



BOGAN SHIRE COUNCIL

Minutes

24th May 2012





**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 24th May 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), Mr Tim Riley (Manager of Environmental Services), Mr Alister Quarmby (Acting Manager of Engineering Services) and Mrs CJ Ellison.

DECLARATION OF PECUNIARY INTEREST: Nil

118/2012 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 26th April 2012, copies of which has been circularised to Councillors be taken as read and confirmed. **(Neill/Griffiths)**

Business Arising from the Minutes:

Nil

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

115/2012 RESOLVED that the Minutes of the Closed and Confidential Section of the Ordinary Meeting of Council held on 26th April 2012, copies of which has been circularised to Councillors be taken as read and confirmed. **(Hampstead/Griffiths)**

116/2012 RESOLVED that:-

- 1 The invoices issued to Cobar Water Board for the Albert Priest Channel based on the percentage of water used for the years 09/10 and 10/11 stand.
- 2 The method of calculation for Albert Priest Channel cost sharing for 11/12 and future years be based on licences.
- 3 A formal agreement be sought and entered into with Cobar Water Board covering all aspects of the Albert Priest Channel operation.

(Hampstead/McLaughlin)

117/2012 INCLUSION OF PRESS AND PUBLIC: RESOLVED that the meeting move into open Council. **(Kennedy/Neill)**



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COMMITTEE MEETING REPORT

1 MUSEUM

Minutes of the Museum Meeting held on Wednesday 4th April 2012.

119/2012 RESOLVED that the report be received and noted.
(Douglas/Kennedy)

REPORTS TO ORDINARY MEETING OF COUNCIL – MAYOR

Discussion:

REVIEW OF LOCAL GOVERNMENT ENGAGEMENT WITH THE RFS

120/2012 RESOLVED that Council's delegate (Cr Jim Hampstead) vote for Option 1 being, *Retract Local Government operational involvement with the RFS* at the Conference. (Ryan/Dutton)

Item 1 of the Précis was now dealt with.

SHIRES ASSOCIATION OF NSW – ONE ASSOCIATION

121/2012 RESOLVED that:-

1. Council is in favour of forming One Association.
2. Councillor Ray Donald be nominated as Council voting delegate to take part in the forthcoming secret postal ballot to deal with the matter of One Association, and that their name and personal postal address be forwarded to the Associations to form the Roll of Voters prior to the end of May 2012.
(Ryan/Dutton)

Councillor Hampstead wished his dissent be recorded for Item 1 of this Resolution.



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1 DEPARTURE OF FATHER MURPHY AND MARK BARTOLO

122/2012 RESOLVED that Council invite Father Murphy and Mark Bartolo to lunch at our June Council meeting and make a presentation to them to acknowledge their long contribution to Bogan Shire community. **(McLaughlin/Neill)**

2 VACANT BLOCK

Vacant block on the corner of Nymagee Street and Mitchell Street (Old Service Station).

123/2012 RESOLVED that John Holland be asked to meet with Council as soon as possible to work towards some agreement concerning the block. **(Neill/McLaughlin)**

3 PARKING OF HEAVY VEHICLES

Parking of Heavy Vehicles outside the Outback Motel.

124/2012 RESOLVED that Council recommend to the Traffic Committee Meeting a sign be placed on the both sides of the roads, outside the Outback Motel and the old Service Station, indicating a “No Truck Parking area with a defined length of the truck”. The Traffic Committee meeting to determine the length of the truck. **(Dutton/McLaughlin)**

4 LOCAL GOVERNMENT ELECTIONS

125/2012 RESOLVED that nearer to date of the elections, Council hold informal Candidate Information meetings, and invite the Mayor and General Manager of Warren Shire Council to address meetings. **(Ryan/Douglas)**

5 ANNUAL CONFERENCE

Motions to the Conference were discussed.



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At 10.15am Mr John Glennie and Mrs Louise Wass addressed Council concerning the future of aged care / self contained/ retirement facilities in Nyngan.

126/2012 RESOLVED that Council call and arrange a public meeting to assess the need for aged care / self contained retirement facilities in Nyngan and invite suggestions for how these could be built. Meeting arrangements to include:-

- Invite people from other communities;
- Invite Kevin Humphries to address the meeting;
- Invite an Independent Chairperson (external to Nyngan) to conduct the meeting; and
- Involve the Nyngan Pensioner Association. **(Douglas/McLaughlin)**

John and Louise were thanked for attending the meeting.

Council adjourned at 10.40am for morning tea at the Library's Biggest Cup of Tea function and resumed at 11.10am.

Discussion:

DUCK CREEK RACES

127/2012 RESOLVED that appropriate alcohol free zone signage be erected in the areas of the Nyngan Showground and Nyngan Racecourse that are not contained within the fencing erected by the organisers of the Duck Creek Picnic Races on Saturday 30th June 2012. **(Douglas/Griffiths)**



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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	Housing Residential & Aged Care Accommodation	Feasibility of developing Council owned land, subdivide, establish further aged care accommodation.	Mayor / GM	Meetings have been held with the Community Homes Committee to advance the project.
		244/2010	Aged Care Facility	Nyngan Community Homes Committee to meet with Council.		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.



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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
						Meeting with Community Homes scheduled for April 2012 after Mick Glennie Committee Meeting. Mick Glennie Committee Meeting 28 April 2012. John Glennie has been invited to attend May 2012 Council meeting.
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. Item included in Draft Budget.
3	23/10/2008	447/2008	Residences- Pangee Street	Council to speak to residents.	MEvS	John Holland tender process completed. Selection of tender now underway 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.



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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
						<p>Mens Shed has acquired lease of both allotments at ambulance station. 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>



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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
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>	<p>GM</p> <p>Mayor</p>	<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>



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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
6	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.
7	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	Mayor, Deputy Mayor, General Manager and Engineer attended community consultation meeting arranged by NSW Office of Water on 12 April 2012.



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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
						Office of Water has forwarded Draft Water Sharing Plan to the Minister. Mayor & GM met with Kevin Humphries & Weir Users regarding this matter.
8	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 is progressing. Microchipping scheduled for 21 April 2012. This will be followed by concentrated contract ranger activities. Community education process commenced. Keeping of Animals Policy – Mgr of Environmental Services report refers.

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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
						Companion Animal Policy June 2012 Council Meeting.
9	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. Mayor & GM raised this matter with Kevin Humphries.
10	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. Negotiation further with SPA for a contribution to relocate BBM. 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.	GM	Letter sent to SPA advising of the four items. Awaiting response from SPA on Departmental approval for their proposal alterations.



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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
11	24/11/2011	376/2011	Bogan Bush Mobile	Explore suitable options for relocation. Prepare a report with an estimate of costs and recommended funding sources for preferred options.	MCS/MEvS	Report to December 2011 Council Meeting. Pending progress with item 12.
12	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.
13	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 closed. Report to June Council meeting.
14	29/03/2012	074/2012	BSC – Development Control Plan 2012	Public consultation be undertaken including exhibition of the document & open information sessions.	MEvS	Exhibition of document commenced & public open information sessions to be conducted in May 2012.



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Item No.	Date	Minute No	Matter	Action Required	Responsible Officer	Status
				Further report to Council representing results of the community consultation program.		Report to June 2012 Council meeting.
15	26/04/2012	083/2012	RFS	Letter be sent to RFS Coonamble questioning replacement of FCO in Nyngan.	GM	GM held discussion with RFS – FCO is the Manager, North West Zone & Bogan District, Supt. John Cook who is based in Coonamble.
16	26/04/2012	104/2012	SES	Council advise Regional Controller it is perusing avenues for a Local Controller.	Mayor	Verbal report at the May 2012 Meeting.
17	26/04/2012	109/2012	Seat at hospital	Council place a seat on Council land near entrance to hospital.	Eng	In progress.
18	26/04/2012		Senior Citizens Room	Paint Senior Citizens Room	MEvS	Program for 2012/13.



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128/2012 RESOLVED that Council lease one of the units in Dandaloo Street to NSW Police Officers commencing duties in June for a period of six to twelve month with the Mayor and General Manager to negotiate a rental figure.
(McLaughlin/Ryan)

129/2012 RESOLVED that Council commend staff, including John and Diane Wynne for the clean and tidy appearance and excellent condition of the showground during the recent show. **(Douglas/Griffiths)**

130/2012 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as “Completed” be removed from the checklist.
(Griffiths/Kennedy)

Discussion:

Seat at the hospital

Cr Douglas, on behalf of the Commonwealth Bank Community Funds offered funds to contribute to the seat at the hospital.

2 VILLAGE TOUR - MEETING NOTES

131/2012 RESOLVED that this report be received and noted. **(Ryan/Douglas)**

3 OUTBACK ARTS MEMBERSHIP

132/2012 RESOLVED that Council not become a member of Outback Arts.
(Hampstead/Griffiths)

133/2012 RESOLVED that:-

1. Council inform the three schools and Angie White (WSPA) of the availability of the funds for Community Arts in Nyngan. A notice to be placed in the Council Column advising of the availability of funds.
2. Council receives a report on the status of the Community Arts Fund – contributions and expenditure. **(Ryan/Kennedy)**



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134/2012 RESOLVED that Council now deal with the General Manager's Supplementary Report. **(Ryan/Douglas)**

REPORT TO ORDINARY MEETING OF COUNCIL – GENERAL MANAGER'S SUPPLEMENTARY REPORT

4 SUPPORT TO OPERATION PILGRIMAGE GROUP

135/2012 RESOLVED that:-

1. The draft 2012/13 Operational Plan and Budget be amended to include provision for \$2,500 being the cost of the Arthur Hall portrait.
2. Council works with and provides support to the Operation Pilgrimage Group during their visit to the Shire. **(Ryan/Douglas)**

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

1 BANK RECONCILIATION

136/2012 RESOLVED that the bank reconciliation report be received and noted. **(Ryan/Neill)**

2 INVESTMENTS

137/2012 RESOLVED that the investments report be received and noted. **(Ryan/Kennedy)**

3 SUMMARY OF RATE COLLECTIONS

138/2012 RESOLVED that the rates collections report be received and noted. **(Ryan/Neill)**



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REPORTS TO ORDINARY MEETING OF COUNCIL – WORKS SUPERVISOR

139/2012 RESOLVED that both the Civil Works and Roads Reports be received and noted. (Ryan/McLaughlin)

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

1 DEVELOPMENT APPLICATIONS

140/2012 RESOLVED that the report be received and noted. (McLaughlin/Douglas)

2 WASTE –RECYCLING COLLECTION DATA

141/2012 RESOLVED that the report be received and noted. (McLaughlin/Neill)

PRECIS OF CORRESPONDENCE

1 SHIRES ASSOCIATION OF NSW

This item was dealt with earlier in the meeting.

2 NSW GOVERNMENT - DIVISION OF LOCAL GOVERNMENT

Below is a copy of Circular No.12-10: **REVIEW OF THE MODEL CODE OF CONDUCT FOR LOCAL COUNCILS – REQUEST FOR SUBMISSION ON CONSULTATION DRAFT.**

142/2012 RESOLVED that the report be received and noted. (Douglas/Griffiths)



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3 NYNGAN MUSEUM

143/2012 RESOLVED that:

1. The railway signal post be erected in an appropriate manner and location near the heritage railway crossing gates.
2. Council send a letter to the Nyngan Museum Committee commending them on their efforts to secure memorabilia to enhance the appearance of our town.

(Douglas/Neill)

4 GOVERNMENT WEEKLY CIRCULARS

Weekly Circulars 16/12 to 19/12 are tabled for Council’s information. Copies of the Circulars Indices and Summary of Items have been dispatched to Councillors.

144/2012 RESOLVED that the Local Government Weekly Circulars be noted.

(Griffiths/Dutton)

GRANTS AND FUNDING – LOCAL GOVERNMENT WEEKLYS

Dementia Services Evaluation Grants

NSW Government 2013 Arts Funding Round is open to applications

145/2012 RESOLVED that the Grants and Funding be noted and further investigation of the Dementia Services Evaluation Grants and NSW Government 2013 Arts Funding be sourced. **(Douglas/Griffiths)**

146/2012 RESOLVED that Council agree in principle to host the Western Division Conference 2013 in Nyngan, with a report to the June Council Meeting. **(Ryan/Neill)**

There being no further business the meeting closed at 12.50pm.

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

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GENERAL MANAGER

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MAYOR

