



# **BOGAN SHIRE COUNCIL**

## **Minutes**

**23 April 2015**



**Minutes of the Ordinary Meeting of Bogan Shire Council  
held in the Council Chambers on 23 April 2015 at 9.30am**



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**PRESENT:** Councillors JE Hampstead OAM, in the Chair, WG Deacon, JL Douglas, HJ Griffiths, EM McLaughlin, GRJ Neill and KM Ryan.

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

**REMEMBRANCE:** Mr David Donald

**DECLARATION OF INTEREST:** The General Manager declared a less than significant, non-pecuniary interest in the Manager of Engineering Services' Report item 4.

**097/2015 APOLOGIES: RESOLVED** that the apologies received from Councillor RL Donald and Councillor LH Dutton be received and they be granted leave of absence from the meeting. **(Griffiths/Douglas)**

**098/2015 RESOLVED** that the Minutes of the Closed and Confidential Meeting of Council held on 26 March 2015, copies of which have been circularised to Councillors be taken as read and confirmed. **(Ryan/Neill)**

Business Arising: Nil

**099/2015 RESOLVED** that the Minutes of the Ordinary Meeting of Council held on 26 March 2015, copies of which have been circularised to Councillors be taken as read and confirmed. **(Ryan/Neill)**

Business Arising: Nil

### **COMMITTEE MEETING MINUTES**

**100/2015 RESOLVED** that the Minutes of the Museum Committee Meeting held on Wednesday 4 March 2015 be received and noted. **(Griffiths/Douglas)**

**MEETING OF COUNCIL – GENERAL MANAGER’S REPORT**

**1 CHECKLIST**

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	28/06/2012	179/2012	<b>Dog Pound</b>	Construction of the new dog pound in the location closer to the main road in the airport complex.	<b>MDES</b>	Internal panels installed. Fencing contractor not commenced, due to delays in kennel. Water supply, roof and wall sheeting to be installed. Expected to be operational in late May/June 2015. Delays due to limited available staff & other projects.
2	26/07/2012	193/2012	<b>Transfer of Land – Nymagee St 5,7 &amp; 9</b>	Council seek EOI to demolish the subject dwelling & associated structures including removal of excessive vegetation.	<b>MDES</b>	Removal of asbestos may not occur in May or June due to work current load. Anticipate carryover of funds for August 2015 asbestos removal.
3	25/10/2012	315/2012	<b>Local Heritage Sites</b>	When new VIC commences, signpost heritage sites with heritage colour and erect sign with the history of each location.	<b>ENG</b>	Pending accreditation of new VIC.  Accreditation approved.

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4	13/12/2012 28/03/2013	418/2012 098/2013	<b>Davidson Park Revitalisation Program</b>	Council remove the entire playground, equipment, associated ground cover, fencing & park-bench seating with shelter. Establish paving pathways to the mural.	<b>MDES</b>	Most works completed. Balance of works (removal of pavers & levelling out- ground, install irrigation along mural wall) to be completed within current financial year and allocated budget. Delays due to limited available staff & other projects.
5	28/02/2013	043/2013	<b>Waste Management – Village Waste Depot Operations</b>	Program of Works for Hermidale & Girilambone be commenced immediately.	<b>MDES</b>	<b>Girilambone:</b>  Completed with exception of asbestos disposal program. Issues with WorkCover requirements final clean-up, specialised equipment required.  Suitable equipment located, waiting on contractor.
6	26/06/2013	258/2013	<b>Traffic Committee Recommendations  Pre School Parking</b>	RMS to re-examine the intersection design including: <ul style="list-style-type: none"> <li>Installing blister on the western side of Moonagee St for “Give Way” sign.</li> </ul>	<b>ENG</b>	Engineering preparing design options and estimates for consideration during 2014/2015. Proposal and Estimate sent to RMS. RMS to fund blister.  Funding approved.

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7	23/04/2013	124/2013	<b>Flood Insurance</b>	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.	<b>ENG</b>	Insurance Council has requested flood study information.
	23/10/2014	385/4014		Council request the Insurance Council of Australia to advise all insurance companies that Nyngan is not a flood prone town, is protected by a levee bank as demonstrated in BSC Flood Study.		Insurance Council advised that Council has adopted the Nyngan Flood Study.
8	19/12/2013	532/2013	<b>Rezoning of Rural Land Outside the Nyngan Township</b>	Report on estimated cost be provided to February 2014 Council meeting prior to progressing with the proposal.	<b>MDES</b>	<p>Planning proposal lodged with the NSW Department of Planning and Infrastructure.</p> <p>Gateway Determination: Rezoning to proceed subject to conditions.</p>

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9	27/02/2014  26/06/2014	006/2014  199/2014	<b>Medical Services</b>	Pursue & make enquiries into using the Nyngan Multipurpose Service Centre & waiting rooms to attract an additional Medical Officer with VMO rights. GM pursue options for obtaining funding for the construction of a new medical centre.	<b>GM</b>	Discussions with Senior Management of NSW Western LHD ongoing – use of MPS is a possibility.  Grant application to be made for 2015 round of National Stronger Regions Fund.
10	27/03/2014	066/2014	<b>Heritage Park</b>	Order & plant a grove of trees surrounding the sandstone blocks & plant Lone Pine tree.	<b>MDES</b>	All works completed with exception of plaque installation and Lone Pine to be planted 25 April 2015 during ceremony.
11	22/05/2014	182/2014	<b>Teamster Rest Area</b>	Cobb & Co Coach & Bullock Wagon location – confirm quotations and budget allowing progress without delay.	<b>MDES</b>	Erection of framing and roof with roof sheeting completed. Project completion date late May 2015. Delays due to limited available staff & other projects.

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12	22/06/2014	209/2014	<b>Tourist Information Bay</b>	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.	<b>GM</b>	Information supplied to AGL – awaiting response on sponsorship.  Tritton Mines also approached for sponsorship.  Eastern bay scheduled for construction April 2015.
13	23/10/2014	386/2014	<b>Sports Insurance</b>	Council write to all Shire Sporting Clubs' controlling bodies asking to explain what the premiums paid from the local Club are used for.	<b>MSC</b>	Report to April 2015 Council Meeting refers.
14	26/09/2014	362/2014	<b>Nyngan Waste Management &amp; Resource Facility</b>	Cost analysis be presented to Council to compare costs of providing additional staff to man the facility against awarding a contract to an external party.	<b>MDES</b>	Assumptions included in draft budget. Full report to Council July 2015.



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15	26/09/2014	363/2014	<b>Fire Safety Audit Program</b>	Further report on progress of compliance with Program.	<b>MDES</b>	Fire Safety Audit Reports (FSARs) to all selected properties completed. Meetings held with several owners/Board of Directors.
	26/02/2015	033/2015		Legal proceedings including the issuing of Notices and Orders to commence against the owner/occupier of any premises who fails to confirm their agreement to comply with the findings of the Fire Safety Audit Report.		Efforts still being made to have owners upgrade building voluntary.
16	27/11/2014	445/2014	<b>O'Reilly Park</b>	Report to March 2015 Council Meeting on the overall budget expenditure for the project.	<b>MDES</b>	<p>Playground operational. Report on project expenditure to be submitted in May 2015.</p> <p>Additional softfall material required throughout in July, once current material has compacted within next few months.</p>

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17	26/02/2015	024/2015	<b>Long Day Care</b>	<p>1. Council commit \$250,000 towards the construction of the facility in the 2015/16 Capital Budget.</p> <p>2. The western portion of Lot 111, DP721218, Dandaloo Street be the preferred location.</p> <p>3. A loan be raised for Council's contribution to the project.</p>	<b>MCS</b>	Plans for a 43 Place Centre at Lot 111, DP721218 Dandaloo Street are being drawn up. These will be submitted to the Education Dept along with a report by 30 June 2015 in an attempt to gain Stage 2 funding of \$450,000.
18	26/02/2015	034/2015	<b>Street Trees</b>	An Arborist Report be obtained and a report to April 2015 Council Meeting.	<b>MDES</b>	In progress (awaiting response from Arborist).
19	26/02/2015	042/2015	<b>Chinese Portion – Nyngan Cemetery</b>	<p>Repairs to the burner be carried out in the current year's program.</p> <p>Other upgrading matters be considered in 2015/16 estimates.</p>	<b>ENG</b>	<p>Contract brick layer to carry out repairs.</p> <p>Discussions with Contractor in progress.</p>

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20	26/03/2015	077/2015	<p><b>Traffic Committee Recommendations</b></p>	<p>Council request RMS to provide funding to:-</p> <ul style="list-style-type: none"> <li>• Install bollards and “No Stopping” signs either side of Cannonbar / Nyngan Streets;</li> </ul> <hr/> <p>Council trim trees &amp; relocate signs in Pangee Street at the Moonagee Street intersection.</p> <p>Council relocate “Give Way” sign &amp; holding line from Nymagee Street into Moonagee Street.</p> <p>Provide a “Children Crossing” Warning sign in Nymagee Street.</p> <hr/> <p>Council look at ways of decorating the overhead camera structure on the eastern side of town.</p>		<p>RMS funding approved.</p> <hr/> <p>Work programmed for after Anzac Day.</p> <hr/> <p>Write to RMS – in progress.</p>
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**101/2015 RESOLVED** that the General Manager forward a follow up letter to the Insurance Council of Australia asking if all companies have been advised that Nyngan is not a flood prone town as it is protected by a levee bank as demonstrated in the Bogan Shire Council Flood Study. **(Ryan/Deacon)**

**102/2015 RESOLVED** that Council place an article in the Nyngan Observer advising residents of the Fire Safety Audit Program. **(McLaughlin/Neill)**

**103/2015 RESOLVED** that Council advise Western NSW Local Health District that the cost to run raw water to the facility would be approximately \$230,000 and that Council is unable to make a contribution to this cost. **(Ryan/McLaughlin)**

**104/2015 RESOLVED** that the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.  
**(Ryan/Deacon)**

## **2 DELIVERY PROGRAM REPORT**

**105/2015 RESOLVED** that the Delivery Program Report be received and noted.  
**(Douglas/Neill)**

**106/2015 RESOLVED** that Council extend an invitation to the Superintendent Greg Moore, of the Darling River LAC to address Council and to clarify the reason for not having any regular Community Safety Precinct Meetings. **(Ryan/Deacon)**

**107/2015 RESOLVED** that Council, on behalf of the residents who have had issues with Telstra, write to the Telstra Ombudsman expressing their concerns, with a copy of the letter to the Minister for Communications, Malcolm Turnbull and Federal Member for Parkes, Mark Coulton. **(Ryan/Neill)**

### 3 INTEGRATED PLANNING AND REPORTING – 2015/16 to 2018/19 DELIVERY PROGRAM

#### **108/2015 RESOLVED** that:

1. Council delete the following activities for the 2015/16 to 2018/19 period:

Ref.	Activity
1.1.1(ii)	Provide administrative support and facilities to Bogan Day Out and Bogan River Ball.
1.1.5(ii)	Support Clean Up Australia Day. <i>(Retain National Tree Day)</i>
3.3.3(i)	Participate in Clean Up Australia Day.
5.1.1(iv)	Work with Bogan Community Tourism and Business Group BCTBG to understand and address issues impacting on local economy (e.g. empty shops).
5.1.5(i)	Continue to support the Bogan Community Tourism and Business Group (BCTBG).
5.2.4(i)	Work with Bogan Community Tourism and Business Group to analyse visitor accommodation needs.

2. The Draft 2015/16 to 2018/19 Delivery Program be advertised and exhibited for a period of 28 days. **(Douglas/Griffiths)**



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**REPORTS TO ORDINARY MEETING OF COUNCIL – MANAGER OF  
CORPORATE SERVICES**

**1 BANK RECONCILIATION**

**109/2015 RESOLVED** that the Bank Reconciliation Report be received and noted.  
(Neill/Griffiths)

**2 INVESTMENTS MARCH 2015**

**110/2015 RESOLVED** that the Investments Report be received and noted.  
(Neill/Deacon)

**3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION**

**111/2015 RESOLVED** that the Rates Collections Report be received and noted.  
(Ryan/Mclaughlin)

**4 COUNCIL FACEBOOK PAGE**

**112/2015 RESOLVED** that Council create a Bogan Shire Council Facebook Page and operate it in accordance with Council's Social Media Site Policy.  
(McLaughlin/Neill)

**5 REVISION OF COUNCIL POLICY FOR PUBLIC INTEREST DISCLOSURES**

**113/2015 RESOLVED** that Council adopt the current Policy AP001 Public Interest Disclosures – Internal Reporting for a further two years. (Ryan/Douglas)

**6 PERSONAL ACCIDENT COVER FOR AMATEUR SPORTSPERSONS**

**114/2015 RESOLVED** that Council write to the Minister of Sport and Recreation raising this issue and requesting information on how insurance fees paid by sporting clubs are spent. (McLaughlin/Neill)

Council adjourned for morning tea at 10.40am and resumed at 11.00am.



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## 7 SECOND QUARTER 2014/15 BUDGET REVIEW

**115/2015 RESOLVED** that Council:

1. Note the report on Actual compared to Budget for the quarter ended 31 March 2015.
2. Adopt the Third Quarter Adjustments to the 2014/15 budget as shown above on the Budget Review Statement. **(McLaughlin/Ryan)**

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

### 1 OPERATIONAL REPORT

**116/2015 RESOLVED** that the Operational Report for the reporting period from the 16 February 2015 to 13 March 2015 be received and noted. **(Neill/Douglas)**

Councillor Neill passed on appreciation to Council for the preparation of the facilities for the Rugby League Easter Challenge weekend.

### 2 ROADS MAINTENANCE BUDGET

**117/2015 RESOLVED** that:-

1. Council reallocates \$100,000 from Roads to Recovery to fund road maintenance works.
2. Further local road and street maintenance be kept to essential works only (street sweeping and repair of safety hazards) at the discretion of the Manager Engineering Services in consultation with the General Manager. **(Ryan/Deacon)**

### 3 CONTRIBUTIONS TO NEW WATER MAINS

**118/2015 RESOLVED** that where a water main extension is required for a new water connection, the owner and / or future owners of affected properties contribute a proportional share of 100% of the construction cost, with this information recorded on the relevant properties files. The liability for the owner arises when a DA is approved. **(Ryan/McLaughlin)**



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**4 LAND ACQUISITION IN BOGAN LANE**

**119/2015 RESOLVED** that the acquisition of a small section of Bogan Lane, adjacent to St Joseph's School to the Diocese of Wilcannia – Forbes Catholic Education Office School be permitted, provided there are no objections from home owners in Bogan Street. The sale of the land would be \$1,828.48 with all costs associated to be paid by Catholic Education Office. **(Ryan/Deacon)**

**5 SEPTIC TANK DISPOSAL – NYNGAN SEWERAGE POND**

**120/2015 RESOLVED** that the discharge of domestic septic tank waste into the Nyngan Sewerage Pond be charged at the rate of \$100 per load and reviewed annually. **(Ryan/Neill)**

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

**1. DEVELOPMENT APPLICATIONS**

**121/2015 RESOLVED** that the Development Applications Report be received and noted. **(Griffiths/Neill)**

**2. OPERATIONAL REPORT – PARKS AND GARDENS TEAM**

**122/2015 RESOLVED** that the Operational Report – Parks and Garden Team be received and noted. **(Douglas/Neill)**

**3 OPERATIONAL REPORT – NOXIOUS WEEDS OFFICER**

**123/2015 RESOLVED** that the Operation Report – Noxious Weeds Officer be received and noted. **(Ryan/Deacon)**





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## PRECIS OF CORRESPONDENCE

### 1 NELSON SALTER

**124/2015** RESOLVED that the *thank you* letter received from Nelson Salter be received. (Ryan/Griffiths)

### 2 RECONCILIATION AUSTRALIA

**125/2015** RESOLVED that Council participate in National Reconciliation Week 2015 by flying the Aboriginal Flag and encouraging the local schools to enter the Schools Reconciliation Challenge. (McLaughlin/Deacon)

### 3 WEEKLY CIRCULARS

**126/2015** RESOLVED that the Local Government Weekly Circulars be noted. (Griffiths/Deacon)

**127/2015** RESOLVED that Council discuss the late item of correspondence. (Deacon/Griffiths)

Central West Local Land Services Local Government Community Advisory Group asking Council or a representative from Council to submit nomination for membership to the Community Advisory Group. Membership to this group ensures that local Councils are contributing advice to the Central West Local Land Services to assist in the provision of innovative services to Local Government communities and to enable better manage Natural Resources. Nominations to be received by Friday 24 April 2015.

**128/2015** RESOLVED that Council nominate Councillor Neill to be a representative on Central West Local Land Services Local Government Community Advisory Group. (Griffiths/Deacon)



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Other matters:

**129/2015 RESOLVED** that a report be submitted to Council on various locations for the Tourist Information Bay and the Big Bogan Statue. **(Douglas/Deacon)**

There being no further business the meeting closed at 12.15pm.

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

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**GENERAL MANAGER**

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**MAYOR**

