



BOGAN SHIRE COUNCIL

MINUTES

27 November 2014



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 27 November 2014 at 9.30am**

PRESENT: Councillors RL Donald, JE Hampstead OAM, WG Deacon, JL Douglas, LH Dutton, HJ Griffiths, EM McLaughlin, GRJ Neill and KM Ryan.

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

423/2014 RESOLVED that the Minutes of the Ordinary Meeting of Council held on 23 October 2014, copies of which have been circularised to Councillors be taken as read and confirmed. **(Neill/Griffiths)**

Business arising:

- Nyngan Show Day

The following resolutions arose from decisions made in the Closed and Confidential Section of the meeting on 27 November 2014.

416/2014 EXCLUSION OF PRESS AND PUBLIC: RESOLVED that Council move into a closed section of Council with the public excluded, in accordance with the Local Government Act, 1993, section 10A (2) (a) because information provided and discussed involves personnel matters concerning particular individuals other than Councillors. **(Hampstead/Neill)**

417/2014 RESOLVED that the Minutes of the Closed and Confidential Meeting of Council held on 23 October 2014, copies of which have been circularised to Councillors be taken as read and confirmed. **(Griffiths/Neill)**

418/2014 RESOLVED that Council not contribute any funds towards this role and advise the Nyngan High School accordingly. **(Ryan/Dutton)**

419/2014 INCLUSION OF PRESS AND PUBLIC: RESOLVED that Council move into open Council. **(Neill/Douglas)**



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420/2014 EXCLUSION OF PRESS AND PUBLIC: RESOLVED that Council move into a closed section of Council with the public excluded, in accordance with the Local Government Act, 1993, section 10A (2) (g) because information provided and discussed involves advice concerning litigation. **(Griffiths/Neill)**

421/2014 RESOLVED that Council actively pursues any costs incurred from the property owner. **(Hampstead/Neill)**

422/2014 INCLUSION OF PRESS AND PUBLIC: RESOLVED that Council move into open Council. **(Griffiths/Neill)**

REPORT TO THE ORDINARY MEETING OF COUNCIL – MAYORAL MINUTE

1 RURAL COUNCIL WORKSHOP

424/2014 RESOLVED that the Rural Council Workshop Report be received. **(Neill/Dutton)**

Other matters:

- Visit by Kevin Humphries MP – Council advised that the NSW Government has committed to allocating \$55million to the piping of the Albert Priest Channel as part of its 2015 Election commitments.
- Court House closure.



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MEETING OF COUNCIL – GENERAL MANAGER’S REPORT

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	28/06/2012	179/2012	Dog Pound	Construction of the new dog pound in the location closer to the main road in the airport complex.	MDES	Works progressing, design of kennels completed and to be manufactured by BSC. Works program placed on hold until all other works are completed due to limited staff.
2	26/07/2012	193/2012	Transfer of Land – Nymagee St 5,7 & 9	Council seek EOI to demolish the subject dwelling & associated structures including removal of excessive vegetation.	MDES	Works scheduled for May 2015 – hot weather not suitable for wearing asbestos protective clothing.
3	25/10/2012	315/2012	Local Heritage Sites	When new VIC commences, signpost heritage sites with heritage colour and erect sign with the history of each location.	ENG	Pending accreditation of new VIC. Accreditation will be sought in time for 2015 'holiday season'.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
4	13/12/2012 28/03/2013	418/2012 098/2012	Davidson Park Revitalisation Program	Council remove the entire playground, equipment, associated ground cover, fencing & park-bench seating with shelter. Establish paving pathways to the mural.	MDES	Removal completed. Paving subject to budget. Bi-Centennial wall and general grounds works started. Dec 2014 finish.
5	28/02/2013	043/2013	Waste Management – Village Waste Depot Operations	Program of Works for Hermidale & Girilambone be commenced immediately.	MDES	Girilambone: Completed with exception of asbestos disposal program. Issues with WorkCover requirements final clean-up, specialised equipment required. Efforts to resolve are still progressing. Suitable equipment located, waiting on contractor.



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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
6	26/06/2013	258/2013	Traffic Committee Recommendations Pre School Parking	RMS to re-examine the intersection design including: <ul style="list-style-type: none"> Installing blister on the western side of Moonagee St for "Give Way" sign. 	ENG	Engineering preparing design options and estimates for consideration during 2014/2015. Proposal and Estimate sent to RMS.
7	23/04/2013	124/2013	Flood Insurance	Council seek clarification from the Insurance Council of Aus re: the availability of discounts or other provision on insurance pricing for towns protected against floods and whether flood insurance is mandatory.	ENG	Insurance Council has requested flood study information. Insurance Council advised that Council has adopted the Nyngan Flood Study. Continue to monitor.
	23/10/2014	385/4014		Council request the Insurance Council of Australia to advise all insurance companies that Nyngan is not a flood prone town, protected by a levee bank as demonstrated in BSC Flood Study.		Awaiting response from Insurance Council.

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8	22/05/2014	175/2014	Showground Arena Irrigation	Showground Watering System be upgraded in conjunction with the completion of the cemetery raw water system.	ENG	Report refers.
	23/10/2014	388/2014		Prepare a quote for consideration at November Council meeting to replace watering system at the arena using existing parts where possible.		
9	19/12/2013	532/2013	Rezoning of Rural Land Outside the Nyngan Township	Report on estimated cost be provided to February 2014 Council meeting prior to progressing with the proposal.	MDES	<p>Planning proposal lodged with the NSW Department of Planning and Infrastructure.</p> <p>Gateway Determination was to proceed subject to variations outlined in the Gateway Determination conditions.</p>

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
10	27/02/2014	006/2014	Medical Services	Pursue & make enquiries into using the Nyngan Multipurpose Service Centre & waiting rooms to attract an additional Medical Officer with VMO rights.	GM	Discussions with Senior Management of NSW Western LHD ongoing.
	26/06/2014	199/2014		GM pursue options for obtaining funding for the construction of a new medical centre.		
11	27/03/2014	066/2014	Heritage Park	Order & plant a grove of trees surrounding the sandstone blocks & plant Lone Pine tree.	MDES	<p>Project now with P&G as of 24/10/2014. Works completed to-date: Remaining 2 trees planted to Nymagee St frontage. (Lone Pine to be planted 25 April 2015 during ceremony).</p> <p>Mitchell St frontage ready for turf - 26 Nov and will continue until budget is exhausted. Irrigation lines extended & operational along railway fence line and Park.</p>

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
						Obsoleted Nymagee St driveway partly removed. Old power pole removed.
12	22/05/2014	182/2014	Teamster Rest Area	Cobb & Co Coach & Bullock Wagon location – confirm quotations and budget allowing progress without delay.	MDES	DA approved. Surveyor peg-out completed and frame & truss material ready for delivery. Project completion date February 2015, depending on staff and contractors.
13	22/06/2014	209/2014	Tourist Information Bay	On commencement of project, Council advise owners/apparent owners of existing highway signage that existing signs to be removed & may be replaced by signs on the Information Bays. Council charge an annual fee and an initial fee.	GM	Information supplied to AGL – awaiting response on sponsorship. Tritton Mines also approached for sponsorship.
14	28/08/2014	302/2014	Nyngan Child Care	Council proceed with the application for funding a study into the viability of providing a childcare service in Nyngan.	MCS	Application submitted.

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
15	28/08/2014	308/2014	Oval Place	Construct a length of 270 metres of road from Terangion Street to Larsen's Depot.	ENG	Programmed for March 2015.
16	26/09/2014	356/2014	RMS Directional Signage into Nyngan	Refer to Traffic Committee & then to RMS.	ENG	Further signage be investigated. Traffic Committee 26 November 2014.
17	28/08/2014	317/2014	Nyngan Airport	Investigate supplying aviation fuel & providing a refuelling service.	ENG	Report to December Council meeting.
18	23/10/2014	386/2014	Sports Insurance	Council write to all Shire Sporting Clubs' controlling bodies asking to explain what the premiums paid from the local Club are used for.	MSC	In progress.



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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
19	26/09/2014	362/2014	Nyngan Waste Management & Resource Facility	Cost analysis be presented to Council to compare costs of providing additional staff to man the facility against awarding a contract to an external party.	MDES	Investigations under way.
20	26/09/2014	363/2014	Fire Safety Audit Program	Further report on progress of compliance with Program.	MDES	<p>Fire Safety Audit Reports (FSARs) to all selected properties completed. Meetings held with several owners/Board of Directors.</p> <p>Amended FSARs forwarded to owners and Board of Directors. Progressing well additional consultation required.</p> <p>Report to March 2015 Council Meeting on overall impact.</p>

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Item No.	Date	Minute No	Matter	Action Required	Officer	Status
21	23/20/2014	406/2014	RFS	Council write to RFS & enquiry what the Service is doing to recruit volunteers & why the Service has not been able to respond to local call outs.	ENG	In summary, response indicates:- <ul style="list-style-type: none"> a) Regarding availability volunteers, "At the end of the day they are volunteers and they have other life commitments". b) Regarding Fire & Rescue NSW, "They are happy to provide support where required". c) Regarding new volunteers, "We are doing everything we can to recruit as many volunteers (as) possible".

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It was **MOVED** that Council not make a grant application for the construction of a medical centre through the National Stronger Regions Fund. **(Hampstead/Ryan)**

It was **PUT** to Council and **LOST**.

It was further **MOVED** that Council make a grant application for the construction of a medical centre through the National Stronger Regions Fund. **(McLaughlin/Douglas)**

It was **PUT** to Council and **CARRIED**.

425/2014 **RESOLVED** that Council make a grant application for the construction of a medical centre through the National Stronger Regions Fund.
(McLaughlin/Douglas)

Councillor Hampstead wished his dissent be recorded.

426/2014 **RESOLVED** that Council keep an accurate record of call outs and responses by the RFS, referring to this information when the next annual payment to RFS is required. **(Douglas/Griffiths)**

427/2014 **RESOLVED** that the report relating to the Monthly Checklist be received and those items marked as "Completed" be removed from the checklist.
(Dutton/Neill)

At 10.15am Mr Richard Bootle addressed Council regarding an agreement with Council for irrigation on the Albert Priest Channel.

Council adjourned for morning tea at 10.40am and resumed at 11.10am.

During the break, Councillors and Senior Staff visited the Nyngan Swimming Pool and thanked the staff involved with the recent renovations and upgrades at the Pool.

Council returned to the General Manager's Report.

Other matters:

428/2014 **RESOLVED** that after all future visits to Tongling City China and the reciprocal visits to Bogan Shire, a Financial Report on all costs and monies raised be submitted to Council in conjunction with the Nyngan High School. This Resolution to become an amendment to existing Policy. **(Ryan/Douglas)**

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Australia Day Preparations.

- Council accepts the offer from the RSL Splashers volunteers to stage the RSL 50 metres relay.
- Breakfast at 8.00am – Nyngan Town Hall.
- Ceremony at 9.00am – Nyngan Town Hall.
- Suggest activities flow on:- Swimming Pool, followed by Nyngan Rugby League.
- Advertise - asking for suggestions.
- Draft program based on responses.
- Finalise program at December Council Meeting.

At 12 noon Council presented the Annual Financial Reports to the public.

ANNUAL FINANCIAL REPORTS

429/2014 RESOLVED that the Financial Reports and Auditor's Report for the period 1 July 2013 to 30 June 2014 presented to the public be received and noted.
(Ryan/Douglas)

ANNUAL REPORT 2013/2014

430/2014 RESOLVED that the Annual Report 2013/2014 be received and noted.
(Ryan/Douglas)

REPORTS TO ORDINARY MEETING OF COUNCIL - CORPORATE SERVICES DEPARTMENT

1 BANK RECONCILIATION

431/2014 RESOLVED that the Bank Reconciliation Report be received and noted.
(Griffiths/Deacon)

2 INVESTMENTS

432/2014 RESOLVED that the Investments Report be received and noted.
(Ryan/Deacon)

Banking Tenders will be called before next year's budget.

3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

433/2014 RESOLVED that the Rates Collections Report be received and noted.
(Hampstead/Neill)

4 FIRST QUARTER 2014/15 BUDGET REVIEW

434/2014 RESOLVED that Council:-

1. Note the report on Actual compared to Budget for the quarter ended 30 September 2014.
2. Adopt the adjustments to the 2014/15 budget as shown on the Budget Review Statement. **(Ryan/Hampstead)**

5 ANNUAL FINANCIAL REPORTS

This item was dealt with earlier.

6 ANNUAL REPORT 2013/2014

This item was dealt with earlier.

7 LIBRARY REPORT – JULY TO SEPTEMBER 2014

435/2014 RESOLVED that the Library Report July to September 2014 be received and noted. (Dutton/Hampstead)

Council adjourned for lunch at 12.30pm and resumed at 1.45pm.

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

1 OPERATIONAL REPORT

436/2014 RESOLVED that the Operational Report for the period 13 October 2014 to 14 November 2014 be received and noted. (Neill/Deacon)

2 DISPOSAL OF DECOMMISSIONED FIRE TRUCKS

437/2014 RESOLVED that:-

1. The report be received and noted.
2. Ian Hamblin be advised of the procedure provided by Inspector Greg Sim, which involves disposal by tender to, amongst other things, “achieve the best return to Government”. (Douglas/Hampstead)

3 SHOWGROUND ARENA WATERING SYSTEM

438/2014 RESOLVED that the showground arena watering system be upgraded in conjunction with the completion of the cemetery raw water system at an estimated total cost of \$26,000. Council has been advised the work can be completed by end of January 2015. (McLaughlin/Dutton)

Other Matters:

Glenidyll Road – gate be removed from the public roadway.

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

1 DEVELOPMENT APPLICATIONS

439/2014 RESOLVED that the Development Applications Report be received and noted. **(Dutton/Douglas)**

Council now moved into the Closed and Confidential section of the Meeting.

2 OPERATIONAL REPORT – PARKS AND GARDENS TEAM

440/2014 RESOLVED that the Operational Report – Parks and Gardens Team be received and noted. **(Neill/Deacon)**

3 NYNGAN & DISTRICT MEMORIAL SWIMMING POOL COMPLEX – REVITALISATION PROGRAM PROGRESS REPORT

441/2014 RESOLVED that:-

1. The report be received and noted.
2. All staff involved with the Nyngan & District Memorial Swimming Pool be congratulated on the outcome of the completed works.
(McLaughlin/Hampstead)

4 DAVIDSON PARK - REVITALISATION PROGRESS REPORT

442/4012 RESOLVED that:-

1. The report be received and noted.
2. Any surplus capital works funds from Davidson Park Project be reallocated to Vanges Park and then also onto Heritage Park for purchase and installing of turf and additional tree planting to the Flood Memorial Carpark.
(Ryan/Griffiths)

5 VANGES PARK – REVITALISATION COMPLETION REPORT

443/2014 RESOLVED that:-

1. The report be received and noted.
2. \$3,500 be reallocated from the cancelled Moonagee Park & Lion Park Projects to Vanges Park Project.
3. Any surplus capital works funds from Vanges Park be transferred to the Heritage Park Project. **(Neill/Dutton)**

6 STREET TREES MAJOR PRUNING PROGRAM – VARIOUS LOCATIONS

444/2014 RESOLVED that:-

1. The report be received and noted.
2. Works be undertaken within the allocated budget on the nominated trees. **(Hampstead/McLaughlin)**

7 O'REILLY PARK REVITALISATION PROGRESS REPORT

445/2014 RESOLVED that:-

1. The report be received and noted.
2. A report to be referred to Council at its March 2015 meeting on the overall budget expenditure for O'Reilly Park Project. **(Neill/Deacon)**

PRECIS OF CORRESPONDENCE

1 LODGE OXLEY

446/2014 RESOLVED that the correspondence received from the Lodge Oxley thanking Council for the assistance provided to the Lodge in regard to the reduction of Council rates be received. **(Hampstead/Griffiths)**

2 NYNGAN HIGH SCHOOL

447/2014 RESOLVED that the correspondence received the Nyngan High School thanking Council for the support and sponsorship on the recent trip to Tongling, China be received. **(Hampstead/Griffiths)**

3 NYNGAN HISTORICAL SOCIETY

448/2014 RESOLVED that Council write to the Historical Society and suggest it approaches other areas for funding to restore the 1924 Garford Fire Engine, such as the Heritage Society of NSW and advise Council will assist with the application. **(Griffiths/McLaughlin)**

4 OFFICE OF LOCAL GOVERNMENT

449/2014 RESOLVED that Circular No 14-28 Release of Fit for the Future Self-Assessment Tool, Templates and Guidance Material be received. **(Hampstead/Ryan)**

5 NSW RURAL FIRE SERVICE

450/2014 RESOLVED that correspondence received from the NSW Rural Fire Services advising of the recently approved allocations for the 2014-15 Rural Fire Fighting Fund be received. **(Ryan/Neill)**

6 NSW PUBLIC LIBRARIES ASSOCIATION LIBRARY FUNDING CAMPAIGN

451/2014 RESOLVED that the correspondence received from the Library Funding Campaign Committee providing Council with an update of the Campaign be received. **(Dutton/Ryan)**

7 BUREAU OF METEOROLOGY

452/2014 RESOLVED that Council write to the Federal Member stating Council's objection to the closure of the aerodrome forecast service at the Nyngan airport and provide all previous correspondence. **(McLaughlin/Griffiths)**

Councillors Ryan and Douglas now left the room.

8 NYNGAN HIGH SCHOOL

453/2014 RESOLVED that the correspondence received from the Nyngan High regarding the Schools Spectacular be dealt with at the December Council Meeting. **(Hampstead/McLaughlin)**



**Minutes of the Ordinary Meeting of Bogan Shire Council held in the Council Chambers
on 27 November 2014 at 9.30am**

Councillor Ryan returned to the meeting.

Councillor Douglas now left the meeting.

9 WEEKLY CIRCULARS

454/2014 RESOLVED that the Local Government Weekly Circulars be noted.
(Griffiths/Neill)

There being no further business the meeting closed at 2.50pm.

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

.....
GENERAL MANAGER

.....
MAYOR

