



BOGAN SHIRE COUNCIL

Minutes

24 April 2014



**Minutes of the Ordinary Meeting of Bogan Shire Council
held in the Council Chambers on 24 April 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) and Mrs Cathy Ellison.

Declaration of Interest: Nil

096/2014 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 27 March 2014, copies of which have been circularised to Councillors be taken as read and confirmed. **(Hampstead/Griffiths)**

Business arising from the Minutes:

- Resolution: 072/2014 – Tongling Exchange Program

097/2014 RESOLVED that Council endorse the recommendation of the Mayor and General Manager for two Year 11 students and six students from Years 9 and 10 from Nyngan High School to participate in the 2014 Tongling Exchange Program visit. **(Hampstead/Griffiths)**

- Resolution 068/2014 – National Tree Day

Confirming the registration date of Friday 25 July 2014 as National Tree Day.

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

092/2014 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 information provided and discussed involves commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it. **(Hampstead/Ryan)**

093/2014 RESOLVED that the Minutes of the Closed and Confidential Meeting of Council held on 27 March 2014, copies of which have been circularised to Councillors be taken as read and confirmed. **(Hampstead/Ryan)**

094/2014 RESOLVED that Council negotiate with VCV Mack Trucks to purchase the truck they had in stock, or an equivalent truck to be brought up to Council's specification, at their price quoted of \$180,000 and if they do not accept, new tenders be called in three months. **(Ryan/Dutton)**

095/2014 INCLUSION OF PRESS AND PUBLIC: RESOLVED that the meeting moved into open Council. **(Griffiths/Neill)**

COMMITTEE MEETING MINUTES

098/2014 RESOLVED That the Minutes of the Museum Meeting held on Wednesday 5 February 2014 be received. **(Ryan/Neill)**

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

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

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	22/08/2013	338/2013	Retirement Village	Construct first 6 units of “pound paddock” retirement village commencing in north west corner.	MDES	Pending report to May Council Meeting.
	19/12/2013	515/2013		Expressions of interest be invited via the Nyngan Observer for tradespeople who may be available to work on the project.		Pending report to May Council Meeting.
	27/02/2014	036/2014		Extend advertising program for further 2 months. Report to April Council Meeting.		Some publicity undertaken with more planned & recommended.
	27/03/2014	064/2014		Call public meeting to promote the village.		Public meeting – 23 April 2014.

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2	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.		Email dated 7/1/2014 from John Holland Rail advising of their proposal to undertaken clean up works in 2014/2015 works program.
3	28/06/2012	150/2012	Oxley Street Subdivision	<ol style="list-style-type: none"> 1. Land bound by Derrybong, Oxley & Dandaloo Streets be subdivided. 2. The resulting four 20m x 45m blocks be sold for current market value. 3. Council approve the development of 4 x 2 br villas (stage 2) at a cost of \$550,000. 	MDES	Project on hold pending completion of Stage 1 of Nyngan Retirement Village.
4	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	On hold pending outcome of RSPCA recommendations. Minor site works commenced in readiness of proposed RSPCA requirements. No formal notification received to-date.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
5	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	Transfer Completed. Asbestos Licence received. Works programmed for mid 2014.
6	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.
7	13/12/2012	419/2012	Swimming Pool	Filtration plant room & associated structure.	MDES	Asbestos Licence granted. Asbestos removal to filtration plant room planned for winter 2014.
8	28/02/2013	044/2013	Airport Hangars	The Nyngan Airport Management Plan be amended to reflect these changes.	ENG	Amended document to be referred to Council Meeting May 2014.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
9	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	Vandalised / unsafe play equipment removed.
	27/03/2014	065/2014		New playground area to be located in the centre of the Park.		Site works for new playground programmed for mid 2014.
10	3/04/2013	18/2013	Western Rivers Veterinary Group	Council authorises GM to co-operate with Vets to establish the facility in Lawler Street.	GM	Contracts exchanged – Council to complete agreed site works.
11	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 clean-up to be done once Council obtains licence.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
12	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	Council considering installing blister.
	19/12/2013	530/2013		That Council examine further speed reduction facilities in Pangee Street to improve safety and seek funding from RMS.		Funding approved for centre median. Construction scheduled for 23 April.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
13	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.	GM	Insurance Council has requested flood study information. Flood study expected to be completed by end of May 2014.
14	28/11/2013	461/2013	Showground Arena Irrigation	Investigate defects in the Showground Arena irrigation system and report back to Council on remedial measures.	ENG	Existing system inspected with estimates for improvements being prepared by supplier. Quotation not yet received from original supplier. Seeking another quote.
15	27/03/2014	067/2014	Skate Park	Shade Sail Cover over the Skate Park.	MDES	Consider in Estimates.
16	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.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
17	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	Verbal report at Council Meeting.
18	27/03/2014	057/2014	Water Tanker	GM investigates the option of purchasing a second hand truck with dog trailer already set up as a water taker.	GM	Option of purchasing tanks to be fitted to Council's truck & trailer being pursued.
19	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 June.
20	27/03/2014	068/2014	Mitchell Highway	Planting of trees along eastern entrances into town in conjunction with National tree Day.	MDES	Consider in Estimates.

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099/2014 RESOLVED that Council proceed with building three two bedroom units at the Retirement Village, subject to a report to the May Council Meeting detailing financial implications and what has been spent to date on the project.
(Ryan/Douglas)

100/2014 RESOLVED that the budget of \$10,500 to plant the trees in Heritage Park be brought forward to this financial year. **(Ryan/Douglas)**

101/2014 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.
(Griffiths/Deacon)

2 COUNCIL'S VALUES

102/2014 RESOLVED that the revised Council Values, as presented, be adopted.
(Ryan/Dutton)

3 VILLAGE TOURS 2014

103/2014 RESOLVED that the Village Tours Report 2014 be received and noted.
(McLaughlin/Neill)

4 INTEGRATED PLANNING AND REPORTING – DELIVERY PROGRAM

104/2014 RESOLVED that:-

1. The draft Delivery Program be adopted.
2. The amended Delivery Program 2014-2018 be advertised and exhibited for a period of 28 days. **(Ryan/Douglas)**

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5 2014/2015 RURAL FIRE FIGHTING FUND ESTIMATES

105/2014 RESOLVED that after consultation with Babinda and Balgay Brigades concerning the need for two second hand appliances at a total cost of \$233,110.00 and with their agreement if the appliances are not needed, Council deletes this amount from the NSW Rural Fire Services Estimates for 2014/2015. **(Ryan/Neill)**

6 DELIVERY PROGRAM

106/2014 RESOLVED that the report on the Delivery Program 2013/2014 activities as presented to Council be noted. **(Hampstead/Neill)**

Other matters

107/2014 RESOLVED that Council install a split air conditioner at its residence, 41 Flashman Avenue. Cost to be funded by housing reserve. **(Ryan/McLaughlin)**

108/2014 RESOLVED that Council write to the three Coordinators of the village grants at Hermidale, Girilambone and Coolabah reminding them that Council needs to be informed prior to the improvement funding distribution as it has to approve the expenditure from these grants. **(Neill/Deacon)**

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

1 BANK RECONCILIATION

109/2014 RESOLVED that the Bank Reconciliation report be received and noted.
(Ryan/Griffiths)

2 INVESTMENTS

110/2014 RESOLVED that the Investments Report be received and noted.
(Griffiths/Neill)

3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

111/2014 RESOLVED that the Rates Collections Report be received and noted
and staff be thanked for their efforts (Griffiths/Douglas)

**4 WRITE OFF RATES OWING ON PROPERTIES WITH NO KNOWN POSTAL
ADDRESSES OR DECEASED OWNERS**

112/2014 RESOLVED that Council write off the balance of assessments
1002191, 1001129, 1002573, 1003448, 1003600, 1003854, 1017316 and 1023383.
Total balance of \$43,400.25. (Ryan/Dutton)

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5 LIBRARY REPORT

113/2014 RESOLVED that:-

1. Council provide support to the NSW Public Library Association campaign for increased State Funding to Local Government for public libraries by:-
 - a. Making representation to the local State Member in relation to the need for additional funding from the NSW State Government for the provision of public library services, mention the cost shifting bill to Local Government was \$500m last year;
 - b. Write to the Hon. Troy Grant, Minister for the Arts, calling upon the Government to implement the Reforming Public Library Funding Submission of the Library Council of NSW in 2012 for the reform of the funding system for NSW public libraries;
 - c. Approving the distribution of NSW Public Library Associations campaign information in Council libraries; and
 - d. Taking a lead role in activating the campaign locally.
2. Council give permission to run the Petition (10,000 signatures required for NSW) for community support and to follow other campaign projects to assist in reaching the goal for increased funding. **(Neill/Douglas)**

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

1 OPERATIONAL REPORT

114/2014 RESOLVED that the Operational Report be received and noted.
(Douglas/Neill)

2 RURAL ADDRESSING

115/2014 RESOLVED that Council continue with the implementation of rural addressing and allowing \$15,000 in the 2014/15 budget for the purchase and installation of address number plates. **(Ryan/Douglas)**

3 LIQUID TRADE WASTE

116/2014 RESOLVED that Council advise affected Nyngan businesses that the Trade Waste Policy will be implemented from 1 July 2014. The applicable fees and compliance inspections will be carried out after a six month implementation period, and non-compliance charges will apply from 1 January 2015. **(Ryan/Deacon)**

4 WATERING OF RESERVE LOT 2 DP708802

117/2014 RESOLVED that Council disconnect the water on Reserve Lot 2 DP708802. **(Ryan/Hamsptead) Carried Unaminously**

Council adjourned for lunch at 12.30pm and resumed at 1.40pm.

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

1 DEVELOPMENT APPLICATIONS

118/2014 RESOLVED that the report be received and noted. **(Deacon/Griffiths)**

2 OPERATIONAL REPORT – PARKS AND GARDENS

119/2014 RESOLVED that the report be received and noted. **(Ryan/Douglas)**

3 OPERATIONAL REPORT – NOXIOUS WEEDS OFFICER

120/2014 RESOLVED that the report be received and noted. **(Griffiths/Dutton)**

**4 BOGAN SHIRE COUNCIL DEVELOPMENT CONTROL PLAN 2012
PROPOSED AMENDMENTS**

121/2014 RESOLVED that:-

1. The report be received and noted.
2. Changes proposed for R1 (General Residential) and R5 (Large Lot Residential) zones be accepted and incorporated within the Bogan DCP 2012.
3. Site specific development controls for the Nyngan Aerodrome are accepted and incorporated within the Bogan DCP 2012.
4. The Bogan DCP 2012 be placed on exhibition for a period of 28 days.
5. An executive summary of the DCP be exhibited for a period of 28 days with a full copy of the DCP available upon request. **(Ryan/Douglas)**

PRECIS OF CORRESPONDENCE

1 THE HON. DUNCAN GAY MLC, MINISTER FOR ROADS AND PORTS

122/2014 RESOLVED that Council advise the Minister due to financial constraints Council is unable to employ a Roads Safety Officer and will consider any suggestions for the program made by the Minister. **(Ryan/Griffiths)**

2 THE COBAR WATER BOARD

1. Nyngan Storage Facility -

123/2014 RESOLVED that Council send an urgent letter to Minister Kevin Humphries, with a copy to Cobar Water Board advising the infrastructure of the Nyngan Storage Facility exists in Bogan Shire Council and is owned and managed by Bogan Shire Council. Bogan Shire Council will consult with Cobar Water Board and Cobar Shire Council on the project work. **(Hampstead/Douglas) Unanimous**

2. Albert Priest Channel Water Delivery Contract –

124/2014 RESOLVED that Council write to Cobar Water Board advising of charges from 1 July 2014. **(Hampstead/Douglas) Unanimous**

3 WESTERN DIVISION COUNCILS OF NSW

125/2014 RESOLVED that after further consideration of membership of the Western Division Group of Councils, Council's original decision not to be a member stands. **(Ryan/Griffiths)**

4 NYNGAN RSL SWIMMING CLUB

126/2014 RESOLVED that Council support the Nyngan RSL Swimming Club suggestion of a 4 x 50 metre swimming relay teams event to help celebrate Australia Day 2015 and Councillor Douglas be Council's representative in planning the celebrations. **(Deacon/Dutton)**

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5 AUSTRALIAN DEFENCE FORCE

127/2014 RESOLVED that Council advise the Australian Defence Force of its support of the “Long Ride” event and the showground will be available for camping free of charge, Thursday 9 October 2014. **(Neill/Douglas)**

6 TRADE & INVESTMENT CROWN LANDS

128/2014 RESOLVED that the Crown Lands Legislation White Paper be received. **(Dutton/Neill)**

7 ANDREW AND CARMEL WALSH

129/2014 RESOLVED that Council advise Mr and Mrs Walsh, Council will be inspecting Murrawombie Road on the Annual Roads Tour, 8 May 2014 and that there is always a maintenance grade on the road after carting. Mr and Mrs Walsh be invited to meet Councillors on Murrawombie Road on 8 May 2014. **(Ryan/Hampstead)**

8 PANGEE LANE

130/2014 RESOLVED that the Pre School be advised that the final decision regarding the position of the bus zone at its current location has been made by Council on recommendations from the Traffic Committee. **(Hampstead/ Neill)**

131/2014 RESOLVED that Mr Thompson be thanked for his letter and advised that the Traffic Committee’s decision stands to have the lane between Moonagee and Mudal Streets one way for the safety of the Pre School and Council has no intention of sealing the lane at the current time. **(Dutton/McLaughlin)**

9 WEEKLY CIRCULARS

132/2014 RESOLVED that the Local Government Weekly Circulars be noted. **(Griffiths/Dutton)**



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Other Correspondence tabled:

1. Home Start - Long Day Care meeting.
2. OROC Electricity Co-ordinator and Mr Colin Osborn.

133/2014 RESOLVED that the email received from the Regional Development Australia concerning a contribution of \$3,000 towards a Regional Workforce Planning and Development Strategy be noted. **(Hampstead/Ryan)**

Councillor Neill thanked Council for their support with the Easter Rugby League Challenge.

There being no further business the meeting closed at 2.30pm.

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

.....
GENERAL MANAGER

.....
MAYOR

