



BOGAN SHIRE COUNCIL

Minutes

24 July 2014

**Minutes of the Ordinary Meeting of Bogan Shire Council
held in the Council Chambers on 24 July 2014 at 9.30am**

PRESENT: Councillors RL Donald, JE Hampstead OAM, WG Deacon, JL Douglas, LH Dutton, HJ Griffiths, EM McLaughlin, GR Neill and KM Ryan.

Also present were Mr Derek Francis (General Manager), Mr Graeme Bourke (Manager of Engineering Services) Mr Timothy Riley (Manager of Development and Environmental Services), Mr Luke Taberner (Manager of Corporate Services) and Mrs Cathy Ellison.

Declaration of Interest: Nil

247/2014 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 26 June 2014, copies of which have been circularised to Councillors be taken as read and confirmed, with the following amendment:-

Minute 216/2014 – no.2 – to read

Council will pursue the recovery of the 2015/16 rates catch-up of \$38,000 in that year on the assumption that rate-pegging will be removed by then. (Ryan Griffiths)

COUNCILLOR AND MAYORAL FEES – noting correction to the Mayor and Deputy Mayor’s fees.

208/2014 RESOLVED that Council adopt the following Annual Fees payable, noting that Councillor fees are the minimum payable. (Ryan/McLaughlin)

	Councillor Fee	Mayor Fee	Total Fee
Councillors	\$8,130	-	\$8,130
Deputy Mayor	\$8,130	\$3,549	\$11,679
Mayor	\$8,130	\$14,195	\$22,325

(Neill/Douglas)

Business arising from Minutes:-

- Oval Place – traffic count report with accurate costs to next meeting.

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The following resolutions arose from decisions made in the Closed and Confidential Section of the meeting on 24 July 2014:-

237/2014 **RESOLVED** that the Minutes of the Closed and Confidential Meeting of Council held on 26 June 2014, copies of which have been circularised to Councillors be taken as read and confirmed.
(Griffiths/Deacon)

238/2014 **RESOLVED** that Council consider the Manager of Engineering Services' Supplementary Closed and Confidential Report.
(Hampstead/Douglas)

239/2014 **EXCLUSION OF PRESS AND PUBLIC: RESOLVED** that Council move into a closed section of Council with the public excluded, in accordance with the Local Government Act, 1993, Clause 10A (2) (d) (i) because commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
(Hampstead/Douglas)

240/2014 **RESOLVED** that the tenders for gravel haulage services to Council for the period to 30 June 2015 be accepted as submitted to form a panel of contractors, to be selected in Council's best interest, subject to the plant and operators meeting Council's requirements. **(Ryan/Griffiths)**

241/2014 **RESOLVED** that the tenders for provision of Crushing Road Base services to Council for the period to 30 June 2015, be accepted as submitted to form a panel of contractors, to be selected in Council's best interest, to the plant and operators meeting Council's requirements, with Neill's Earthmoving being the preferred contractor. **(Ryan/Griffiths)**

242/2014 **INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting move into open Council. **(Douglas/McLaughlin)**

243/2014 **EXCLUSION OF PRESS AND PUBLIC: RESOLVED** that Council move into a closed section of Council with the public excluded, in accordance with the Local Government Act 1993, Clause 10A (2) (e) because information that would, if disclosed, prejudice the maintenance of law.
(Douglas/Griffiths)

244/2014 **INCLUSION OF PRESS AND PUBLIC: RESOLVED** that the meeting move into open Council. **(Dutton/Griffiths)**

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245/2014 EXCLUSION OF PRESS AND PUBLIC: RESOLVED that Council move into a closed section of Council with the public excluded, in accordance with the Local Government Act, 1993, Clause 10A (2) (d) (i) because commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. **(Douglas/Griffiths)**

246/2014 INCLUSION OF PRESS AND PUBLIC: RESOLVED that the meeting move into open Council. **(Neill/Dutton)**

MEETING MINUTES

1 MUSEUM

248/2014 RESOLVED that the Minutes of the Museum Meeting held on Wednesday 7 May 2014 be received and noted. **(Ryan/Douglas)**

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

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	24/05/2012	123/2012	Vacant Block – Cnr Nymagee /Mitchell Streets	Asked John Holland to meet with Council ASAP to work towards some agreement concerning the block.	MDES	JHR require clean-up of site prior to lease approval.
	19/12/2013	507/2013		Approach John Holland to beautify site of former BP Service Station.		Six underground tanks removed. Awaiting clearance from JHR for lease discussions to commence.
2	28/06/2012	179/2012	Dog Pound	Construction of the new dog pound in the location closer to the main road in the airport complex.	MDES	Works progressing, design of kennels completed and being manufactured by BSC. Kennels should be completed by late October including fencing ready for operations depending on staff availability.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
3	26/07/2012	193/2012	Transfer of Land – Nymagee St 5,7 & 9	Council seek EOI to demolish the subject dwelling & associated structures including removal of excessive vegetation.	MDES	Subject to staffing levels works should commence in late August/Sept 2014.
4	25/10/2012	315/2012	Local Heritage Sites	When new VIC commences, signpost heritage sites with heritage colour and erect sign with the history of each location.	ENG	Pending accreditation of new VIC. Accreditation will be sought in time for 2015 'holiday season'.
5	22/05/2014	181/2014	Swimming Pool	Filtration plant room & associated structure. Report to August Council meeting detailing what works have been completed & what is outstanding. A final report to November Council meeting detailing final costs of all works & proposed future redevelopment works for 2015/16.	MDES	Pool Filtration plantroom works:- <ul style="list-style-type: none"> ➤ asbestos removed; ➤ plantroom demolished due to frame failure; ➤ external drainage works completed; ➤ concrete slab to be poured; ➤ frame, roof truss & associated material on site. <p>Works progressing within Budget. Report to Council at its August Meeting.</p>

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
6	13/12/2012 28/03/2013	418/2012 098/2012	Davidson Park Revitalisation Program	Council remove the entire playground, equipment, associated ground cover, fencing & park-bench seating with shelter. Establish paving pathways to the mural.	MDES	Park bench seating & shelter removed, general clean up still in progress
	27/03/2014	065/2014		New playground area to be located in the centre of the Park.		Playground excavated, supports to playground equipment installed. Fencing and installation of playground equipment and soft fall material to be completed by late August 2014.
7	28/02/2013	043/2013	Waste Management – Village Waste Depot Operations	Program of Works for Hermidale & Girilambone be commenced immediately.	MDES	Girilambone: Completed with exception of asbestos. Asbestos clean-up programmed for late July 2014.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
8	26/06/2013	258/2013	Traffic Committee Recommendations Pre School Parking	RMS to re-examine the intersection design including: <ul style="list-style-type: none"> • Installing blister on the western side of Moonagee St for "Give Way" sign. Pre-School to confirm: <ul style="list-style-type: none"> • Signed confirmation that children are always escorted into the building by staff or parents. 	ENG	Engineering preparing design options and estimates for consideration during 2014/2015. Advised that the policy was under review and expected to be completed in February 2014. Confirmation not yet received.
9	23/04/2013	124/2013	Insurance	Council seek clarification from the Insurance Council of Aus re: the availability of discounts or other provision on insurance pricing for towns protected against floods and whether flood insurance is mandatory.	ENG	Insurance Council has requested flood study information. Draft Study received. OEH reviewing flood modelling data. Completed by 31 July.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
10	22/05/2014	175/2014	Showground Arena Irrigation	Showground Watering System be upgraded in conjunction with the completion of the cemetery raw water system.	ENG	Work to commence end of August 2014.
11	27/03/2014	067/2014	Skate Park	Shade Sail Cover over the Skate Park.	MDES	Installation August/September 2014 with other minor works.
12	19/12/2013	532/2013	Rezoning of Rural Land Outside the Nyngan Township	Report on estimated cost be provided to February 2014 Council meeting prior to progressing with the proposal.	MDES	Planning proposal lodged with the NSW Department of Planning and Infrastructure. Report to Council refers.
13	27/02/2014	006/2014	Medical Services	Pursue & make enquiries into using the Nyngan Multipurpose Service Centre & waiting rooms to attract an additional Medical Officer with VMO rights.	GM	Meeting with Senior Management of NSW Western LHD held on 15 July 2014.
	26/06/2014	199/2014		GM pursue options for obtaining funding for the construction of a new medical centre.		Verbal report to Council meeting.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
14	27/03/2014	066/2014	Heritage Park	Order & plant a grove of trees surrounding the sandstone blocks & plant Lone Pine tree.	ENG	Trees to be planted in August in conjunction with Pangee Street redevelopment.
15	22/05/2014	182/2014	Teamster Rest Area	Cobb & Co Coach & Bullock Wagon location – confirm quotations and budget allowing progress without delay.	MSES	<p>Teamster Rest Shed:</p> <ul style="list-style-type: none"> ➤ Architectural & structural shed designs completed, ➤ shed supplier selected, ➤ shed ordered for supply & erection by late July/August ➤ external cladding material selected and purchased, ➤ projected completion of entire project by late September 2014. <p>Redesign due to quotations blowout. Redesign completed and DA submitted for assessment. Quotations received within budget. Project expected completion by Sept/Oct 2014.</p>

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
16	22/06/2014	209/2014	Tourist Information Bay	On commencement of project, Council advise owners/apparent owners of existing highway signage that existing signs to be removed & may be replaced by signs on the Information Bays. Council charge an annual fee and an initial fee.	GM	Information supplied to AGL – awaiting response on sponsorship.
17	22/06/2014	218/2014	Nyngan Child Care	<p>Council submits an application to Dept of Education to fund feasibility study into provision of Long Day Care in Nyngan.</p> <p>Manager to present to Council report setting out cost of providing a Long Day Care service, should Council agree to auspice it, together with any revenue that might be used to offset costs.</p>	MCS	Survey completed. Council to apply for funding for detailed feasibility study.
18	22/06/2014	226/2014	Oval Place	Conduct traffic count.	ENG	In progress.

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At 10.15am Red Cross Regional Manager, Western NSW, Mrs Joy Horton and Hub-Ordinator Mr Sidney Hatfield addressed the meeting.

At 10.35am, Council adjourned for morning tea and visited the new Access Centre.

Council resumed at 11.30am.

249/2014 RESOLVED that the Manager of Engineering Services submit a report regarding the request to lay the loose stones at Heritage Park in cement.
(Ryan/Griffiths)

250/2014 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.
(Neill/Dutton)

Other matters:-

- Hire of Cobb & Co Coach

It was **MOVED** that Council waive the hiring fee for the Cobb & Co Coach for the Carter wedding in September 2014. **(Ryan/Douglas)**

An **AMENDMENT** was **MOVED** that Council charge \$100.00 to hire the Cobb & Co Coach for the Carter wedding In September 2014. **(McLaughlin/Griffiths)**

The **AMENDMENT** was **PUT** to Council and **LOST**.

251/2014 RESOLVED that Council waive the hiring fee for the Cobb & Co Coach for the Carter wedding in September 2014. **(Ryan/Douglas)**

- Tongling Delegation

Clr Ryan declared interest.

252/2014 RESOLVED that Council makes a donation to the Tongling 2014 Delegation of \$2978 from the sale of brass from the old water meters. It being noted that students from the delegation, through their own efforts extracted the brass from the meters for sale, which would otherwise have been disposed of.
(Hampstead/McLaughlin)

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**REPORTS TO ORDINARY MEETING OF COUNCIL - CORPORATE SERVICES
DEPARTMENT**

1 BANK RECONCILIATION

253/2014 RESOLVED that the Bank Reconciliation Report be received and noted.
(Ryan/McLaughlin)

2 INVESTMENTS

254/2014 RESOLVED that the Investments Report be received and noted.
(Ryan/Neill)

Discussion:-

- Bank Tenders

Clr Douglas declared an interest and refrained from discussion on tendering.

255/2014 RESOLVED that at an opportune time Council call tenders for its banking services. (Ryan/Hampstead)

3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

256/2014 RESOLVED that the rates collections report be received and noted and the Manager and staff involved be commended for their efforts. (Neill/Douglas)

4 AUDIT OF 2013/14 FINANCIAL ACCOUNTS

257/2014 RESOLVED that the Audit of 2013/14 Financial Accounts Report be noted. (McLaughlin/Griffiths)

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At 12.20pm Detective Scott Parker, Crime Manager, Darling River Command addressed Council.

Council moved into the Closed and Confidential Section of the meeting.

Council adjourned for lunch at 12.50pm and resumed at 2.00pm.

5 RMS DIRECTIONAL SIGNAGE INTO NYNGAN

258/2014 RESOLVED that Council refer this item to the Traffic Committee.
(Douglas/McLaughlin)

6 BOGAN SHIRE COUNCIL POLICY WHS001 – WORK HEALTH AND SAFETY

259/2014 RESOLVED that Council adopt Bogan Shire Council Policy WHS001 – Work Health & Safety Policy. (Ryan/Hampstead)

7 LIBRARY REPORT

260/2014 RESOLVED that the Library report be received and noted.
(Dutton/Griffiths)

8 BOGAN BUSH MOBILE

261/2014 RESOLVED that the Bogan Bush Mobile report be received and noted.
(Hampstead/Deacon)

Other matters:-

- PA System – Larkin Oval

262/2014 RESOLVED that as a matter of urgency, from retained funds, Council purchase a new PA System for Larkin Oval at a maximum cost of \$1100.00.
(Ryan/Douglas)

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**REPORT TO THE ORDINARY MEETING OF COUNCIL – MANAGER OF
ENGINEERING SERVICES REPORT**

1 OPERATIONAL REPORT

263/2014 RESOLVED that the Operational Report be received and noted.
(Neill/McLaughlin)

264/2014 RESOLVED that Council seal 1 km of Dandaloo Road. **(Dutton/Neill)**

2 NYNGAN CEMETERY CREMATION PLOTS

265/2014 RESOLVED that the Manager Engineering Services prepare a further report on precast concrete slabs at grass level including photos from the Lawn Cemetery at Warren. **(Ryan/Neill)**

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**REPORTS TO ORDINARY MEETING OF COUNCIL – MANAGER OF
DEVELOPMENT AND ENVIRONMENTAL SERVICES REPORT**

1 DEVELOPMENT APPLICATIONS

266/2014 RESOLVED that the Development Applications Report be received and noted. **(Hampstead/Dutton)**

2 OPERATIONAL REPORT – PARKS AND GARDENS

267/2014 RESOLVED that the Operational Report – Parks and Gardens be received and noted. **(Douglas/Griffiths)**

Clr Neill declared an interest

3 REZONING OF RURAL LAND OUTSIDE THE NYNGAN TOWNSHIP

268/2014 RESOLVED that:-

1. The report be received and noted.
2. The planning proposal to proceed subject to an additional \$35,000 being made available to this project (\$50,000 currently budgeted) at Council's August 2014 Estimates Meeting. **(Ryan/Douglas)**

Other Matters:-

- Fire Safety Notices:

269/2014 RESOLVED that, in connection with the inspections referred to in Minute No 167/2014 – 27 May 2014 Council Meeting, Council notes that these Fire Safety Audits are to be undertaken on all high risk premises where life and limb may be at risk to ensure public safety and to present the owners with a strategy to bring the existing building into general compliance with the provisions of the Building Code of Australia. **(Ryan/Deacon)**

PRECIS OF CORRESPONDENCE

1 MINISTER FOR VETERANS' AFFAIRS

270/2014 RESOLVED that the correspondence received from the Minister for Veterans' Affairs advising of an approved grant of \$3,945 under the Anzac Centenary Local Grants Program to Council to plant trees, install a plaque and supply banners to commemorate the Centenary of Anzac in 2015 be received. (Ryan/Neill)

2 MINISTER FOR NATURAL RESOURCES, LAND AND WATER

271/2014 RESOLVED that the correspondence received from the Minister for Natural Resources, Land and Water acknowledging the infrastructure developed within Bogan Shire will be owned and operated by Bogan Shire Council along with existing bulk water infrastructure used by Council and the Cobar Water Board be received, and a copy of the correspondence be sent to Cobar Shire Council and Cobar Water Board. (Hampstead/Dutton)

3 UNITED SERVICES UNION

272/2014 RESOLVED that Council support the White Ribbon Campaign and provide \$100.00 sponsorship. (Griffiths/Ryan)

4 NYNGAN LOCAL ABORIGINAL LAND COUNCIL

273/2014 RESOLVED that Council notes the request to close the intersection and the invitation to morning tea and advises the Land Council that their request to lay a wreath needs to be referred to the local Sub-Branch of the RSL. (Hampstead/Neill)

5 LOCAL GOVERNMENT NSW

274/2014 RESOLVED that the correspondence received from Local Government NSW regarding the Australian Government Budget Cuts to Local Government be received. (Neill/Ryan)

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6 UNITED CHRISTIAN BROADCASTERS AUSTRALIA LTD

It was **MOVED** that the request from United Christian Broadcasters Australia Ltd to place a transmitter on the water tower in Terangion Street be declined. **(McLaughlin/Ryan)**

An **AMENDMENT** was **MOVED** that United Christian Broadcasters Australia Ltd be permitted to place a transmitter on the water tower in Terangion Street, providing there is no cost to Council. **(Dutton/Douglas)**

The **AMENDMENT** was **PUT** to Council and **CARRIED**.

275/2014 **RESOLVED** that United Christian Broadcasters Australia Ltd be permitted to place a transmitter on the water tower in Terangion Street, providing there is no cost to Council. **(Dutton/Douglas)**

Discussion:-

- Access Roads

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

7 DAVID COUCHMAN AND KAREN PROUD

276/2014 **RESOLVED** that Council support an application from Mr Couchman to the Lands Department and Forestry Commission or any other relevant authority, to convert the roads linking DP 752123 with the Cobar – Condobolin Roads to private ownership. **(Ryan/Dutton)**

8 HERA MINE – AURELIA METALS

Correspondence received from Hera Mine in reply to Council's letter on haulage route Nymagee –Hermidale Road. Minute 232/2014 Council Meeting June 2014.

Status Quo stands – Council to monitor the need for maintenance grades.

9 RED CROSS – NYNGAN COMMUNITY HUB

277/2014 **RESOLVED** that the information on the services provided by the Nyngan Community Hub be received. **(Griffiths/Dutton)**



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10 WEEKLY CIRCULARS

278/2014 RESOLVED that the Local Government Weekly Circulars be noted.
(Deacon/Neill)

Other Matters:-

279/2014 RESOLVED that Council send a firm letter to the Minister for Health, Local Member, and Dubbo Health District stating the urgent need for the expansion of dialysis services at the Nyngan Hospital. **(McLaughlin/Griffiths) Carried Unanimously**

280/2014 RESOLVED that Council write to the CWA confirming that Bogan Shire Council is not the owner of the CWA building in Davidson Park which is on land owned by State Rail and leased by Council **(Griffiths/Hampstead)**

There being no further business the meeting closed at 3.35pm.

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

.....
GENERAL MANAGER

.....
MAYOR

