

BOGAN SHIRE COUNCIL

Ordinary Business Paper

I hereby give notice that an Ordinary Council Meeting will be held on:

Date: Thursday, 24 July 2025

Time: 7.00pm

Location: Bogan Shire Council Council Chambers 81 Cobar Street Nyngan

> Derek Francis General Manager



Published Recording of Council Meeting

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- 1 OPENING PRAYER
- 2 REMEMBRANCES
- 3 APOLOGIES
- 4 DISCLOSURE OF INTERESTS

5 CONFIDENTIAL MATTERS

6 CONFIRMATION OF ORDINARY MINUTES

6.1 MINUTES OF ORDINARY MEETING - 26 JUNE 2025

The minutes of the Ordinary Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 26 June 2025 have been circulated to Council.

Recommendation

That the minutes of the Ordinary Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 26 June 2025, be received and noted.

7 NOTICE OF MOTION

Nil

8 MAYORAL MINUTES

Nil

9 COMMITTEE MEETING MINUTES

Nil

10 GENERAL MANAGER'S REPORTS

10.1 GENERAL MANAGERS CHECKLIST

Item	Date	Minute No	Matter	Action Required	Officer	Status
1	21/12/2017	392/17	Increase of train speed through Nyngan	Strong letter of concern and a request to address Council be sent to the relevant rail authorities and a copy to the local member.	GM	Refer below.
	23/11/2023	282/23		That Council respond to Minister Aitchison, with a request that the train speed limit be reduced to 20km/hour, as Council is not in a position financially to provide rail crossing lights.		This matter was drawn to the attention of Minister Aitchison on 12/01/2024 during her visit to Nyngan. Further letters sent to Minister Aitchison and Roy Butler MP. Discussed with Minister Aitchison on 15/07/2024 during her visit to Nyngan. Letter received from Minister Aitchison. TNSW has requested a review of train speeds from UGL.

Item	Date	Minute No	Matter	Action Required	Officer	Status
2	27/02/2025	012/25	Nyngan Emergency Bore	That Council seek tenders for the Nyngan Emergency Bore project as now proposed by NSW Public Works with the following scope of works: i. Installation of a new bore, with power supply, in the vicinity of the current bore that meets the boundary proximity requirements of the Water Sharing Plan. ii. Installation of pipeline from the new bore site to Nyngan iii. Project design, project management and other associated costs.	DIS	Design work has commenced.
3	27/05/2021	126/21	Addressing Local Job Vacancies	Council delays the launch of the marketing campaign until progress is made with	DPCS	Refer below.

Item	Date	Minute No	Matter	Action Required	Officer	Status
				establishing more housing accommodation in Nyngan.		
	28/09/2023	207/23		Council provides a budget of \$25,000 for production of videos for the relocation campaign.		Production of Employment video in progress. Production of Health and Education video in progress.
4	25/07/2024	144/24	New Water Treatment Plant Site	That Council does not proceed with building the new Water Treatment Plant on the site adjacent to the substation at the end of Dandaloo Street. That Council constructs the new Water Treatment Plant on the Council owned land at the Raw Water Pump Station at the upper weir.	DIS	In Progress
5	22/08/2024	174/24	Hoskins Street Subdivision	That Council seek the assistance of Local Member, Roy Butler to approach the Minister for Western NSW / Minister for Regional NSW	GM	Local Member has requested an extension of time from the Minister for Regional New South Wales.

Item	Date	Minute No	Matter	Action Required	Officer	Status
				for an extension of time within which to complete the Hoskins Street Subdivision Project.		Formal application has been made to the Department of Primary Industries and Regional Development. Awaiting confirmation of extension of time. UPDATE: Extension granted. COMPLETED
	20/01/2025	002/25		Council decline to accept any of the tenders submitted to the Council meeting on 28 November 2024 for the construction of lead in infrastructure for the 33 Lot Residential Subdivision on Hoskins Street. The General Manager enter into negotiations with the remaining tenderers and other parties, starting with the next best ranked tenderer according to the report provided to the meeting on 28 November 2024, to undertake the project in the best interests of Council subject to financial constraints,		Awaiting confirmation of extension of time before providing contractor with Letter of Acceptance UPDATE: Letter of Acceptance issued. Contractor due to commence August 2025. COMPLETED

Item	Date	Minute No	Matter	Action Required	Officer	Status
				being the remaining grant funds and borrowings authorised at Council's November meeting. A panel comprising the Deputy Mayor, General Manager, Director Infrastructure Services and Director Finance and Corporate Services be delegated the authority to determine the appointment of suitable contractors to undertake the project in the best interests of Council, based on recommendations from Lyons Project Management, and subject to financial constraints - being the remaining grant funds and borrowings authorised at Council's November meeting.		

Item	Date	Minute No	Matter	Action Required	Officer	Status
6	24/10/2024	245/24	Reclassification of Land – 8 Tabratong Street	 That Council resolve to: Lodge the Planning Proposal to Reclassify Public Land at 8 Tabratong Street Nyngan with the Department of Planning, Housing and Infrastructure for a Gateway Determination; and Undertake community consultation in accordance with the Gateway Determination. 	DDES	UPDATE: Public Exhibition completed. No submissions received. A public hearing conducted by Council's consultant will be held on 18 August 2025 at the Bogan Shire Youth and Community Centre.
7	27/07/2023 25/07/2024	160/23 146/24	School Exchange Program	The General Manager commence discussions around the future of the Tongling Exchange Program, with a report to Council. That Council consider locations that may have economic/industry ties for the School Exchange Program, to enhance the student	GM	Discussions held with Acting Principal, Nyngan High School.

Item	Date	Minute No	Matter	Action Required	Officer	Status
8	26/10/2023	247/23	Before and After School Care, Nyngan	That the Before and After School Care matter be further pursued with the Department of Education, and if necessary, the Minister.	GM	Refer below.
	22/02/2024	009/24		Issue of lack of Before and After School Care in Nyngan be referred to Local Member.		Correspondence sent to Local Member.
	25/07/2024	147/24		That Council request the Local Member to make further contact		Email sent to Local Member in August 2024.
				with the Minister for Education about the lack of Before and After		Contact, with reminder, made with Local Members Office October 2024.
				School Care in Nyngan.		GM and DPCS met with officials of Department of Education to discuss community concerns.
						Local Member has written to Minister for Education and Early Learning and issued a press release.

Item	Date	Minute No	Matter	Action Required	Officer	Status
9	23/11/2023	278/23	Nyngan Year- Round Fishery	That Council provide in principle support for the development of a Memorandum of Understanding with DPI Fisheries for a managed fishery in the Nyngan off-river storages, with a further report to Council to consider a draft Memorandum of Understanding.	DIS	Department of Primary Industries and Regional Development have advised that preparation of a risk assessment and draft Memorandum of Understanding is in progress.
10	27/06/2024	134/24	Nyngan Community Homes	That Council request that Nyngan Community Homes Association presents a satisfactory Business Plan and shows it has the capacity to build planned homes on the land, Council will consider an appropriate arrangement to facilitate the provision of the land which was formerly the Palais Theatre, on the basis of that plan.	GM	Email forwarded to Nyngan Community Homes with Council resolution and to contact the General Manager if further information is required. Business Plan received from Nyngan Community Homes, 01/12/2024 with a request to address Council at a future meeting. Date to be determined in consultation with Mayor.

Item	Date	Minute No	Matter	Action Required	Officer	Status
11	22/08/2024	No 175/24	Nyngan Tennis Section 355 Committee	 That Council: (Establishes a Nyngan Tennis Section 355 Committee. Adopts the attached Nyngan Tennis Section 355 Committee Instrument of Delegation effective from 23 August 2024. Becomes a member of Tennis NSW. Installs the Tennis NSW booking and locking systems for the Nyngan tennis courts and clubhouse. That the General Manager has further discussions with the interim executive of Nyngan Tennis Club about membership, fees and other relevant matters with a further report to Council. 	GM	Meeting held with Committee. UPDATE: Further report to Council, August 2025 to finalise Committee arrangements.

Item	Date	Minute No	Matter	Action Required	Officer	Status
12	24/10/2024	214/24	Nyngan Railway Fencing	That Council again write to Local State Member Roy Butler, seeking support for the urgent need for fencing to be erected by UGL	GM	Email sent 23/10/2024. Further email sent 05/12/2024. Email received from UGL 18/12/24 advising that they are in the process of seeking quotes for the palisade fencing request. Email received from UGL advising that construction of palisade fencing is scheduled for April or May 2025. Further emails sent to UGL on 22 May & 6 June 2025 seeking an update on timing. UPDATE: Fence has been installed. COMPLETED
13	24/10/2024	242/24	Vermont Hill Road	That Council defers a decision until a detailed report can be presented to Council on the design and costs associated with construction of this section of the road, and that the General	DIS	Road closed signs erected. UPDATE: Report to Council refers COMPLETED

Item	Date	Minute No	Matter	Action Required	Officer	Status
				Manager investigates the need to place "Road Closed" signage at either end of that section of road to deter through traffic from using it, if it is currently untrafficable.		
14	28/11/2024	255/24	NSW Heritage Grants	Council notes that applications are open for the 2025-27 Local Government Heritage Grants to support, promote and realise the values of locally significant heritage.	DDES	Grant application successful. Now proceeding to engage NSW Public Works Heritage Unit.
				Council makes application under this grant scheme to prepare a heritage study for the Bogan Shire LGA.		
				Council provides matching funding for the grant of up to \$25,000 with this amount to be included in the February Budget Review to be funded from identified savings.		

ltem	Date	Minute No	Matter	Action Required Officer		Status
15	28/11/2024	260/24	Nyngan Town Hall	Council calls for a proposal from NSW Public Works for the preparation of a conservation management plan for the Nyngan Town Hall.	DIS	Grant application successful. Now proceeding to engage NSW Public Works Heritage Unit.
				The General Manager submits an application under the 2025-27 Local Government Heritage grants for the preparation of this Plan.		COMPLETED
16	28/11/2024	281/24	Nyngan RSL sub-Branch Avenue of Remembrance	That Council agrees, in principle, to an Avenue of Remembrance on Cannonbar Street, between Hoskins Street and Cemetery Road.	DDES	COMPLETED
				That the General Manager and staff work with the Nyngan RSL sub-Branch on a suitable design, including indigenous tree species.		
				That an estimate of cost be prepared for consideration at a future meeting of Council, to help		

Item	Date	Minute No	Matter	Action Required	Officer	Status
				determine the extent of Councils financial contribution to the project.		
	22/05/2025	105/25		That Council propose to the Nyngan RSL sub-branch, that Council accept their offer, and		Nyngan RSL sub-branch has accepted Council's proposal.
				plant 70 Populnea or Bimble Box.		UPDATE: Schools and Nyngan RSL sub-Branch have been invited to participate in planting of the trees and an opening ceremony with Council on 30/7/25.
17	27/03/2025	043/25	Control of Pest Bird Species	That the General Manager prepare a report for consideration at the April 2025 Ordinary Council Meeting, detailing the following:	DDES	COMPLETED
				The role of State and Local Government in the management of pest Bird Species (Indian Myna).		
				Actions undertaken by State Government in the management of pest Bird Species (Indian Myna).		

Item	Date	Minute No	Matter	Action Required	Officer	Status
				Any options available for external funding for Local Government and/or local community groups for eradication and management programs.		
	22/05/2025	120/25		Any options for programs to be developed that could seek funding from Business owners in Nyngan for the management of Pest Bird Species.		UPDATES:
				1. That Council liaise with The Dubbo Indian Myna Control Group, purchase five Indian Myna traps and approach the Nyngan Mens Shed to construct larger avian traps.		COMPLETED
				2. That Council publish information about the Indian Myna and control measures on social media and Council's website, to raise community awareness.		In progress, information/education on the Indian Myna bird will be rolled out along with option to loan a trap from Council.

Item	Date	Minute No	Matter	Action Required Of		Status
				3. That Council apply for grant funding to promote community participation in managing Indian Myna populations within the Bogan LGA.		In progress
				4. That Council survey local businesses to determine if there is interest in contributing funds and/or supporting practical efforts to assist in the management of Indian Myna birds.		In progress
18	27/03/2025	045/25	Cobar Water Board Water Supply Agreement	That the General Manager enter into a lease agreement with the Cobar Water Board for Lot 1 DP803368 for a period of 10 years, at an agreed market related rental, with annual rent renew for the purposes of the installation of solar panels and a water pump station. This agreement is subject to a successful negotiation of a Water	GM	In progress

Item	Date	Minute No	Matter	Action Required	Officer	Status
				Supply Agreement with Cobar Water Board.		
19	26/06/2025	139/25	Bogan Shire Youth and Community Centre R4R9 Grant	That the General Manager makes application to vary the approved Resources for Regions 9 Grant project for the Bogan Shire Youth and Community Centre to make provision for: a. Building works – wall protection, internal door installation b. Outdoor sports facilities – pickleball court and table tennis c. Deletion of a fire pit and addition of a BBQ.	GM	UPDATE: Variation request submitted.
20	26/06/2025	148/25	Nyngan Cemetery Unidentified Plots	That the General Manager provide a report to Council on the matter of unidentified cemetery plots at the Nyngan Cemetery.	DIS	Report to future Council Meeting.

1. Attachments

Nil

2. Recommendation

That the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the Checklist.

10.2 LGNSW ANNUAL CONFERENCE 2025

1. Introduction

The purpose of this report is to inform Council of the date for the Local Government NSW (LGNSW) Annual Conference, for Council to nominate the number of representatives to the Conference and to consider any motions that Councillors wish to submit to the Conference.

2. Background

The annual conference is the main policy making event for the peak body of the local government sector in NSW and presents Council with an opportunity to submit motions for consideration and debate by delegates.

Motions passed at the Conference become "resolutions", which LGNSW takes forward on behalf of its member Councils as part of the local government industry's advocacy agenda.

3. Discussion

LGNSW has advised that the Annual Conference will be held from Sunday 23 to Tuesday 25 November 2025 at Panthers Penrith and Western Sydney Conference Centre. Registrations opened on 1 July 2025, and the following fees apply:

Member Early Bird Registration	\$1,250 per person
(Closes 30 September 2025)	
Member Standard Registration	\$1,550 per person
Presidents Welcome Reception (optional)	\$ 120 per person
Conference Dinner Ticket (optional)	\$ 245 per person
Not included in the registration fee	
ALGWA Breakfast	\$ 92.50 for person
Workshops (optional)	\$ 100 per person

Council will need to confirm the number of delegates to attend the Conference and determine which delegates should attend.

Motions open on 1 July 2025, via the online portal and are encouraged to be submitted to LGNSW by 30 September 2025, however under the LGNSW Rules the latest date motions can be accepted for inclusion in the Conference Business Paper is 26 October 2025.

4. Attachments

Nil

5. Recommendation

That Council confirm the number of delegates to attend the LGNSW Annual Conference.

11 PEOPLE AND COMMUNITY SERVICES REPORTS

11.1 BOGAN BUSH MOBILE - TERM 2 REPORT

1. Introduction

The purpose of this report is to advise Council on the Term 2 activities of the Bogan Bush Mobile service.

2. Background

At the end of each term a report is provided to Council on the activities and statistics of the Bogan Bush Mobile service.

3. Discussion

<u>Term 2 2025</u>	
28 April – 07 July	
Statistics:	
Total children enrolled:	54 official enrolments, 41 families.
Term 2 attendance:	53 children
Term 2 sessions:	38 sessions
KM'S travelled:	6,715 kms approx.

Current Areas being visited:

Marthaguy, Marra, Mungery, Trangie, Girilambone, Tottenham, Duck Creek, and Collie.

Term 2 2025 Activities

Staffing arrangements

Term 2 saw some staffing changes to the BBM team. The team consists of the Service Leader and two Educators. Both Educators are Certificate III qualified, and one is also actively working towards her Diploma in ECEC. Both of these new BBM team members have been employed with the ELC for more than 3 years and also both completed their School Based Traineeships at the service. It's great to see staff broadening their experience and applying their knowledge across another Service and have access to ongoing professional development within the Children's Services section of Council. The team are working well together, delivering high quality educational programs centred around children's voices and goals set by their families.

Recent activities

This term has seen the Bogan Bush mobile team celebrate local achievements, such as the Collie CWA Hall turning 100 and getting involved in the 'Duck Creek Week' by creating artworks and decorating the BBM itself. Teddy Bears Picnic was also a huge hit, with the children very excited to introduce their favourite teddy to their Friends.

Changes to BBM play session and day-care sessions

The BBM staff and Manager Children's Services are always on the lookout for additional locations, other towns or villages that have an identified need or that could benefit from the BBM Service being delivered.

Collie started weekly Long Day Care sessions at the beginning of this year. This location has proven a success with families jumping on board and the service being well patronised.

Regular surveys are used (Survey Monkey) to allow for families to provide feedback on the play sessions they currently attend. Collected feedback is then used to determine any changes that are needed.

There have been a number of posts on OWNA (the parent online portal), HubHello and social media to advertise the service more broadly to try and pique interest in areas that may not have heard of our service.



School Holidays

The school holidays ending Term 2, run from July 7 – July 18. During the school holidays, Bogan Bush Mobile still operates their Marra and Collie Day Care sessions, which is extremely valued by the families who live in remote areas. Bush Mobile Educators support the Early Learning Centre on their available days during the school holidays period and conduct reviews of their programs and educational activities for the upcoming term.

4. Attachments

Nil

5. Recommendation

That the Bogan Bush Mobile report be received and noted.

11.2 BOGAN SHIRE EARLY LEARNING CENTRE - TERM 2 REPORT

1. Introduction

The purpose of this report is to advise Council of the activities and statistics of the operation of the Bogan Shire Early Learning Centre (ELC).

2. Background

At the end of each term a report is provided to Council on the activities and statistics of the Bogan Shire Early Learning Centre (ELC).

3. Discussion

Usage Capacity

	Monday	Tuesday	Wednesday	Thursday	Friday	Ave
April 2025	54%	73%	70%	76%	65%	65%
May 2025	55%	74%	71%	76%	66%	67%
June 2025	54%	76%	76.5%	76%	67%	69%

<u>Staffing</u>

ELC staffing remains consistent with a high number of educators now actively studying their Diploma level qualifications and other staff also having completed their Certificate III qualifications. This is a fantastic result being achieved over the past 3 months. The Service will welcome three new School Based Trainees when the school term starts back on Monday 21 July. Management and staff are looking forward to welcoming them to the team and assisting them with their studies over the coming 2 years.

<u>Waitlist</u>

The waitlist for placement is now minimal, and those children on the waitlist remain there by parent choice as they are not quite ready to start their time at the Centre just yet. These children are due to start their enrolments over the coming months. Offers continue to be made with regular new enrolments and new children starting at the service each month.

Recent Activities

The ELC team have been working consistently in the first half of the year to implement strong routines across all the rooms. This focus was important as the new room opened and the new age groups and ratios came into effect. Now that the routines are set, the staff and children are focusing on embedding meaningful rituals to help support those routines. Routines and rituals assist the children to develop a strong sense of 'Belonging, Being and Becoming' within their service environments.

Our older children participated in their first excursion to the Library for Simultaneous Story Time. An activity that we hope to have available more frequently as the weather warms up.



ELC staff continue to 'Critically Reflect' on the different aspects of our practise. This includes documentation of children's voices and how this impacts our daily programming. We have started introducing the children to the "smart board" in each room each week. This is currently being used to assist with Early Literacy and Numeracy as well as Yoga and other dance practises. This activity allows staff to continually educate the children on the safe use of technology at age appropriate levels.





Children and Families

The ELC is receiving a good amount of feedback from the families and community. This is via email, OWNA and surveys used. Strong relationships are being built with the local primary schools to help form stronger transitions for the children and their families.

Family and community involvement will be an ongoing focus area for the staff at the ELC. The more connections and relationships we can build, the better the outcomes for our children, in all aspects of their lives.

We look forward to our community growing over the coming months.

4. Attachments

Nil

5. Recommendation

That the Early Learning Centre report be received and noted.

12 FINANCE AND CORPORATE SERVICES REPORTS

12.1 INVESTMENTS JUNE 2025

1. Introduction

The purpose of this report is to outline the performance of Council's investment portfolio for the month of June 2025.

2. Background

In accordance with Clause 212 of the Local Government (General) Regulation 2005 a report must be presented to the Council setting out details of all the money that the Council has invested under section 625 of the Act.

3. Discussion

The Investment Report for June 2025 is shown below. On 30th June 2025 Council had \$32.5 million invested. There has been an increase of \$4 million due to an advance payment for the 2025/2026 Financial Assistance Grant of \$3.2 million, as well as other capital grant funding received in advance.

Consideration of this report means that Council is complying with the Local Government (General) Regulation 2005.

Investment Movements for June 2025

It is hereby certified that these investments have been made in accordance with the Local Government Act 1993 and the Regulations thereto.

REF	Source	Maturity	Days	% rate	Bal May 25	Bal June 25
42-150-6894	NAB - Professional Funds	4/05/2016	At Call	4.350%	9,664,355.99	13,733,495.69
11271016	Westpac	17/12/2024	17/12/2025	5.010%	6,000,000.00	6,000,000.00
88-392-4994	NAB	29/05/2025	29/05/2026	4.200%	2,000,000.00	2,000,000.00
32-556-4779	NAB	5/11/2024	5/11/2025	5.050%	2,000,000.00	2,000,000.00
98-544-4756	NAB	30/01/2025	30/01/2026	4.850%	2,000,000.00	2,000,000.00
98-568-5779	NAB	30/01/2025	30/01/2026	4.850%	2,000,000.00	2,000,000.00
	Westpac	17/04/2025	17/04/2026	4.200%	2,000,000.00	2,000,000.00
	Westpac	09/05/2025	11/05/2026	4.250%	2,800,000.00	2,800,000.00
	Balance securities held				28,464,355.99	32,533,495.69
	Balance Ledger					
	19010.8200.8200				28,464,355.99	32,533,495.69
	Summary by institution					
	Commonwealth				0.00	0.00
	NAB				17,664,355.99	21,733,495.69
	Westpac				10,800,000.00	10,800,000.00
					28,464,355.99	32,533,495.69

4. Attachments

Nil

5. Recommendation

That Council receive and note the Investments Report for June 2025.

12.2 SUMMARY OF RATE AND ANNUAL CHARGES COLLECTION

1. Introduction

The purpose of this report is to provide a comparison of rate collections as at 30th June, 2025, with the same period last year.

2. Background

This report is provided for the information of Councillors.

3. Discussion

Rate Collections	2024-2025	2023-2024
Arrears Prior to 01/07/2024	219,167	262,820
First Instalment in arrears as at 30/6/2025	-129,566	-94,220
Second Instalment in arrears as at 30/6/2025	24,185	45,145
Third Instalment in arrears as at 30/6/2025	40,451	73,438
Fourth Instalment outstanding as at 30/6/2025	75,401	239,890
Total Arrears	229,638	527,073
Total Outstanding	229,638	527,073
Monthly Transactions		
Amount Levied & B/Fwd	6,248,285	6,259,458
Add: Adjustments	79,958	89,285
Less: Payments to end of June	-6,023,503	-5,746,881
Less: Rebates	-75,102	-74,789
Add: Postponed	0	0
Gross Total Balance	229,638	527,073
Arrears of total amount levied %	3.6%	8.4%

Total arrears have decreased from \$527,073 at the 30th June 2024 to \$229,638 as at 30th June this year.

Each instalment amounts to approximately \$1,563,000 (Total Rates, Waste, Water & Sewer Access Charges). The first instalment shows it is in credit due to payments made in advance by some ratepayers however there would be ratepayers that owe money on the first instalment, therefore this is not indicative of the amount owed.

Council has 1.5% in arrears on the second instalment.

Council has 2.5% in arrears on the third instalment.

Council has 4.8% outstanding on the fourth instalment.

As at the 30th June Council had collected \$276,622 more than at the same time last year.

4. Attachments

Nil

5. Recommendation

That Council receive and note the Rates and Annual Charges Collection for June 2025.
12.3 CARRY FORWARDS AND REVOTES FROM 2024/2025 BUDGET

1. Introduction

The purpose of this report is to advise Council of the carry-forward amounts for the 2025/2026 budget and recommend that Council revote on projects that had not commenced as at 30th June 2025.

2. Background

Division 5, Clause 211 of the Local Government (General) Regulation 2005, Authorisation of Expenditure, states that all prior approvals of a budget lapse at the end of the financial year except for any work, any service, any goods or materials, or any facilities, that has or have been started or provided or have been contracted to be carried out for the Council before the end of the year concerned. If this is the case, then budgeted expenditure can be carried forward automatically to the next financial year where there are unspent budget amounts. However, if this is not the case then a revote, by Council, is required.

3. Discussion

Council is required to revote on any projects or items of expenditure that had not commenced on or before the 30th June 2025, before work commences on these projects in the current budget year, unless these projects were grant funded.

In the following Appendices below are:

1. A list of the carry forward items for noting by Council.

These are projects that have budget remaining or restricted funds from 2024/2025.

Either the work on these projects had commenced in the prior year and the managers of these projects need to utilise the remaining budgets in the current year, or they are grant funds not fully utilised in the 2024/2025 year for various reasons or specific projects that Council needs to restrict budgeted funds to ensure they are available in future years.

Council should be reminded that these carry-forward balances could change slightly as outstanding accounts and accruals are journalled back into 2025.

Carry-forwards

		Source of Funds	Amount
Carry Forward	Restrict Asset Girilambone Village Ameni	Annual vote \$6k plus scrap metal less expended	38,73
Carry Forward	Restrict Asset Village Amenit Coolabah	Annual vote \$6k plus scrap metal less expended	11,71
Carry Forward	Restrict Asset Hermidale Village Ameniti	Annual vote \$6k plus scrap metal less expended	41,81
Carry Forward	R2R - 2024/2025	Grant	243,58
Carry Forward	Museum Activities/Projects	13-14 resolution not spent	5,35
Carry Forward	Garford Engine - Proceeds from Historical Society	Funds Received 7/6/17	3,41
Carry Forward	FAG Grant 2023/2024	2025/2026 Grant Received in Advance	3,213,72
Carry Forward	Community Arts and Culture Fund	G/L 3890.460.603	1,11
Carry Forward	Tongling Delegation	G/L 3853.460.603	2,18
Carry Forward	Collerreina Hall	Village annual vote \$6k	38,52
Carry Forward	Recycling Facility	C/F 2025/26	76,23
Carry Forward	Waste Depot at Nyngan	C/F 2025/26	24,41
Carry Forward	Renewal to 8A & B Dandaloo Street	Internal Ioan C/F 2025/26	7,38
Carry Forward	Ground Tanks	C/F 2025/26	22,98
Carry Forward	Key System for Offices & Depot	C/F 2025/26	6,96
Carry Forward	Workshop - Extension to Welding area	C/F 2025/26	4,48
Carry Forward	Footpath Repair Program	C/F 2025/26	38,34
Carry Forward	Kerb & Gutter Repair Program	C/F 2025/26	30,64
Carry Forward	Street Lighting NCBA	Carbon Credit 2020/2021	50,07
Carry Forward	Planning Portal Grant	Grant 2021/2022	54,98
Carry Forward	Lead in infrastructure residential Sub-division R4R8-032	Grant 2021/2022	469,50
Carry Forward	Dog Pound - Additional Kennels and Flood Lights	Budget 2022/2023	10,15
Carry Forward	Resources for Regions Rnd 9 Projects	Grant 2022/2023	609,44
Carry Forward	Resources for Regions Rnd 9 Projects	Grant 2022/2023	1,689,31
Carry Forward	Regional & Local Roads Repair Program	Grant 2022/2023	4,917,02
Carry Forward	Flood Emergency Grant AGRN1025	Grant 2022/2023	119,41
Carry Forward	DPIE - Strong Start Cadetship	Grant 2022/2023	22,72
Carry Forward	NSW Department of Education - Fee Relief ELC	may need to be paid back to Department	20,57
Carry Forward	Red Mud Green Energy - Community Contribution	Contribution	30,00
Carry Forward	Public Library Infrastructure Grant 2023/24 (Fit-out)	Grant 2023/2024	8,81
Carry Forward	Cemetery - Improvements	Capital Budget 2023/2024	13,21
Carry Forward	Town Hall Roof Repairs	Capital Budget 2023/2024	25,48
Carry Forward	Upgrade to 26 Flashman Ave	Capital Budget 2023/2024	33,16
Carry Forward	Enviro Services Building - Petition Walls, Doors and AC	Capital Budget 2023/2024	4,94
Carry Forward	PC Upgrades (now W5414)	Capital Budget 2023/2024 & 2024/2025	7,14
Carry Forward	Development contribution 7.12	2023/2024 and 2024/2025	26,00
Carry Forward	Bush Care Nursery Irrigation	Capital Budget 2023/2024	2,77
Carry Forward	Showground Capital Works	Capital Budget 2024/2025	6,28
Carry Forward	Upgrades to 25 Ellen St	Capital Budget 2024/2025	12,53
Carry Forward	Holding Bays for 7mm Aggregate at Depot for Jet Patcher Oper		48,50
Carry Forward	IT Equipment (now W5413)	Capital Budget 2024/2025	1,34
Carry Forward	Medical Centre Server Upgrade	Capital Budget 2024/2025	28,40
Carry Forward	Heritage Park Irrigation/Sprinklers upgrade	Capital Budget 2024/2025	35,78
Carry Forward	Public Library Infrastructure Grant 2024/25	Grant 2023/2024	218,00

2. A list of projects that had not commenced before the end of June 2025 and managers believe it was Councils intention to complete these projects or to add funds to them in prior years to enable the projects to be carried out. These projects require a revote from Council before they can be commenced in the current year or before the funds can be added to the current 2025/2026 budgets.

<u>Revotes</u>

	J Project ▼	Source of Funds	Amount 💌
Revote	Pipe Culvert Renewals Rural roads (Was W3692)	16/17, 17/18, 18/19, 19/20, 20/21, 22/23, 23/24, 24/25 Budget	160,000
Revote	Bridge Repair Program (Was W3691)	16/17, 17/18, 18/19, 19/20, 20/21, 22/23, 23/24, 24/25 Budget	160,000
Revote	Grid Removal Program	Budget 2023/24 and 2024/25	31,680
Revote	Purchase Hermidale Waste Facility Site	Budget 2021/2022	20,000
Revote	Extend Information Bays	Budget 2021/2022	7,000
Revote	Cemetery - Memorial Ashes Wall	Capital Budget 2023/2024	6,000
Revote	Cemetery - Water Tank/Pump and connections (Plus Electricity	/ Capital Budget 2023/2024	20,000
Revote	Aerodrome Exclusion Fence	Capital Budget 2023/2024	80,000
Revote	Nyngan Pool - Replace 5 shade shelters	Capital Budget 2024/2025	26,363
Revote	Nyngan Pool - Replace vanities in bathrooms	Capital Budget 2024/2025	12,000
Revote	Nyngan Museum - Improvements to Sheds	Capital Budget 2024/2025	5,000
Revote	School Bus Stop on Mitchell Highway 3km NW of Girilambone	Capital Budget 2024/2025	20,000
Revote	Footpath * Bogan St & Hoskins St 180 Metres	Capital Budget 2024/2025	42,800

4. Attachments

Nil

5. Recommendation

- 1. That Council note the Carry Forwards from 2024/2025 budget to 2025/2026 budget.
- 2. That the Council revote on projects that had not commenced prior to the 30th June 2025.

12.4 LICENCE AGREEMENT WITH NYNGAN RUGBY UNION CLUB INC.

1. Introduction

The purpose of this report is to advise Council of the upcoming renewal of the licence with Nyngan Rugby Union Club Inc. for the Larkin Oval Clubhouse and that Council will charge the statutory minimum rental applicable to tenures under the Crowns Land Act 1989 (NSW).

2. Background

On 25 July 2024, at an Ordinary Meeting, it was resolved that Council:-

- 1. Enters into a new licence agreement for twelve months with the Nyngan Rugby Union Club
- 2. Charges Nyngan Rugby Union Club Inc. the statutory minimum rental applicable to tenures under the Crowns Land Act 1989 (NSW).

Pursuant to that resolution, negotiations continued with the Nyngan Rugby Union Club and a 12-month lease was entered into for an amount of \$595, plus GST.

Due to Crown Land Management Plans needing to be completed and accepted by Crown Lands, the longest term applicable to this lease can be 12 months. Once Management Plans are lodged and accepted by Crown Lands, Council should be able to enter into a longer-term arrangement.

3. Discussion

The lease is due for renewal on 1st September 2025. Council staff have prepared the new lease with updated dates and rental and have sent a new 12-month lease to the Nyngan Rugby Union Club Inc. for signing.

The relevant statutory minimum rental, currently \$609 per annum (plus GST), will be charged. That amount is subject to annual increases in line with the Consumer Price Index

4. Attachments

Nil

5. Recommendation

That Council receive and note the Licence Agreement report.

13 INFRASTRUCTURE SERVICES REPORTS

13.1 DEPARTMENTAL ACTIVITY REPORT

1. Introduction

The purpose of this report is to provide Council with information regarding the activities of the Infrastructure Services Department.

2. Background

A regular activity report is provided for the information of Councillors.

3. Discussion

<u>Roads</u>

Road work undertaken for the reporting period 12 June 2025, to 9 July 2025 consisted of the following:

No.	Name	Comments		
	Local Roads			
20	Murrawombie Road	Maintenance grading completed		
10	Pangee Road Maintenance grading ongoing			
77	Tubba Villa Road	4km of re-sheeting under Regional Emergency Road Repair Fund completed		
47	Parkers Road	Maintenance grading completed		
17	Booramugga Road	Maintenance grading completed		
22	Moonagee road	Minor Culvert repairs commenced		
24	Canonba Road	Minor Culvert repairs commenced		
26	Old Warren Road	Minor Culvert repairs commenced		
1	Mulla Road Minor Culvert repairs commenced			
92	Colane Road	Minor Culvert repairs commenced		

	Regional Roads	
MR 7514	Cockies Road	Re-sheeting – Cartage of Gravel completed
MR 424	Monkey Bridge Road	3km of re-sheeting under Regional Emergency Road Repair Fund commenced

	State Highways	
HW8	Barrier Highway Desilting of Ground Tanks completed	
HW7	7 Mitchell Highway North of Nyngan Removal of trees/branches within the clear zone	
HW8	Barrier Highway Removal of trees/branches within the clear zo	
HW7	Mitchell Highway Minor pavement patching completed	
HW8	Barrier Highway	Shoulder grading completed

Council has completed pothole repairs on Nyngan Town Streets.

The upcoming Road Works Program includes, but is not limited to, the following works:

- Maintenance grading on the following roads:
 - Cockies, Cox's, Canonba, Merryanbone, Gongolgon, Condobolin/Cobar and Fords Road Maintenance grading
- Re-sheeting Cockies Road

Works and Services

The work undertaken during this reporting period consisted of the following:

Civil Works

- Continued installing concrete plinths at the Nyngan Cemetery
- Carried out drainage works associated with the Storm Water Pump Station extension
- Carried out works on the Mine Village Carpark including erecting picnic tables and shelter
- Cleaned up a grain spill on the Peter Sinclair Bridge/Mitchell Highway

Community Facilities

- Carried out before and after works for Duck Creek races
- Painted pedestrian crossings in town streets

Water & Wastewater

- Repaired broken main in Cobar Street (opposite Nyngan High School)
- Pumping from Wilga Tank to Coolabah Ground tank (ongoing)
- Albert Priest Channel stopped on 20th June 2025 (Off River storages at full capacity)

- Contractors carried out upgrades to Telemetry systems across Village and Town supplies
- Carried out inspections/maintenance/repairs on the septic systems at the Nyngan Showground, in preparation for Duck Creek Races

4. Attachments

1. Road Maintenance map

5. Recommendation

That the Infrastructure Departmental Report be received and noted.



13.2 PROPOSED CROWN ROAD CLOSURES

1. Introduction

The purpose of this report is for Council to further consider the proposed road closures in the Miandetta Parish, prior to consideration by the Minister for Lands and Water.

2. Background

The Department of Planning, Housing and Infrastructure wrote to Council in February 2025 to consider whether Council has any interests that may be affected by the proposed road closures.

At the March meeting Council resolved (056/25):

"That Council responds to NSW Department of Planning, Housing and Infrastructure Crown Lands that the closure of roads has caused issues with land locked properties in the past, with Council having to resolve the issues. More advice is sought from NSW Department of Planning, Housing and Infrastructure – Crown Lands."

3. Discussion

A representative of the Department of Planning, Housing and Infrastructure has recently responded, advising "the department considers access to properties not individual lots and legal access will be maintained to all properties within the cluster".

The proposed road closures would result in loss of road access to the following allotments; Lot 25 DP752891, Lot 17 DP752891, & Lot 1 DP752891.

A minor adjustment to the proposed road closure could facilitate access to the southwestern corner of Lot 25 DP752891. Whereas objection to the road closures in Lot 18 DP 752891 and Lot 5 DP752891 would be required to provide road access to the other two lots.

As an alternative, Council may be satisfied if the Department were to require the proponents to amalgamate any necessary allotments, to ensure that all allotments have road access.

4. Attachments

1. Letter from the Department of Planning, Housing and Infrastructure dated 25 February 2025

5. Recommendation

For Councils Consideration

NSW Department of Planning, Housing and Infrastructure

Our ref:24/15224Account No:675179

Phone: 1300 886 235 roads@crownland.nsw.gov.au

25 February 2025

Notification to multiple agencies Via email

RE: PROPOSED ROAD CLOSINGS

PARISH	Miandetta
COUNTY	Flinders
SHIRE	Bogan

The Minister for Lands and Water proposes to consider the proposed sale of the roads identified by black and orange hatching and/or plain orange fill on the attached diagram. It is noted that roads are intended to be sold in accordance with section 152B of the *Roads Act 1993*. If sale of road proceeds the road will cease to be a public road upon transfer of the road to freehold land in accordance with section 152H of the *Roads Act 1993*.

The proposal will be advertised in the Nyngan Weekly on 27th February 2025 and a copy of the advertisement is attached for your information.

Would you please consider whether your Department/Authority has any interests which may be affected by the proposed road disposals?

The department will assume that you have no objection to the proposal if you do not respond by 25th March 2025. Please advise this office within the 28 day period if your Department/Authority requires additional time to consider its position and respond.

Enquiries in relation to this matter can be directed to April Marshall, who can be contacted on or via email at april.marshall@crownland.nsw.gov.au.

Yours sincerely,

April Marshall NSW Department of Planning, Housing and Infrastructure - Crown Lands

PO Box 2215, DANGAR NSW 2309

www.crownland.nsw.gov.au

RDCLAB11

1





Proposed Road Disposal Section 152D Roads Act 1993

In accordance with section 152D of the *Roads Act 1993*, notice is hereby given of the proposed sale of the Crown public roads listed in Schedule 1. If a sale proceeds, the road(s) will cease to be a public road upon transfer of the road to freehold land in accordance with section 152H of the Act.

Schedule 1:

 Crown roads at Nyngan, within and adjoining 183 Rutherglen Road, 898 Pangee Street, and property Komoora at 619 Temples Lane. (File Ref: 24/15224, Cluster: 675179)

All interested persons are hereby invited to make submissions concerning the proposal to Department of Planning, Housing and Infrastructure – Crown Lands, PO Box 2215, DANGAR NSW 2309 within twenty-eight (28) days of the date of this advertisement.

Any person is entitled to make submissions with respect to the sale or disposal of the road. Please note that submissions may be referred to third parties (such as council or the applicant) for consideration in accordance with the Government Information (Public Access) Act 2009.

For the Manager, Divestments

For further enquiries please visit the website roads.crownland.nsw.gov.au or contact April Marshall by email at april.marshall@crownland.nsw.gov.au or on (02) 6883 5433 quoting file references above.

13.3 VERMONT HILL ROAD

1. Introduction

The purpose of this report, which follows reports in August & October 2024, is to provide further information to Council to enable consideration of a request from Sam and Amy Gunn at Sunset Station in Lachlan Shire to have the Vermont Hill Road maintenance graded.

Council have also received correspondence from Brad Hurley of Vermont Hill Road (Lachlan Shire portion), seeking clarification of the status of Vermont Hill Road.

2. Background

The Business Paper of 24 October 2024 is attached for convenience. Council resolved (241/24):

"That Council defers a decision until a detailed report can be presented to Council on the design and costs associated with construction of this section of the road, and that the General Manager investigates the need to place "Road Closed" signage at either end of that section of road to deter through traffic from using it, if it is currently un trafficable."

Signage has been erected at Fords Road, and at the Shire boundary indicating that the road is closed.

3. Discussion

Vermont Hill Road appears to be the only 'road' access to Lot 26 DP1208176 owned by Crown Lands, and lot 7001 DP1025152 owned by Darling Livestock Health and Pest Authority. Accordingly, closure of the road is unlikely to be an option open to Council.

A review of State imagery indicates that the current track is unlikely to be contained within the road reserve. If Council were desirous of constructing a Council maintained road, survey is recommended.

In developing an estimate, the section of Vermont Hill Road within Bogan Shire was recently inspected. It is impassable to conventional vehicles, and the Bogan Shire / Lachlan Shire boundary is fenced, with a gate.



Commencement of Vermont Hill Road, at Fords Road.





Vermont Hill Road, looking south into Lachlan Shire



A section of Vermont Hill Road

Clearing, earthworks and gravel would be required to construct to a Council maintained standard. This is estimated to be in the vicinity of \$300,000, but this estimate would need to be re-assessed after survey.

As outlined previously Vermont Hill Road extends from Henry Parkes Way in Lachlan Shire, to Fords Road in Bogan Shire.

The requests for upgrading have come from property owners in Lachlan Shire, and it seems that similar requests have been made to Lachlan Shire Council. Lachlan Shire Council have been considering their portion of Vermont Hill Road, and recently resolved that;

- 1. The Director Infrastructure Services Report No. R25/154 be received and noted.
- 2. Council allocates an indicative value of \$15,000 from the FY2025/26 Rural Roads Maintenance Budget to undertake basic maintenance of Vermont Hill Road between the last property entrance and the shire boundary.
- 3. Council writes a letter to the landowner to clearly communicate the standard of road that can be maintained, given Council's financial constraints and maintenance demands across the entirety of the unsealed road network.

A copy of the Lachlan Shire Council business paper of 18 June 2025 is attached for information.

The Lachlan Shire Council correspondence to the landowner outlines their maintenance standard as "a basic rural road, formed from existing ground materials – similar in standard to a 4WD fire trail".

If Bogan Shire Council were to adopt a similar standard (i.e. fill the worst of the scours), it is estimated that \$10,000 would be required.

Obviously any funds allocated to Vermont Hill Road are not available to maintain more heavily trafficked roads within the Shire.

The October 2024 report to Council confirmed that the section of Vermont Hill Road within Bogan Shire is a public road, as defined in the Roads Act 1993.

Section 5(1) of the Roads Act 1993 is replicated below.

- 5 Right of passage along public road by members of public
- (1) A member of the public is entitled, as of right, to pass along a public road (whether on foot, in a vehicle or otherwise) and to drive stock or other animals along the public road.

As noted above, signage has been erected to advise potential users that the road is closed (as it is impassable to conventional vehicles). To ensure that Council does not inhibit the right conveyed in s5(1) of the Act, it may be prudent to erect permanent signage at either end of the section within Bogan Shire, with wording similar to:

"Road not regularly maintained by Bogan Shire Council

May be impassable to conventional vehicles

Use is at drivers risk"

4. Attachments

- 1. Lachlan Shire Council Business Paper of June 2025
- 2. Bogan Shire Council Business Paper of 24 October 2024

5. Recommendation

That Council

- 1. Install signage on Vermont Hill Road at the boundary, and at Fords Road advising that 'Road not regularly maintained by Bogan Shire Council, May be impassable to conventional vehicles, Use is at drivers risk".
- 2. Undertake basic works to the value of \$10,000 on the worst of the scours on VHR.

Ordinary Council Meeting Agenda

18 June 2025

9.3.2 MAINTENANCE OF VERMONT HILL ROAD

TRIM Number: R25/154

Author: Director Infrastructure Services

RECOMMENDATION

That

- 1. The Director Infrastructure Services Report No. R25/154 be received and noted.
- Council allocate an indicative value of \$15,000 from the FY2025/26 Rural Roads Maintenance Budget to undertake basic maintenance of Vermont Hill Road between the last property entrance and the shire boundary.
- Council write a letter to the landowner to clearly communicate the standard of road that can be maintained, given Council's financial constraints and maintenance demands across the entirety of the unsealed road network.

PURPOSE

Provide Council with an update on Vermont Hill Road and seek a Council Resolution to confirm an appropriate value of maintenance work to be spent on Vermont Hill Road.

SUPPORTING INFORMATION

April 2025 Council meeting - Report R25/96

BACKGROUND

Background and context to the road status and condition was provided at the April Council meeting. Council resolved to hold further discussions with the adjacent landowners on the issues that Council have, and to clarify the expectations of the landowner regarding the standard of the road.

ISSUES AND COMMENTS

Following the resolution from the April Council meeting, a phone discussion has occurred with the landowners. There is mixed opinion on the expectation of the road standard, with one landowner simply wishing for a passable road, and another wishing to drive trucks along the road.

It has been highlighted to Council that the land through which this road has been constructed is steep in nature, with highly erodible soils. A basic grade/water/roll of the road would create a road that would be passable for a time. However, without significant drainage and reconstruction works, it is highly likely that after the first storm event, the road would return to poor condition.

The higher level of expenditure and standard of construction is difficult to justify, as the traffic volumes would be less than 10 vehicles per day and would result in a lower level of maintenance for another section of road in the shire.

Item 9.3.2

Ordinary Council Meeting Agenda 18 June 2025

It is highly unlikely that external funding could be secured to upgrade this road. The only opportunity for allocating funding would be to reallocate existing funding from another section of road.

FINANCIAL AND RESOURCE IMPLICATIONS

Annual unsealed road maintenance budget for FY 2024/25 is \$1,985,410.

- 2,892km on unsealed roads.
- Basic maintenance grade costs between \$1,000 to \$2,000 per km.
- High usage unsealed roads (e.g. bus routes) are graded twice per year.
- This means many unsealed roads are only graded once per year.
- Some low usage unsealed roads are not graded with any regularity.

Gravel resheeting budget for FY2024/25 is \$1,495,995. This is higher than typical with the RERRF injection of funding.

- Gravel resheeting typically costs \$40,000 per km.
- Only 37km of gravel resheeting occurs each year.
- Given that gravel deteriorates with usage, resheeting needs to occur every 20-30 years.
- The result is that there is inadequate funding to renew the gravel across the network before it dissipates.
- There is a proposed allocation of \$80,000 for gravel resheeting Vermont Hill Road in FY2025/26. This is for a section of Vermont Hill Road closer to Henry Parkes Way (MR 461).
- AGRN 1034 Upper Limit Grant Funding for the unsealed sections of Vermont Hill Road is \$171,430. This does not include the very northern section of Vermont Hill Road, as the predisaster/ post disaster photos could not provide sufficient evidence to support a flood damage claim. The approved funding only encompasses the damage sustained on the other 38km.

LEGAL IMPLICATIONS

Local Government Act 1993

Roads Act 1993 - The *Roads Act 1993* does not specify any minimum standard that a road needs to meet. The Road legislation allows Council's discretion to prioritise road works based on available funding, strategic importance, usage and road safety.

RISK IMPLICATIONS

There is a risk that Lachlan Shire may upgrade the road within our LGA boundary, however the Bogan Shire may decide not to undertake any maintenance which would result in Lachlan having a road that does not lead anywhere. The Director of Infrastructure Services for the Bogan Shire has been updated throughout the process and will be provided with a copy of this report and Council's Resolution.

STAKEHOLDER CONSULTATION

Phone discussions have been had between Council staff the adjoining property owners. Discussions have also been held with the representatives of the Rural Fire Service, Australia Post and the Bogan Shire.

Item 9.3.2

Ordinary Council Meeting Agenda	18 June 2025
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OPTIONS

- Council agree to maintain Vermont Hill Road beyond the last property entrance to the shire boundary. Council allocates \$15,000 from FY2025/26 unsealed road funding to undertake Grade/water/roll when crews are undertaking works on other sections of Vermont Hill Road.
- 2. Council reallocate FY2025/26 gravel resheeting budget (\$80,000) that is currently programmed for another section of Vermont Hill Road to this section of Vermont Hill Road.
- 3. All parties accept the status quo. Land remains a "public road", but it is accepted that the road is not maintained, and the condition remains "Very Poor". Google maps and others electronic map providers be updated to reflect poor road conditions.
- 4. Council begin the process of formally closing the last 3 km of Vermont Hill Road, with a view to transferring the ownership of the road to the private landowner who can undertake the required works for access they see as necessary.

CONCLUSION

Council has been presented with a number of options in relation to the very northern section of Vermont Hill Road. It is a difficult decision before Council, as the cost of meeting the expectations of one landowner is beyond the benefit that would be returned after completing the works. Any improvements to this section of Vermont Hill Road would be to the detriment of other rate payers as it would require a reallocation of planned road works. It is recommended that minimal works be undertaken to return the road to a trafficable condition, and the standard of the road be accepted as a "4wd track only".

LINK TO POLICY AND / OR COMMUNITY STRATEGIC PLAN

CSP No 3.1 – Efficient transport networks that meet community and business needs.

Transport Asset management Plan.

ATTACHMENTS

Nil

Item 9.3.2

24 October 2024

13.3 VERMONT HILL ROAD

1. Introduction

The purpose of this report, which follows an initial report in August 2024, is to provide further information to Council to enable consideration of a request from Sam and Amy Gunn at Sunset Station in Lachlan Shire to have the Vermont Hill Road maintenance graded.

2. Background

Sunset Station is located on the Vermont Hill Road with a secondary access road 750 metres south of the Bogan/Lachlan Shire boundary and its Primary access road is 3.4km from the Shire boundary.

Vermont Hill Road, highlighted in blue on the plan below, is approximately 46km long running from South to North from the Henry Parkes Way in Lachlan Shire to Fords Road in the Bogan Shire. 4.9 kms of the road is in Bogan Shire.



3. Discussion

Mr & Mrs Gunn have requested Lachlan Shire to maintain the full length of Vermont Hill Road in their LGA, the Council advised *"this issue has been considered previously and it was determined that Lachlan Shire would only maintain the road up to the property entrance to Sunset Station.*

It is our understanding that the road beyond this point was only ever a farm access track and the access through to Bobadah area was only opened up by a previous owner of the property, which does not necessarily make it a Council maintained road."

At the time of writing the report to Council in August 2024, this aligned with the understanding of Bogan Council Staff that we maintained Fords Road up to where it headed South (to start

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24 October 2024

of the section now known as Vermont Hill Road) and the 4.9km of road to the Shire boundary was a privately maintained property access road.

Lachlan Shire has also advised that the road is currently not in good condition as substantial damage was sustained in 2022 storms and no repair funding has been approved so the road has only been made trafficable.

Mrs Gunn advises that the road is being used as a through road causing drivers of vehicles that are not aware of the conditions to get stuck, although users like the Cobar Mobile Playgroup and the mail contractor that are familiar with the road condition do not use it.

The photos supplied below show that the road appears to be used but, has not been formed up with table drains and a crown to assist with drainage during rain. The road is currently, and has been for some time, a four-wheel-drive vehicle track.



The request to Council is to maintenance grade the 4.9km of road from the Shire boundary to Fords Road, providing a safe trafficable route for emergency services and a reasonable access from Sunset Station through to their nearest town, Tottenham. Access to and from Sunset Station to Tottenham and Condobolin is currently via Vermont Hill Road to the South.

The cost for routine maintenance grading of 4.9kms is \$7,500 but for the additional work required to completely form the road the estimated cost is \$15,000. It is also recommended that an additional \$25,000 be allocated to this road for gravel and drainage improvements in low lying areas if it is to be improved as an access road.

The new Roads to Recovery 2024 to 2029 five-year program has just commenced and if Council was to proceed with improvements to Vermont Hill Road, \$40,000 could be allocated from that funding for the proposed work. The section of road within Bogan Shire varies from hilly and rocky to flat and boggy and may require ongoing improvements in future years if it is continually damaged during heavy rain.

This report was presented to the August 2024 Council meeting and Council resolved to reconsider the report after the status of road could be confirmed. A land search has now been completed and Crown Lands confirm that the Vermont Hill Road was dedicated as a

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public road in 1894. The road was then vested in Council as a control road in 1910, effectively placing the road under Council control twice.

An option for Council could be to investigate closure of the road.

4. Attachments

1. Vermont Hill Road Land Search Report

5. Recommendation

That Council allocate \$40,000 in the Roads to Recovery Program for the necessary improvements to Vermont Hill Road.

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Ordinary Council Meeting Agenda

22 August 2024

13.4 VERMONT HILL ROAD

1. Introduction

The purpose of this report is for Council to consider a request from Sam and Amy Gunn at Sunset Station in Lachlan Shire to have the Vermont Hill Road maintenance graded.

2. Background

Sunset Station is located on the Vermont Hill Road with a secondary access road 750 metres south of the Bogan/Lachlan Shire boundary and its Primary access road is 3.4km from the Shire boundary.

Vermont Hill Road, highlighted in blue on the plan below, is approximately 46km long running from South to North from the Henry Parkes Way in Lachlan Shire to Fords Road in the Bogan Shire. 4.9 kms of the road is in Bogan Shire.



3. Discussion

Mr & Mrs Gunn have requested Lachlan Shire to maintain the full length of Vermont Hill Road in their LGA, the Council advised *"this issue has been considered previously and it was determined that Lachlan Shire would only maintain the road up to the property entrance to Sunset Station.*

It is our understanding that the road beyond this point was only ever a farm access track and the access through to Bobadah area was only opened up by a previous owner of the property, which does not necessarily make it a Council maintained road."

This aligns with the understanding of Bogan Council Staff that we maintained Fords Road up to where it headed South (to start of the section now known as Vermont Hill Road) and the 4.9km of road to the Shire boundary was a privately maintained property access road.

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22 August 2024

Lachlan Shire has also advised that the road is currently not in good condition as substantial damage was sustained in 2022 storms and no repair funding has been approved so the road has only been made trafficable.

Mrs Gunn advises that the road is being used as a through road causing drivers of vehicles that are not aware of the conditions to get stuck, although users like the Cobar Mobile Playgroup and the mail contractor that are familiar with the road condition do not use it.

The photos supplied below show that the road appears to be used but, has not been formed up with table drains and a crown to assist with drainage during rain. The road is currently, and has been for some time, a four-wheel-drive vehicle track.



The request to Council is to maintenance grade the 4.9km of road from the shire boundary to Fords Road, providing a safe trafficable route for emergency services and a reasonable access from Sunset Station through to their nearest town, Tottenham. Access to and from Sunset Station to Tottenham and Condobolin is currently via Vermont Hill Road to the South.

The cost for routine maintenance grading of 4.9kms is \$7,500 but for the additional work required to completely form the road the estimated cost is \$15,000. It is also recommended that an additional \$25,000 be allocated to this road for gravel and drainage improvements in low lying areas if it is to be improved as an access road.

The new Roads to Recovery 2024 to 2029 five-year program has just commenced and if Council was to proceed with improvements to Vermont Hill Road, \$40,000 could be allocated from that funding for the proposed work. The section of road within Bogan Shire varies from hilly and rocky to flat and boggy and may require ongoing improvements in future years if it is continually damaged during heavy rain.

4. Attachments

Nil

5. Recommendation

For Councils consideration.

Item 13.4

14 DEVELOPMENT AND ENVIRONMENTAL SERVICES REPORTS

14.1 DEVELOPMENT APPLICATIONS REPORT

1. Introduction

The purpose of this report is to advise Council of Development Applications that have been submitted to Council for approval.

2. Discussion

Development Applications that have been assessed during the reporting period are indicated in the table below:

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2024/004	Mr I Bennett	60 Nymagee St, Nyngan	New Awning	\$35,000	Additional Information Required
2024/021	Dickson & Evans Development	24 Nymagee St, Nyngan	New Multi Dwelling	\$627,000	Approved
2025/004	Mrs B Johnson	28-30 Merilba St, Nyngan	New Private Shed	\$40,000	Approved

Council staff continue to receive enquiries and assist the public in relation to Development Applications and the complexity of their lodgment on the NSW Planning Portal. Attachment 1 contains statistical and historical information in relation to applications received.

3. Attachments

1. Development Applications Statistics

4. Recommendation

That the Development Applications Report be received and noted.

	Application Type							
	То	tals		Breakup				
	DA	CDC	Dwellings	Shed/Garage/ Patio/Awning	Pool	Sub- division	Other	Application Value
July 2024	1	0	0	1	0	0	0	\$60,000.00
August 2024	3	0	1	0	0	1	1	\$2,306,884.00
September 2024	1	0	1	0	0	0	0	\$500,000.00
October 2024	0	0	0	0	0	0	0	\$0.00
November 2024	2	0	0	2	0	0	0	\$206,795.00
December 2024	2	0	0	1	1	0	0	\$76,100.00
January 2025	2	0	1	1	0	0	0	\$191,820.00
February 2025	1	0	0	0	0	1	0	\$5,000.00
March 2025	2	0	1	1	0	0	0	\$337,270.00
April 2025	1	0	0	0	0	0	1*	\$627,000.00
May 2025	3	2	0	3	0	0	2**	\$165,578.00
June 2025	0	0	0	0	0	0	0	\$0.00
Total 2024/25	18	2	4	9	1	2	4	\$4,476,447.00
Total 2023/24	27	0	8	14	1	0	4	\$7,576,651.00
Total 2022/23	33	1	7	12	5	2	8	\$ 7,443,708.00
Total 2021/22	26	0	13	8	2	1	5	\$ 6,354,396.00
Total 2020/21	34	3	5	14	3	5	9	\$ 4,107,610.00
Total 2019/20	24	0	0	10	1	3	10	\$ 11,294,300.00

* Multi Dwelling Housing

** Demoliton of dwellings

14.2 PANGEE STREET TREES

1. Introduction

The purpose of this report is for Council to consider replacing 14 Street Trees in Pangee Street Nyngan.

2. Background

Council undertakes regular tree inspections to mitigate risks associated with trees located within the Nyngan town centre and high pedestrian traffic areas. Arborist assessments were completed in 2015, 2020, and 2023, focusing on nominated trees. These assessments involved assigning a risk rating to each tree and providing recommendations aimed at improving tree health and reducing associated levels of risk.

Recently an AQF Level 8 arborist was engaged to carry out a new, routine tree assessment on a selected group of 148 trees within high pedestrian traffic areas throughout Nyngan. The assessment, undertaken by an AQF Level 5 arborist, involved updating tree attributes, conducting TRAQ (Tree Risk Assessment Qualification) risk assessments, and providing future management recommendations. The data was reviewed and compiled into a report by an AQF Level 8 arborist.

The report outlines the risk rating for each tree and maintenance recommendations to be completed such as pruning, deadwood removal, crown raise, weight reduction etc to reduce associated risk and maintain the health of the tree.

Council staff will proceed to implement the arborist's recommendations as contained in the report addressing the single high-risk tree identified as a priority and progressively attending to the medium risk trees as part of our annual routine operations.

3. Discussion

The report finds the risk classification for the Plane Trees on Pangee Street to be low, however it recommends that 14 of the *Platanus orientalis* 'digitata' (Oriental Plane) trees be removed and replaced with either *Platanus acerifolia* (London Plane) or *Quercus palustris* (Pin Oak) trees.

The arborist's report notes that it had previously been identified that:

"several of the new plantings of Platanus orientalis 'digitata' were malformed, exhibiting signs of poor genetic quality" and that

"whilst "orientalis 'digitata' is a sound species selection, the specimens commented upon appeared to be of poor stock quality, evidenced by the observed genetic defects of crossing branches, dieback and overall uncharacteristic form. The replacement of the poorer specimens with P. acerifolia has proven to be the appropriate decision."

The report observes that now 14 Oriental Plane trees (*orientalis 'digitata'*) appear to have worsening condition with

Two trees numbered 142 & 145 are very poor/irreversible condition and should be removed. Tree 151 is dead and should be removed.

12 trees numbered 133, 134, 136, 137, 138, 140, 141, 143, 144, 147, 148 & 150 have short 5 -15 year life expectancies. These 12 trees should be monitored and considered for replacement to create uniformity along the street.

The report recommends replacing these Oriental Plane trees with a note of caution on the potential for insect infestation in London Plane trees:

Replacing the P. orientalis 'digitata' with P. acerifolia is recommended. Consideration for a species change to Quercus palustris (Pin Oak) would also provide similar character with tolerance of heat and drought with no prevalent pests associated with the species.

It is also important to note that Sycamore Lace Bug (SLB) targets Platanus sp (Plane trees. Sycamore Lace Bug is a sap sucking / leaf feeding insect that causes leaf dysfunction and early leaf drop on Platanus sp. Prolonged infestations over many years can lead to decline in health and structure. P. orientalis is most vulnerable to SLB. No infestations were noted in 2025, however, it is common to see SLB causing considerable damage in Bathurst.

The report notes that the six *Platanus acerifolia* are performing well with 40+ year life expectancies.

The arborist's advice to replace existing *Platanus orientalis* 'digitata' trees with *Platanus acerifolia* is supported based on the good health of the existing London Plane Trees within Pangee Street and also to provide uniformity with existing specimens for the intended avenue of trees along Pangee Street.

Should Council consider removal of the proposed 14 trees, the one Oriental Plane in fair form should also be removed to enhance the overall street scape and maintain visual consistency.

The estimated cost to remove and replace the nominated trees and rehabilitate the affected garden beds is approximately \$71,500 and includes a contingency allowance of \$15,000.

Council may wish to consider the following options:

- 1. Do nothing. Replace trees as they reach their life expectancy.
- 2. Replace the nominated trees with *Platanus acerifolia*, *Quercus palustris* or another species nominated by Council.
- 3. Complete a staged removal and replant of nominated trees over a two-year period.

Should Council choose to remove and replace nominated trees, the project will require funding via the budget review process as money has not been allocated at this time.

It should also be noted, that sections of Pangee Street may need to be temporarily closed to traffic if tree removal is determined.

4. Attachments

1. Pangee Street Tree Images

5. Recommendation

For Council's consideration.

Images from the 2025 Arborist Report demonstrating the condition of Pangee Street Trees –

Platanus orientalis 'digitata' (Oriental Plane) and Platanus acerifolia (London Plane).



Tree 86 is the best *P. orientalis 'digitata'* on Pangee Street Left) and Tree 144 is typical of the poor form and condition of the bulk of the *P. orientalis 'digitata'* (Right) (Source: Oates 29/03/2025).



Tree is dead (Left) and Tree 150 is typical of the average health and structure of the bulk of the *P. orientalis* '*digitata*' (Right) (Source: Oates 29/03/2025).



Tree 135 (Left) and Tree 149 (right) are is a *Platanus acerifolia* with good health and structure. (Source: Oates 29/03/2025).

15 PRECIS OF CORRESPONDENCE

15.1 CORRESPONDENCE FROM ROY BUTLER MP, INDEPENDENT MEMBER FOR BARWON

Copy of Correspondence received from Roy Butler MP, Independent Member for Barwon, that he had forwarded to Minister for Roads, Hon Jennifer Aitchison MP, regarding safety concerns on the Mitchell Highway, south of Girilambone.

Attachments

1. Correspondence forwarded to Minister for Roads, Hon. Jennifer Aitchison MP

Recommendation

For noting by Council.





REF: RB08148

7 July 2025

The Hon Jennifer Aitchison MP Minister for Roads GPO Box 5341 SYDNEY NSW 2001

Dear Minister,

I write to you on behalf of Clr Glen Neill, Mayor, and Mr Derek Francis, General Manager of Bogan Shire Council who contacted my office to raise Council's concerns regarding the lack of shoulder on the Mitchell Highway, south of Girilambone.

I have been advised that the section of concern is approximately five to ten kilometres south of Girilambone, with no shoulder and a steep embankment. The issue has been brought to the attention of Councillors by community members, with Council aware of at least two truck accidents in the area.

I have further been advised that Council staff have brought this to the attention of Transport for NSW officers on numerous occasions but are yet to receive any firm commitment on a solution.

Could you please investigate these concerns and provide a response back to me at your earliest convenience including any opportunities for funding that could rectify this safety hazard.

Yours sincerely,

Roy Butler MP Member for Barwon

S barwon@parliament.nsw.gov.au

BROKEN HILL OFFICE P 08 8087 3315 1/142 Argent Street NARRABRI OFFICE P 02 6792 1422 1/60 Maitland Street

COBAR OFFICE

P 02 6836 3722

11 BARTON STREFT

15.2 CORRESPONDENCE FROM THE ELECTORAL COMMISSION - UPCOMING DISCLOSURES DUE

Correspondence received from The NSW Electoral Commission, regarding Councillors and Mayors disclosing information about political donations and electoral expenditure to the NSW Electoral Commission.

Attachments

1. NSW Electoral Commission - Upcoming disclosures due

Recommendation

For Noting by Council.

Email From: FDC Enquiries <<u>fdc@elections.nsw.gov.au</u>> Sent: Monday, 14 July 2025 11:17 AM To: Derek Francis Subject: NSW Electoral Commission - Upcoming disclosures due.

Dear Derek Francis,

Councillors and mayors elected at the 2024 Local Government elections must comply with the provisions of the *Electoral Funding Act* 2018, including disclosing information about political donations and electoral expenditure to the NSW Electoral Commission.

The disclosure lodgement period commenced 1 July 2025 and, noting that first-time elected council members may not be familiar with these disclosure reporting requirements, we are contacting you with information to share with your council members. We request that you copy the following information into your council meeting agenda and/or meeting papers or any other relevant communications.

Disclosure obligations

Councillors and mayors elected at the 2024 Local Government elections must comply with the provisions of the *Electoral Funding Act* 2018. This includes disclosing information about political donations and electoral expenditure to the NSW Electoral Commission. A 'disclosure' is the reporting of information to the NSW Electoral Commission. Penalties may apply for non-compliance.

Who is responsible for submitting disclosures to the NSW Electoral Commission?

Councillors and mayors are responsible for lodging their own disclosures of political donations and electoral expenditure to the Electoral Commission.

Councillors and mayors have to lodge more than one disclosure

Disclosure rules are complex and you will have to submit multiple disclosures.

Councillors and mayors elected at the 2024 Local Government elections may have *at least three* separate disclosures to lodge:

- an elected member half-yearly disclosure of political donations made and received during the period 1 January to 30 June 2025
- an elected member annual expenditure disclosure for expenditure made during the period 1 July 2024 to 30 June 2025
- a candidate annual expenditure disclosure for expenditure made during the period 1 July 2024 to 30 June 2025
- a group disclosure annual expenditure disclosure for expenditure made during the period 1 July 2024 to 30 June 2025 (if you were the lead candidate of a group)

If no political donations were made or received and/or no electoral expenditure was incurred during the half-yearly or annual reporting periods, a 'Nil' disclosure must be lodged for the relevant period.

When are disclosures due?

Disclosures of political donations must be lodged by 11 August 2025. Disclosures of electoral expenditure must be lodged by 22 September 2025.

Disclosure type	Disclosure period	Disclosures due
Half-yearly disclosure of political donations	1 January – 30 June 2025	Lodge from 1 July 2025 to 11 August 2025 (add to calendar)
Annual disclosure of electoral expenditure	1 July 2024 – 30 June 2025	Lodge from 1 July 2025 to 22 September 2025 (<u>add to</u> <u>calendar</u>)

How can disclosures be submitted to the NSW Electoral Commission?

You can submit your disclosures using *Funding and disclosure online*. Information about accessing and using the portal is available on the NSW Electoral Commission's website:

- <u>how-to guides</u>
- request access to <u>Funding and disclosure online</u>
- log into Funding and disclosure online, if access is already approved.

More information

There is detailed information on our website to help you understand your disclosure obligations:

- Timeline: Disclosure reporting periods and due dates for 2024-25
- Fact sheet: Disclosing political donations (half-yearly period 1 January to 30 June 2025)
- General information about disclosures

You can also contact the NSW Electoral Commission's helpdesk Monday to Friday 9am-5pm on 1300 022 011 or by email at <u>fdc@elections.nsw.gov.au</u>.

Please share the above information and links with your councillors and mayors, as applicable.

Kind regards Sarah Dobbins Manager, Client Experience Regulatory Services

Funding, Disclosure and Compliance, and General Counsel NSW Electoral Commission

231 Elizabeth Street, Sydney NSW 2000 | GPO Box 4046, Sydney NSW 2001 Enquiries: 1300 022 011 | Switch: (+61 2) 9290 5999 E: fdc@elections.nsw.gov.au | W: elections.nsw.gov.au

15.3 CORRESPONDENCE FROM CRANIOFACIAL AUSTRALIA

Correspondence received from Craniofacial Australia.

Attachments

1. Craniofacial Australia Correspondence

Recommendation

For Noting by Council.

From: Craniofacial Australia <<u>fundraising@acmff.org.au</u>>
Sent: Thursday, July 10, 2025 12:43 PM
To: Bogan Shire Council <<u>administrator@bogan.nsw.gov.au</u>>
Cc: Nyngan Visitor Information Centre <<u>nynganvic@bogan.nsw.gov.au</u>>
Subject: Attn: Haylee & Donna

Re: Harry's Outback Trek for Craniofacial Australia is coming to Nyngan on approx. Friday 25th July!



Thanks for chatting to me on the phone Donna. I did try to call you today, Haylee, but you were out of the office, so I have sent an email instead.

I'm reaching out from Craniofacial Australia about a very special visitor making his way to Nyngan in a couple of weeks.

Our much-loved fundraiser, **Harry Vidal**, is currently on a three-month, 1,100km outback trek with his two magnificent Clydesdales "**Henry and George**", his gentle dog, and their signature red wagon. His partner Ann

drives the support truck (though she prefers not to be featured in photos), as the spotlight is all on Harry and the horses.

Harry is raising funds for **Craniofacial Australia**, a national charity supporting children and families living with craniofacial conditions. This is his third incredible trek for our cause. So far on this journey, he's raised **\$7,383**, aiming to reach **\$20,000**.

Over the past decade, Harry has also raised funds for **Craniofacial Australia** twice, the **Royal Flying Doctor Service**, **Beyond Blue**, the **CFS**, and drought-affected farmers through the **Hay Run**. He's always warmly welcomed - especially by families and kids drawn to the horses and the nostalgic charm of his wagon. Some locals will remember Harry from previous visits through the outback of NSW.

So far, they've had wonderful fundraising events at **Tooleybuc Sporting Club**, **Balranald** (where the Council hosted a free BBQ in the park), **Mungo National Park**, and **Ivanhoe RSL**, next stop is the **Metropolitan Hotel** in **Nymagee** on Tuesday 15th July, with **Lightning Ridge** as the final destination in **late August**. They are visiting towns along the way and having fundraisers at Pubs and venues. They also stay at Farms and meet travellers and locals on the road.

We'd be incredibly grateful if **Nyngan Council** could host a relaxed, family-friendly fundraising event, or two, to mark Harry's visit in your town.

Some suggestions are:

- A Trash & Treasure Market a great chance for locals to meet the horses if Harry arrives on a weekend.
- Sausage sizzle or BBQ
- Raffle with donated prizes from local businesses
- Live music tip jar "Tunes for a Cause"
- Face painting
- Gold coin entry or donation buckets Harry will have official tins
- Live or silent auction featuring local items or service
- An evening at a Pub and/or RSL.

If you happen to know of any local venues that might like to support Harry's journey - perhaps by hosting a small fundraising event - please let me know. I'd be happy to contact them, or you're welcome to reach out if that's easier.

Harry is also looking for a place to camp during his visit. Sometimes he stays at council parks with permission, or he's kindly offered a spot by locals with a fenced yard for the horses. He can also set up his own temporary fencing if needed (I've attached a photo of his usual camp setup). Caravan parks can be a great option too - not only for convenience, but because they give fellow travellers the chance to meet the horses and hear about Harry's journey - they often have a camp fire, BBQ and sing along if there is a camper with a guitar.

Learn more about Harry's journey:

- Fundraising page watch the fundraising tally grow: <u>mycause.com.au/p/369363</u>
- Facebook group view the latest photos from Harry's trek: facebook.com/groups/381726031510016
- Website: craniofacial.com.au/harry

Please feel free to call or email me with any questions - or contact **Harry directly on 0417 833 640** (mobile reception permitting). He'd love to hear from you.

Thank you so much for your time and support - we'd be thrilled to bring this special trek to your wonderful community.

I'm here to assist in any way!! I have attached our logo and some flyers, but I am happy to create whatever you need. 😊

Kind regards and many thanks,

Kerri Jones Marketing & Fundraising Coordinator



Craniofacial Australia 204 Melbourne Street North Adelaide, SA, 5006

Ph: <u>(08) 8267 4128</u> Ph: <u>0479 154 176</u> Email: <u>fundraising@acmff.org.au</u>

raniofacia

Working Hours: Tuesday to Friday 9:30am - 5:30pm

16 MEETING CLOSURE