



BOGAN SHIRE COUNCIL

Minutes

28 November 2019



**Minute of the Ordinary Meeting of Bogan Shire Council
held in the Council Chambers on 28 November 2019 at 9.30am**

PRESENT: Councillors RL Donald OAM (in the Chair), VJ Boag, WG Deacon, JL Douglas, AJ Elias, VJ Dutton, GN Jackson, GRJ Neill and KM Ryan.

Also present were Mr Derek Francis (General Manager), Mr Alister Quarmby (Acting Director Engineering Services) Mrs Debb Wood (Director People and Community Services), Mrs Stephanie Waterhouse (Director Finance and Corporate Services), Mr Tony Payne (Director Development and Environmental Services) and Mrs Cathy Ellison (Executive Assistant).

DECLARATION OF INTEREST: Nil

357/2019 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 24 October 2019 copies which have been circularised to Councillors be taken as read and confirmed. **(Deacon/Boag)**

Business Arising:

- Palais Theatre Site –

358/2019 RESOLVED that:-

1. Council provide a Letter of Support to the Nyngan Community Homes Association to accompany their application to the Building Better Regions Fund Program Round 4 for funding to construct senior's living units on the former Palais Theatre site in Cobar Street, Nyngan.
2. Should the Nyngan Community Homes application to the Building Better Regions Fund Program Round 4 be successful, Council will donate the land to the Association.



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The following discussions and resolutions arose from decisions made in the Closed and Confidential Section of the Meeting, 28 November 2019.

353/2019 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 Section 10A (2) (b) because it is information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. **(Ryan/Boag)**

354/2019 RESOLVED that the Minutes of the Closed and Confidential Section of the Ordinary Meeting of Council held on 24 October 2019, copies of which have been circularised to Councillors be taken as read and confirmed. **(Ryan/Neill)**

355/2019 RESOLVED that Council accepts the transfer of Lot 1 Sec 21 DP 758441 and Lot 2 Sec 21 DP 75844 in payment of outstanding rates and charges and transfer costs, as it is in Council's interest to acquire the land for future community purposes. **(Ryan/Jackson)**

356/2019 INCLUSION OF PRESS AND PUBLIC: RESOLVED that the meeting move into open Council. **(Deacon/Boag)**

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NOTICE OF MOTIONS

Notice of Motion – Burrendong Dam

359/2019 RESOLVED that Bogan Shire Council contacts the relevant departments to request that, as a matter of priority, a system be put in place which would have trigger points as to the level of Burrendong Dam and the release of water for use for fodder crops. This would ensure better value for money to create a fodder bank in our local areas rather than subsidising freight from other states. This way we would be maintaining an economic benefit in local communities along the Macquarie River system. To start with, priority to be given to fodder crops rather than cotton as this will ensure fodder for stock within our region if this dry continues, with water for cotton to be utilised upon further increases into the dam after reaching the trigger point with the Government looking at subsidising farmers/contractors to ensure that this happens. **(Neill/Jackson)**

Notice of Motion – Weirs along Bogan River

360/2019 RESOLVED that Bogan Shire Council approach the relevant departments that, as a matter of urgency, landholders along the Bogan River where weirs were previously located be allowed to reinstate these immediately and be subsidised for the work under a drought strategy plan. Current history is that where there are existing weirs along the Bogan, that even in this time of drought, that there is still water at the majority of these. This surely is a better outcome not only for the landholders and stock but for the environment as well. In previous years such as 2016 when the river ran continually for 12 months, the weirs would have had little or no impact but, if in place then, the Bogan River would still be in better condition today. There is probably no better time than to do this work now. **(Neill/Jackson)**

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COMMITTEE MEETING MINUTES

1 NYNGAN MUSEUM MEETING

361/2019 RESOLVED that the Minutes of the Nyngan Museum Committee Meeting held on 6 November 2019 at the Nyngan Museum be received and noted. **(Elias/Jackson)**

REPORT TO ORDINARY MEETING OF COUNCIL – MAYORAL MINUTE

1 DONATION TO THE SALVATION ARMY BUSHFIRE APPEAL

362/2019 RESOLVED that Council endorses the donation made to the Salvation Army Bushfire Appeal. **(Ryan/Douglas)**

At 9.45am Council now adjourned and inspected the Town Hall with Mr Charles de Beer.

Council resumed the meeting at 10.10am.

Mr Charles de Beer addressed the Meeting concerning options for the Town Hall.

Mr Adam Bourke, Mr Arron Bennett and Mr Jake McClelland, Nyngan Fire and Rescue Firefighters now attended the meeting and were commended on their Charity Walk achievement (climbing 1500 stairs at the Sydney Tower Eye) for Motor Neurone Disease.

At 10.30am Council now adjourned for morning tea and were joined by the No 15 Middle School Delegation.

At 11.00am Council resumed the meeting.

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363/2019 RESOLVED that Council progress with original plans for the Bogan Shire Regional Cultural Centre and Theatre and actively pursue funding options to look at constructing stages with the overall plan in mind. **(Douglas/Boag)** Unanimous

Council extended appreciation to Mr Charles de Beer for all his work.

At 11.30am Mr Tim Collins from the Department of Planning, Industry and Environment made a presentation concerning the Local Strategic Planning Statement.

The Director of Development and Environmental Services Report No.4 was now discussed.

4 ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 – LSPS AND CPP

Summary:-

This report is to brief Council on the status of Council's Local Strategic Planning Statement (LSPS) and Community Participation Plan (CPP) required under the Environmental Planning and Assessment Act 1979 (the Act).

364/2019 RESOLVED that the Environmental Planning and Assessment Act 1979 (the Act) – LSPS and CPP report be received and noted. **(Neill/Elias)**



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

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	27/10/2016	423/2016	Seniors Living – Rental Units	Director Development and Environmental Services working closely with external Project Manager to ensure compliance with Stronger Communities grant milestones	DDES	Development Application and Construction Certificate lodged with Council for assessment. Project Manager and Planning Consultant working together to provide information required under State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004.

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2	28/09/2017	283/2017	Medical Centre	The General Manager in consultation with PHN proceeds to recruit & engage a second doctor for the BSMC.	GM	Recruitment agencies engaged to source locum / permanent second doctor. Second Locums secured until 22/5/2020.
3	21/12/2017	392/2017	Increase of train speed through Nyngan	Strong letter of concern & a request to address Council be sent to the relevant rail authorities & a copy to local member.	GM	Letter sent to Minister for Transport & Infrastructure, with copy to Kevin Humphries.
	21/06/2018	293/2018		Council seek further follow up from the responsible Minister, reiterating Council's safety concerns for pedestrians & road users due to the nature of the crossing & variation of speeds & that the best control measures would be to erect flashing lights at the Hoskins Street Crossing.	GM	406 Petitions received. On-site meeting held with Deputy Premier. Request made to meet with Deputy Premier in Bourke on 25 November 2019.



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4	25/10/2018	340/2018	Palais Theatre	Council has informally advertised via Nyngan Observer that the Palais Theatre site is available for interested parties to construct seniors living accommodation.	DDES	Demolition works commenced.
5	28/02/2019	021/2019	Drought Works	The General Manager continues to pursue grant funding opportunities to meet the cost to improve water security for Girilambone & Hermidale.	DES	Application submitted, awaiting response. Funding for water carting to the villages has been approved. No additional funding currently available from NSW Government. Request resubmitted via Town Water Supply Commissioner. NSW Government advice at this stage is that individual tanks do not meet the drought funding criteria.

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				<p>Council strongly points out to the relevant authorities that paying for water tanks will save the NSW Government money in the medium to long term rather than paying for the carting of water to fill the overhead tanks.</p>		<p>Request resubmitted via Town Water Supply Commissioner. There has been no reply as of yet from the Town Water Supply Commissioner.</p>
6	24/04/2019	117/2019	Cobar Water Board	<p>1. The General Manager requests further information from CWB concerning the apparent change in licence holdings, a copy of the legal advice concerning supply of water and reason why Cobar Shire Council cannot supply minor users within the Bogan Shire LGA.</p>	GM	<p>Advice from CWB is that they disposed of their licence in 2010.</p> <p>Further correspondence sent to CWB. Awaiting response.</p>



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				<p>2. Notes all current minor user agreements are between CWB and relevant users and that there may potentially be logistical and legal implications to BSC being responsible for supply of water via CWB's infrastructure.</p>	<p>Council staff to investigate implications.</p> <p>Council's Solicitors engaged to assist with new agreement.</p> <p>Further correspondence sent to CWB. Awaiting response.</p>
				<p>3. Whilst Council is prepared to have discussion with CWB to explore options for delivery of water to minor users within the Bogan Shire LGA, it does not agree to the Board's proposal at this stage.</p>	<p>Further correspondence sent to CWB. Awaiting response.</p>

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7	23/05/2019	164/2019	Nyngan/Cobar Water Security	Council notes with concern that CWB appears to have used more than their allocation of water this year & that the General Manager raises this concern with the Secretary of CWB.	GM	Meeting held on 18 June 2019 with Secretary of CWB and staff. Further correspondence sent to CWB. Awaiting response.
8	27/06/2019	222/2019	Nyngan Regional Cultural Centre	Council engage Ian Bassett & Partners to prepare a detailed cost estimates for the construction of the Nyngan Regional Cultural Centre for purposes of a grant submission.	GM	Design requirement being confirmed. Architects working on detailed plans.

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9	22/08/2019	263/2019	Stronger Country Communities Fund – Round 3	Council makes a grant application to the Stronger Country Communities Fund for the construction of a Community Centre on the site of the old tennis courts incorporating a sum of money for a part-time Youth Worker for a period of one year.	DPCS	Grant application to be submitted by 27 September 2019.
	22/08/2019	264/2019		Council works with community orgs who deliver youth and other community support services to investigate methods of funding for ongoing employment of a part-time Youth Worker & further upgrading to the facility.		Application submitted. Letter sent to Deputy Premier regarding length of approval process.



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10	26/09/2019	292/2019	Garford Fire Engine	Council proceed with the respray of the Garford Fire Engine, with funds to be provided from the Historical Society \$5,224, Community Arts and Culture Fund \$15,362 and Accumulated Funds \$9,414.	DES	Quotes for the Garford to be resprayed and the exterior restored have been requested.
	24/10/2019			Council examine options on the best way forward.		



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365/2019 RESOLVED that the report relating to the Monthly Checklist be received and those items marked as “Completed” be removed from the checklist. **(Neill/Boag)**

2 REGIONAL WATER SUPPLY PIPE NETWORK (Sept 18)

Summary:-

The purpose of this report is to brief Council on a proposal received from Dubbo Regional Council for a Regional Water Supply Pipe Network servicing the Dubbo, Narromine, Warren, Bogan and Cobar Local Government Areas.

366/2019 RESOLVED that:-

1. Council supports, in principle, the investigation of a Regional Water Supply Network servicing the communities currently supplied by the Macquarie River downstream of Burrendong Dam.
2. Council reiterates its concerns to the Deputy Premier and Minister for Water about the potential impacts of a pipeline as expressed in Council’s letter to the Deputy Premier dated 10 November 2017 in connection with the Albert Priest Pipeline proposed at that time. Specifically:
 - a) Sufficient community consultation regarding any proposed pipeline is carried out with all potentially affected Bogan Shire residents and ratepayers.
 - b) Council needs assurance that depreciation costs relating to the pipeline will not to be imposed, directly or indirectly, on any Bogan Shire water user who already pay significant charges. In other words that annual pipeline depreciation expenses will not have an adverse impact on profit and loss such that revenue has to be generated from user charges to fund these depreciation expenses to ensure the ongoing financial sustainability of the pipeline’s operations.



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- c) An assurance that water users will not be negatively impacted by increased operational costs for the pipeline over and above those currently incurred for the operation of the Albert Priest Channel.
- d) An assurance that water from the pipeline will be delivered into the existing weir pools to maintain their environmental and amenity values.
- e) An assurance that water savings from piping the Channel, will remain available for all water users including Bogan Shire Council – in other words that, at a minimum, Bogan Shire Council's current Macquarie River water licence (allocation) is retained by Council. **(Ryan/Jackson)**

367/2019 RESOLVED that Council deal with the late items of correspondence.
(Boag/Ryan)

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3 REPAIRS TO NYNGAN AND COBAR EMERGENCY WATER STORAGE

Summary:-

This report is recommend to Council that the provisions of Section 55(3)(k) of the Local Government Act be invoked so as to not invite public tenders for the supply of Geosynthetic Clay Liner and Geotextile material for the remediation works at the Nyngan and Cobar Emergency Water Storage.

368/2019 RESOLVED that:-

1. The General Manager be authorised to procure sufficient quantities of Geosynthetic Clay Liner and Geotextile material to complete the remediation works of the Nyngan and Cobar Emergency Water Storage according to specifications provided by NSW Public Works.
2. This procurement be carried out by way of quotations provided by suppliers nominated by NSW Public Works and not by Public Tender as, under the provisions of Section 55(3)(k) of the Local Government Act this procurement has to be carried out urgently, as an emergency measure, to ensure supply of water to Nyngan from the Storage.
3. The General Manager's actions be completely supported by Council.
(Neill/Ryan)

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4 THE NYNGAN DRIVE

Summary:-

This report is to advise Council of contact made with Bogan Shire Council staff by Mr Rodney Howell and subsequent Facebook posts relating to The Nyngan Drive.

369/2019 RESOLVED that:-

1. Council acknowledges the intentions of Mr Howell and his associates in wanting to assist drought affected Bogan Shire residents.
2. Council reiterates its position that its strong preference is that any type of drought assistance should encourage local shopping to assist local small business who are also suffering as a consequence of the drought.
3. In Council's opinion, Bogan Shire is in no worse situation than many other towns in western NSW and That Mr Howell be asked to correct the inaccurate statements on his Nyngan Drive Facebook page and his flyers which are causing concern to local residents because of the image of Nyngan that they portray such as:-
 - "... a complete lack of water." and
 - "... they have to truck in basic necessities like bread and meat and basic food items..."
 - "... therefore no water, and any available water is being bought up or diverted by/to mines, coupled with a lack of basic food necessities..." and
 - "...spoken to the local police and council, and have their approval and support..."
4. Mr Howell be requested to remove Council staff contact details from his flyer and Facebook page. **(Ryan/Jackson)**

At 12.30 am Council adjourned for lunch and resumed at 1.35pm.

Mr Col and Mrs Jan Davison joined Councillors and Staff for lunch in recognition of their combined fifty years of service to Australia Post.



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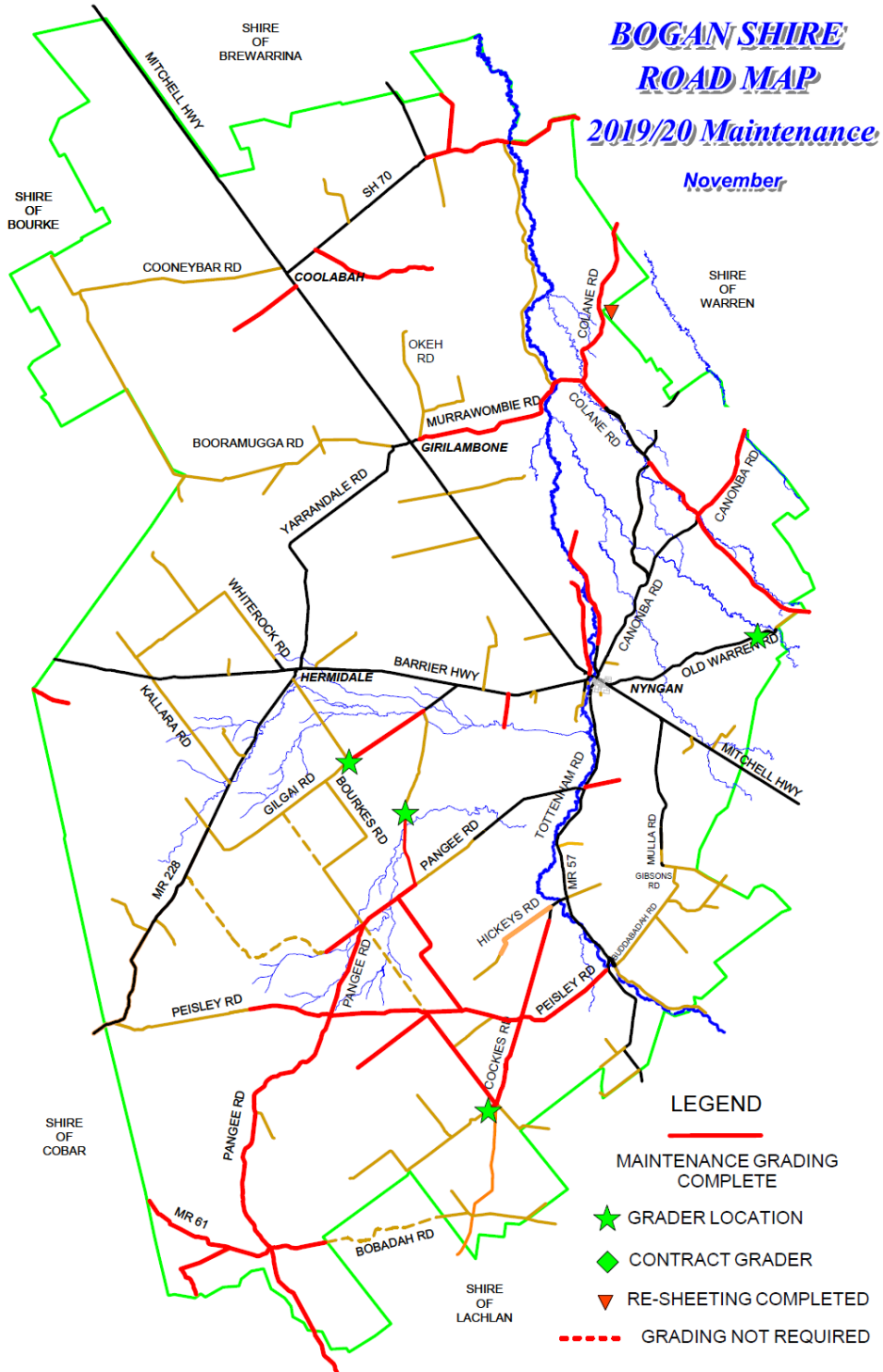
Council now discussed the Acting Director of Engineering Services' Report.

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

1 OPERATIONAL REPORT

370/2019 RESOLVED that the Operational Report, including Civil Works, Community Facilities and Roads for the reporting period 14 October 2019 to 15 November 2019 be received and noted. **(Ryan/Boag)**

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2 SECOND WATER STORAGE PROJECT DELIVERY OPTIONS

Summary:

This report presents options for the project delivery of the second water storage south of Nyngan.

It was **MOVED** that, considering project delivery experience to date, Council explore further options to appoint a firm of consultants to undertake complete contract, project and construction management of the Second Water Storage Project in lieu of NSW Public Works. **(Neill/Boag)**

An **AMENDMENT** was **MOVED** that Council reluctantly engage PWA under a single invitation contract. **(Ryan/Douglas)**

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

371/2019 RESOLVED that, considering project delivery experience to date, Council explore further options to appoint a firm of consultants to undertake complete contract, project and construction management of the Second Water Storage Project in lieu of NSW Public Works. **(Neill/Boag)**

3 BELERINGAR CREEK SYPHON REPLACEMENT DELIVERY OPTIONS

Summary:-

This report presents options for the project management of the replacement of the Beleringar Creek Syphon on the Albert Priest Channel.

372/2019 RESOLVED that, considering project delivery experience to date, Council explore further options to appoint a firm of consultants to undertake complete contract, project and construction management of the Beleringar Creek Syphon Replacement Project in lieu of NSW Public Works. **(Neill/Douglas)**

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4 FIXING LOCAL ROADS PROGRAM AND ROADS TO RECOVERY DROUGHT FUNDING

Summary:-

This report is to inform Council of the projects submitted for funding in Round 1 of the NSW Government's Fixing Local Roads Program, and the projects proposed to be funded under the Roads to Recovery Program drought relief package.

373/2019 RESOLVED that the following three projects be submitted for funding under Round 1 of the Fixing Local Roads Program. **(Ryan/Neill)**

- **Yarrandale Road** - patching, resealing and line marking along its entire length - \$1,433,000.
- **Pangee Road** - re-sheeting from the current end of the seal to past the Honey Bugle Road intersection - \$480,000.
- **Colane Road** - resealing, and re-sheeting - \$210,000.

It was **MOVED** that Council carries out the following works under Roads to Recovery (Drought Funding):-

- **Curran's Road:** \$50,000 for 2km of re-sheeting.
 - **Gilgai Road:** \$50,000 for 2km of re-sheeting.
 - **Bourkes Road:** \$50,000 for 2km of re-sheeting.
 - **Colane Road:** \$90,000 for 3km of reseals.
 - **Towns Streets:** \$155,762 for 5 kms of reseal.
 - **Hoskins Street Rail Crossing:** \$60,000 for the rehabilitation of Hoskins Street between the Mitchell Highway and Pangee Street.
- (Ryan/Jackson)**



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An **AMENDMENT** was **MOVED** that Council carries out the following works under Roads to Recovery (Drought Funding):-

- **Curran's Road:** \$50,000 for 2km of re-sheeting.
- **Gilgai Road:** \$50,000 for 2km of re-sheeting.
- **Bourkes Road:** \$50,000 for 2km of re-sheeting.
- **Colane Road:** \$90,000 for 3km of reseals.
- **Pangee Road:** \$155,762 for 1 km of construction.
- **Hoskins Street Rail Crossing:** \$60,000 for the rehabilitation of Hoskins Street between the Mitchell Highway and Pangee Street. **(Neill/Elias)**

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

374/2019 **RESOLVED** that Council carries out the following works under Roads to Recovery (Drought Funding):-

- **Curran's Road:** \$50,000 for 2km of re-sheeting.
- **Gilgai Road:** \$50,000 for 2km of re-sheeting.
- **Bourkes Road:** \$50,000 for 2km of re-sheeting.
- **Colane Road:** \$90,000 for 3km of reseals.
- **Pangee Road:** \$155,762 for 1 km of construction.
- **Hoskins Street Rail Crossing:** \$60,000 for the rehabilitation of Hoskins Street between the Mitchell Highway and Pangee Street. **(Neill/Elias)**

The Acting Director of Engineering Services now left the meeting and Council returned to the Director of People and Community Services' Report.

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REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR PEOPLE AND COMMUNITY SERVICES

1 DROUGHT COMMUNITIES PROGRAM

Summary:-

The purpose of this report is to provide information to Council on the completion of projects funded from the Drought Communities Program in 2019 and to provide notice of Council's eligibility for funding in 2020.

375/2019 RESOLVED that:

1. The Drought Communities Program Report be received and noted.
2. Council staff prepare a report with project options to a future meeting of Council having regard to availability of Program Guidelines and application closing dates.
(Jackson/Elias)

2 AFFORDABLE SENIORS LIVING - 101 COBAR STREET

Summary:-

The purpose of this report is seek direction from Council to determine policy for the administration of rental applications for the Affordable Seniors Living units being constructed at 101 Cobar Street.

376/2019 RESOLVED that in relation to the development at 101 Cobar Street, Nyngan:-

1. The name of the development is to be Bogan Shire Seniors Living.
2. In order to be eligible for consideration as a tenant of the Bogan Shire Seniors Living units, a person must:-
 - 2.1. Be over the age of 60.
 - 2.2. Be eligible to receive an Australian Age Pension.
 - 2.3. Have been a continuous resident of the Bogan Shire LGA for at least 10 years on making application.

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3. Rental of the units shall be set by Council having regard to Department of Housing guidelines.
4. All tenancies shall be under a standard NSW Residential Tenancy Agreement.
5. A residential rental bond equivalent to four weeks rent shall be payable at the commencement of each tenancy.
6. All applications for tenancy of the Bogan Shire Seniors Living units shall be assessed by a Tenancy Approvals Committee.

The Committee shall:-

- 6.1. Consist of three members and two alternates.
 - 6.2. Be appointed by Council.
 - 6.3. Be selected by Council following consideration of prospective committee member's expressions of interest following public advertisement calling for such expressions.
7. Initial applications for tenancy shall be:-
 - 7.1. Invited from 1 April 2020 in the Nyngan Observer and Council's Facebook page.
 - 7.2. Made on the approved Bogan Shire Council Seniors Living Application Form and submitted in person at the Council Chambers, mailed or emailed.
 - 7.3. Acknowledged and registered in Council's Document Management System.
 - 7.4. Determined as to whether they meet eligibility criteria by the Tenancy Approvals Committee in accordance with part 2 above with applicants being advised accordingly.
 8. Allocation of Units:

Available units shall be initially allocated by:-

 - 8.1. Placing all names of successful applicants on similar slips of paper in an appropriate container on 4 May 2020 to be randomly drawn.
 - 8.2. Ad-hoc vacancies shall be publicly advertised.
 9. There is no need for further community consultation on these matters.

(Ryan/Douglas)



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**REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR OF FINANCE
AND CORPORATE SERVICES**

1 INVESTMENTS OCTOBER 2019

Summary:-

The report is to outline the performance of Council's Investment Portfolio for the month of October 2019.

At 31 October 2019 Council had \$12.8 million invested. There has been a decrease of \$642,000 due to the payments to contractors for the Drought Communities and SCCF Grants capital works and funding not yet being received.

377/2019 RESOLVED that the Investment Report for the month of October 2019 be received and noted. **(Jackson/Ryan)**

2 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

Summary:-

This report is to provide a comparison of rate collections as at 31 October 2019, with the same period last year.

Total arrears have increased from \$359,396 as at 31 October 2018 to \$468,427 as at 31 October this year.

378/2019 RESOLVED that the Rates and Annual Charges Collection Report as at 31 October 2019 be received and noted. **(Jackson/Neill)**

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3 ANNUAL REPORT 2018/2019

Summary:-

Within 5 months after the end of each year, a Council must prepare its Annual Report for that year reporting as to its achievements in implementing its Delivery Program and the effectiveness of the principal activities undertaken in achieving the objectives at which those principal activities are directed.

The purpose of this report is to table to Council the Annual Report for the financial year 1 July 2018 to 30 June 2019.

379/2019 RESOLVED that the Annual Report 2018/2019 report be received and noted and appreciation be extended to the staff involved in preparing the document.
(Ryan/Neill)

4 HEAVY VEHICLE INSPECTION STATION

Summary:-

Council has a current lease with the Roads & Maritime Services (RMS) for the Heavy Vehicle Inspection Station (HVIS) located at the Nyngan Showground.

The current agreement has been in place since 18 January 2015 and is due for the option of an extra five years to be taken up or terminated. The RMS, rather than taking up the option, have put forward a proposal to Council for a variation to the current lease.

380/2019 RESOLVED that Council accepts the variation to the current lease for the Heavy Vehicle Inspection Station as follows: -

- A reduction in the number of minimum days they require the HVIS from 35 to 30.
- Term of Lease 10 years instead of 5 with a termination date of 17 January 2025.
- New rental of \$503.90 per day plus GST increased annually by 3%.

(Ryan/Neill)



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

1 DEVELOPMENT APPLICATIONS

381/2019 RESOLVED that the Development Applications Report since 24 October 2019 Council Meeting be received and noted. **(Jackson/Elias)**

2 OPERATIONAL REPORTS

382/2019 RESOLVED that the Operational Report, including Parks and Garden Team and Noxious Weeds Officer be received and noted. **(Deacon/Boag)**

3 GREEN WASTE BINS

Summary:-

Council resolved to implement green waste bins at the February 2019 Council meeting, Resolution 026/2019.

383/2019 RESOLVED that Council:-

1. Continue to support the implementation of the green waste service noting ongoing costs;
2. Forego green waste collection in the weeks that a public holiday occurs; and
3. Support rolling out education to the community prior to implementing the green waste bin collection service. **(Jackson/Deacon)**

**4 ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 – LSPS AND
CPP**

This item was dealt with earlier in the meeting.



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384/2019 RESOLVED that Council deal with the late item of correspondence.
(Ryan/Neill)

5 EPA CLEAN UP NOTICE – ALLEGED ASBESTOS CONTAMINATION

Summary:

This report is to inform Council of a draft clean up notice received from the NSW Environmental Protection Agency (EPA) regarding alleged asbestos contamination at the Nyngan Waste Facility and Pangee Street Works Depot.

385/2019 RESOLVED that the representatives of the EPA be requested to attend Council's meeting on 19 December 2019 to discuss their concerns in respect of alleged asbestos contamination at the Nyngan Waste Facility and Pangee Street site and establish a plan to work towards the objectives of the Clean-Up Notices.
(Ryan/Jackson)



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PRECIS OF CORRESPONDENCE

1 CAN ASSIST

386/2019 RESOLVED that the *Thank You* letter received from Can Assist for Council's support and generous donation to the Nyngan Fundraising Committee be received and noted. **(Boag/Ryan)**

2 COUNTRY WOMEN'S ASSOCIATION OF NSW

387/2019 RESOLVED that the CWA representatives be invited to the next meeting of Council to advise of the intended location and who is going to be responsible for the defibrillator should it be installed in the CBD of Nyngan. **(Ryan/Boag)**

3 LOCAL GOVERNMENT REMUNERATION TRIBUNAL

388/2019 RESOLVED that Council not make a submission to the Local Government Remuneration Tribunal. **(Ryan/Deacon)**

4 HERMIDALE CWA

389/219 RESOLVED that the correspondence received from the Hermidale CWA concerning the condition of the Hermidale Memorial Park be received and they be advised that this matter will be discussed at the next village meeting in April 2020. **(Ryan/Douglas)**

5 OFFICE OF LOCAL GOVERNMENT

390/2019 RESOLVED that the correspondence received from the Office of Local Government concerning the inclusion of NSW Councils in the National Redress Scheme be received. **(Boag/Dutton)**



**Minutes of the Ordinary Meeting of Bogan Shire Council
held in the Council Chambers on 28 November 2019 at 9.30am**

6 WEEKLY CIRCULARS

391/2019 RESOLVED that the Local Government Weekly Circulars dated 18 October 2019, 24 October 2019, 1 November 2019, 7 November 2019 and 14 November 2019 be noted. **(Deacon/Elias)**

There being no further business the meeting closed at 3.08pm.

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

