 28/04/2011	09/2009 467/2009 164/2010 384/2010 80/2011 114/2011	Ambulance Station	Council express interest in acquiring the former ambulance station premises.	Mayor	Council write to Health Minister asking to acquire station at no cost to be used for community purposes. Mens Shed has acquired lease of both allotments at ambulance station.

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						<p>Council has approached Dept Health to have lot 9 transferred free of charge and offer to purchase lot 10 in its present condition for \$22,500.</p> <p>Follow up has been done with Dept of Health.</p> <p>Response expected before Christmas.</p> <p>Department of Health has recommended to Government Asset Management Committee (GAMC) to accept Council's offer.</p> <p>Matter referred back to the Dept Lands by GMAC for recommendation.</p>

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
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5	26/11/09	460/2009 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. Combined deputation with Cobar Shire Council to meet with Minister Katrina Hodgkinson.</p> <p>Cobar Shire Mayor & GM have agreed to meeting. Meeting request sent to Minister.</p> <p>Follow-up request for meeting sent to Minister.</p>
6	28/10/2010	331 & 332/2010	Palais Theatre	Investigate making the outdoor area a venue for community use.	MES	Plan of Management currently being developed. Currently in draft form.

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
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	24/11/2011	378/2011		Provide a report on the Theatre's compliance with essential fire services requirements with an estimate to rectify them.	MEvS	Still waiting on 2 outdoor exit lights.
7	22/02/2011	25/2011	Showground	Obtain quote for upgrade of showers & urinals.	ENG	Three toilet blocks completed, with one block to be completed.
8	24/03/2011	83/2011	Cinema	Investigate the recommencement of movies.	CDO	Community Development Officer to look into having the SRC and Bourke Police involved in trying to recommence the movies. Cr Douglas to speak to the schools regarding Council's intention to try to recommence the movies, stress behaviour at the movies. On Hold – pending result of Management Plan for Palais Theatre.

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9	27/10/2011	318/2011	Upper & Lower Weir Users	Circularise Weir User' submission to Councillors. Council delegates to meet to discuss submission & agree on Council's position whether to support it or not.	ENG	<p>The Office of Water has sought Council's comments in relation to a submission from irrigators, requesting retention of existing drawdown provisions in the licence for the top weir.</p> <p>The Office was informed that the security of town water supplies was Council's primary responsibility but Council was willing to assist irrigators by administering their licence conditions as part of Council's reporting requirements to the Office of Water.</p>

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
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						<p>As a general comment it was advised that Council would support the irrigators requests as long as Council' s water entitlements were protected and operation of the system was not compromised.</p> <p>Mayor, Deputy Mayor, General Manager and Engineer attended community consultation meeting arranged by NSW Office of Water on 12 April 2012.</p>
10	27/10/2011	335/2011	Companion Animal Policy	Prepare a draft Companion Animal Policy – report back to Council, incorporating public feedback & recommendations.	GM/ MEvS	General Manager's report refers. Action Plan has been developed and implementation started.

Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am

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						<p>Microchipping scheduled for 21 April 2012. This will be followed by concentrated contract ranger activities.</p> <p>Community education process commenced.</p> <p>Keeping of Animals Policy – Manager of Environmental Services report refers. Companion Animal Policy May 2012 Council Meeting.</p>
11	24/11/2011	366/2011	Agronomist in Nyngan	Letter to the Department of Primary Industries asking to have the agronomist returned to Nyngan.	Mayor	Letter sent. No response received.
12	24/11/2011	375/2011	State Property Authority (SPA) DOCS building	Council agrees in principle to transfer Lot 32 (DOCS) to SPA on the condition that funding is provided to establish the Access Centre.	GM	<p>Letter sent to SPA advising of the four items.</p> <p>Awaiting response from SPA on Departmental approval for their proposal alterations.</p>

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am**

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				<p>Negotiation further with SPA for a contribution to relocate BBM.</p> <p>Request SPA to facilitate the transfer of trusteeship for the former Ambulance Station (Lot 9). Council agrees to grant right of way to SPA to all vehicular access to the rear of Lot 32.</p>		
13	24/11/2011	376/2011	Bogan Bush Mobile	<p>Explore suitable options for relocation.</p> <p>Prepare a report with an estimate of costs and recommended funding sources for preferred options.</p>	MCS/MEvS	<p>Report to December 2011 Council Meeting.</p> <p>Pending progress with item 12.</p>
14	15/12/2011	405/2011	Biodiversity Grant Fund	<p>Council support an application for the establishment & restoration of native wetland & waterways in the vicinity of the recreational weir, Frank Smith Oval & Hoskins Street Level Crossing.</p>	GM	<p>Application sent, awaiting outcome.</p>

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
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15	15/12/2011	418/2011	Long Day Care	Council write to Yarrabin Outreach, copy to Tritton Mines expressing concern about the age and opening hours. Investigate other day care hours.	GM	Update to be provided at the Council meeting April 2012.
16	29/03/2012	059/2012	Showground – naming of arena.	Advise Nyngan Show Society of current position. Contact NSW Geographical Names Board – if the Showground arena can be named after a person.	GM	Show Society advised. NSW Geographical Names Board contacted – this can be done, but require a resolution of Council. Public Notice placed in local paper, asking for comments on the proposal. One comment has been received. For discussion.
17	29/03/2012	067/2012	Debt Recovery Policy	MCS – review & report on changes to the existing debt recovery policy /procedures. Recommendations for dealing with long term debt.	MCS	In progress.

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
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18	29/03/2012	070/2012	Keeping of Animals Policy - Orders	To be placed on Public Exhibition	MEvS	Keeping of Animals Policy – Orders placed on public exhibition. Comments close early May 2012.
19	29/03/2012	074/2012	BSC – Development Control Plan 2012	Public consultation be undertaken including exhibition of the document & open information sessions. Further report to Council representing results of the community consultation program.	MEvS	Exhibition of document commenced & public open information sessions to be conducted in May 2012. Report to May 2012 Council meeting.

**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am**

086/2012 RESOLVED that a letter be send to the Show Society advising of Council's support for the enclosed horse arena to be named after Peter Dutton and the erection of an honour board at the showground. A copy of Mr White's letter to be enclosed. **(Hampstead/Douglas)**

087/2012 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.
(Ryan/Douglas)

2 LICENCE AGREEMENT – GRAZING PURPOSES

OCCUPATION OF LAND FOR GRAZING PURPOSES

088/2012 RESOLVED that

1. This report be received and considered.
2. The Mayor and General Manager be authorised to sign the licence agreement on behalf of Council. **(Hampstead/Griffiths)**

3 ADOPTION OF COMMUNITY STRATEGIC PLAN

089/2012 RESOLVED that Council considers feedback received and, following appropriate amendments as noted in part one of the attachments adopts the draft 2012/2026 Community Strategic Plan. Council commends the staff involved in the Community Strategic Plan process for their input. **(Ryan/Neill)**



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am

4 LICENCE AGREEMENT – PALAIS THEATRE

Palais Theatre / Western Studio of Performing Arts

090/2012 RESOLVED that

1. This report be received and noted.
2. The Mayor and General Manager be authorised to sign the licence agreement with Angela White, on behalf of Council. **(Hampstead/Dutton)**

Discussion:

NSW Inland Tourism

091/2012 RESOLVED that provision be made in the 2012/2013 budget for membership of NSW Inland Tourism. **(Ryan/Kennedy)**

Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am

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

1 BANK RECONCILIATION

092/2012 RESOLVED that the bank reconciliation report be received and noted.
(Ryan/McLaughlin)

2 INVESTMENTS

093/2012 RESOLVED that the investments report be received and noted.
(Douglas/Ryan)

3 SUMMARY OF RATE COLLECTIONS

094/2012 RESOLVED that the rates collections report be received and noted.
(Douglas/Neill)

4 LIBRARY REPORT – March 2012

095/2012 RESOLVED that the library report be received and noted.
(Neill/Douglas)

Council adjourned for lunch at 12.35pm and resumed at 1.45pm.

Councillor Kennedy now left the meeting.

5 MANAGEMENT PLAN QUARTERLY REVIEW

096/2012 RESOLVED that the Management Plan Quarterly Review report be received and noted. (Ryan/Griffiths)

Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am

6 BUDGET REVIEW MARCH 2012

097/2012 RESOLVED that

- (a) This report be received and adopted.
- (b) The 2011/12 budget adjustments detailed in appendix 2 to the Manager - Corporate Services budget review report, totalling \$3,976 (surplus), be approved. **(Ryan/Griffiths)**

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

1 ASSET MANAGEMENT STRATEGY

098/2012 RESOLVED that

- 1 Council adopt an asset strategy of maintaining existing assets to their current level of service.
- 2 Council adopt a strategy of capital improvement as outlined below to the :
 - Swimming Pool
 - Pangee Street Beautification
 - Larkin Oval Floodlights
 - Water Filtration Plant
 - Town Hall and Youth Centre,with the Swimming Pool to be number one priority. **(Douglas/Griffiths)**



Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am

REPORTS TO ORDINARY MEETING OF COUNCIL – WORKS SUPERVISOR

099/2012 **RESOLVED** that both the Civil Works and Roads Reports be received and noted. **(Dutton/Griffiths)**

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

1 DEVELOPMENT APPLICATIONS

100/2012 **RESOLVED** that the report be received and noted. **(Neill/Douglas)**

2 WASTE –RECYCLING COLLECTION DATA

101/2012 **RESOLVED** that the report be received and noted. **(Ryan/Dutton)**

PRECIS OF CORRESPONDENCE

1 WOMEN'S DOMESTIC VIOLENCE COURT ADVOCACY SERVICES

102/2012 **RESOLVED** that the report be received and noted and Council send a letter to the Advocacy Service objecting to the transfer of the service from Nyngan to Dubbo. **(Hampstead/McLaughlin)**

Council now moved into the Closed and Confidential Section of the Meeting.

Discussion:

Council returned to open Council.

Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am

2 STATE EMERGENCY SERVICES

103/2012 RESOLVED Council send a “thank you” letter to Mrs Liz Wynne for her services as Local Controller with the State Emergency Services and extend an invitation to lunch. **(Douglas/Hampstead)**

104/2012 RESOLVED that Council advise the Regional Controller that it is persuing avenues about a Local Controller replacement and will advise in due course. **(Douglas/Hampstead)**

3 NYNGAN MUSEUM

105/2012 RESOLVED that the report be received and noted. **(Griffiths/Neill)**

4 NSW PARLIAMENT LEGISLATIVE ASSEMBLY

State and Regional Development Committee – Inquiry into Inter-Regional Public Transport

106/2012 RESOLVED that Council make a submission to the inquiry.
(Dutton/Griffiths)

5 RELAY FOR LIFE – CANCER COUNCIL

107/2012 RESOLVED that the report be received and noted. **(Douglas/Griffiths)**

6 GOVERNMENT WEEKLY CIRCULARS

108/2012 RESOLVED that the Local Government Weekly Circulars be noted.
(Hampstead/Ryan)



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 26th April 2012 at 9.30am**

109/2012 RESOLVED that Council place a seat on Council land near the entrance to the hospital. **(Griffiths/Douglas)**

Mr Mike Ryan was thanked for his contribution to Council during his role as Acting Manager of Engineering Services. Mike's work has been greatly appreciated.

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

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

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GENERAL MANAGER

MAYOR

