



# **BOGAN SHIRE COUNCIL**

## **Ordinary Business Paper**

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

**Date: Thursday, 25 July 2024**

**Time: 7:00pm**

**Location: Bogan Shire Council  
Council Chambers  
81 Cobar Street  
Nyngan**

**Derek Francis  
General Manager**





### **Published Recording of Council Meeting**

This Council Meeting is being recorded for publishing on Council's website as a public record. By speaking at the Council Meeting, you agree to being recorded and for this recording to be published. Please ensure that if and when you speak at this Council Meeting that you are respectful to others and use appropriate language at all times. Bogan Shire Council accepts no liability for any defamatory or offensive remarks made during the course of this Council Meeting.



**Table of Contents**

**1 Opening Prayer.....7**

**2 Rememberances.....7**

**3 Apologies.....7**

**4 Disclosure of Interests.....7**

**6 Confirmation of previous Minutes .....8**

**7 Notice of Motion .....9**

Nil

**8 Mayoral Minutes .....9**

Nil

**9 Committee Meeting Minutes.....9**

Nil

**10 General Manager’s Reports..... 10**

10.1 GENERAL MANAGER'S CHECKLIST ..... 10

10.2 WATER TOWER ART .....27

**11 People and Community Services Reports .....42**

11.1 BOGAN BUSH MOBILE - TERM 2 REPORT .....42

11.2 BOGAN SHIRE EARLY LEARNING CENTRE - TERM 2 REPORT .....45

**12 Finance and Corporate Services Reports .....48**

12.1 INVESTMENTS JUNE 2024 .....48

12.2 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION .....49

12.3 CARRY FORWARDS AND REVOTES FROM 2023/2024 CAPITAL BUDGET .....50

12.4 TREATMENT OF RURAL FIRE SERVICE ASSETS IN COUNCILS FINANCIAL STATEMENTS 2023-2024.....53

12.5 LICENCE AGREEMENT WITH NYNGAN RUGBY UNION CLUB INC .....58

**13 Engineering Services Reports .....59**

13.1 DEPARTMENTAL REPORT .....59

**14 Development and Environmental Services Reports .....63**

14.1 DEVELOPMENT APPLICATIONS REPORT .....63

14.2 WASTE AND RESOURCE MANAGEMENT REPORT .....66

**15 Precis of Correspondence.....78**

15.1 CORRESPONDENCE FROM THE HON. MINISTER AITCHISON MP MINISTER FOR REGIONAL TRANSPORT AND ROADS .....78

15.2 CORRESPONDENCE FROM THE DEPARTMENT OF CLIMATE CHANGE, ENERGY, THE ENVIRONMENT AND WATER .....81

15.3 CORRESPONDENCE FROM THE NYNGAN GARDEN CLUB .....84

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15.4 CORRESPONDENCE FROM DIANNE AND JOHN WYNNE.....86

**16 Meeting Closure .....88**

The Council Meeting will commence at 7.00pm with a Citizenship Ceremony.

- 1      **OPENING PRAYER**
- 2      **REMEMBERANCES**
- 3      **APOLOGIES**
- 4      **DISCLOSURE OF INTERESTS**

**5 CONFIRMATION OF PREVIOUS MINUTES**

**6.1 MINUTES OF ORDINARY MEETING - 27 JUNE 2024**

The minutes of the Ordinary Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 27 June 2024 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 27 June 2024, be received and noted.



**6 NOTICE OF MOTION**

Nil

**7 MAYORAL MINUTES**

Nil

**8 COMMITTEE MEETING MINUTES**

Nil

**10 GENERAL MANAGER’S REPORTS**

**10.1 GENERAL MANAGER'S CHECKLIST**

Item	Date	Minute No	Matter	Action Required	Officer	Status
1	23/09/2021	249/2021	<b>Increase of train speed through Nyngan</b>	Prior to the next state Election, Council raise the issue of the Hoskins Street Level Crossing & Train Speeds with Barwon candidates.	<b>GM</b>	TfNSW has informed Council that it is considering trialing a Rail Active Crossing System at Hoskins Street crossing. This is a solar powered, wireless, flashing lights system. Discussed with Roy Butler 07/06/2023 – followed up 11/08/2023.
	23/11/2023	282/23		That Council respond to Minister Atchison, with a request that the train speed limit be reduced to 20km/hour, as Council is not in a position		This matter was drawn to the attention of Minister Atchison on 12/01/2024 during her visit to Nyngan.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
				financially to provide rail crossing lights.		<p>Further letters sent to Minister Atchison and Roy Butler MP.</p> <p><b>UPDATE:</b> Discussed with Minister Atchison on 15/07/2024 during her visit to Nyngan – precis item refers.</p>
2	27/05/2022	122/2022	<b>Nyngan Emergency Bore</b>	Council seeks advice from the Minister for Water, as to a mechanism for periodic extraction of water for maintenance purposes, given that it is understood that Council is unable to extract water from the bore at this stage.	<b>GM</b>	<p>Letter written to new Minister for Water, advising them of resolution 122/2022 and seeking clarification on funding. Minister for Water has advised that:</p> <ul style="list-style-type: none"> <li>• Work has begun on amendments to the Water Sharing Plan.</li> <li>• No further funding is available for the bore project.</li> </ul>

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
	23/02/2023	010/2023		<p>Council vote for a 200mm pipe instead of 375mm pipe, on the basis of water consumption.</p> <p>A decision on the request for a meeting be deferred until Council receives a response from the NSW Government on whether the emergency bore hole project is to be funded.</p>	<b>GM</b>	<p>Public Works have provided an alternative cost estimate of \$5.092M, based on the 200mm pipeline.</p> <p>On hold pending response.</p>
	27/04/2023	081/2023		<p>Virginia and Richard Woodlock be requested to provide Council with specific concerns of concerned landholders and rate payers in</p>		<p>Letter sent to Richard and Virginia Woodlock advising them of Council's resolution.</p>

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
	24/08/2023	184/23		<p>writing, so that responses can be prepared, and arrangements made for appropriate NSW Government staff to be available.</p> <p>That Council prioritises remaining available grant funding of \$7,111,871 across the following projects:</p> <ul style="list-style-type: none"> <li>a. Water purchases</li> <li>b. Belaringar Creek Syphon</li> <li>c. Nyngan Emergency Bore pipeline</li> </ul>		DPE advised accordingly.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
3	27/05/2021  28/09/2023	126/2021	<b>Addressing Local Job Vacancies</b>	<p>Council delays the launch of the marketing campaign until progress is made with establishing more housing accommodation in Nyngan.</p> <p>Council provides a budget of \$25,000 for production of videos for the relocation campaign.</p>	<b>DPCS</b>	<p>Planning for new residential subdivision has commenced.</p> <p>Scheduled for 2024/25. <b>UPDATE:</b> Production of Employment video has commenced.</p>
4	23/06/2022	126/2022	<b>New Water Treatment Plant Site</b>	A further report to Council be considered for location of the New Water Treatment Plant, including the location as presented to Council, as well as other options outside/adjacent to the levy bank.	<b>DES</b>	Public Works to discuss with Crown Lands use of site adjacent to electricity sub-station at the end of Dandaloo Street.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
	23/03/2023	011/2024		Council request NSW Public Works to provide a report to Council on the relative cost of the proposed substation and existing pump station sites, including relative pros and cons.		Public Works has been requested to prepare a report on comparing the Dandaloo Street site with the raw water pump station site when the funding deed has been signed. Site investigation in progress.
	23/04/2024	074/2024		That the General Manager enters into negotiations with the NSW Aboriginal Lands Council for the compensation they require for the new water treatment plant on site 3, with a further report to Council on the outcome of those negotiations as soon as possible.		Correspondence forwarded to the NSW Aboriginal Lands Council.  <b>UPDATE:</b> NSW Public Works has submitted a proposal to Council for consultancy services to manage the land acquisition. A budget of \$25,000 will need to be provided for this should Council wish to proceed with the proposal – or seek alternative proposals.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
5	28/07/2022	171/2022	<b>Hoskins Street Subdivision</b>	<p>Council notes the proposed changes to the design and layout of the Hoskins Street subdivision and that Council staff progress detailed design and development of tender specifications accordingly.</p> <p>The General Manager be authorised to lodge a development application for Stage 1 of the Hoskins Street subdivision.</p>	<b>DES</b>	<p>Development Application in final stages of preparation.</p> <p><b>UPDATE:</b> Verbal update to be given at meeting.</p>
	23/11/2023	279/23		<p>The General Manager be authorised to proceed to final preparation of tender documents, based on the layout contained in the Concept Plan, attached</p>		

Item 10.1



Item	Date	Minute No	Matter	Action Required	Officer	Status
	22/02/2024	005/24		<p>to report 5.3, with a view to inviting tenders for construction on a “subject to DA” basis.</p> <p>That consideration be given in 2024-2025 budget discussions to cover any shortfall in available grant funding, with this to be recovered from land sales.</p>		
6	23/03/2023	053/2023	<b>Reclassification of Land – 8 Tabratong Street</b>	<p>Council submits a planning proposal under Section 28 of the Local Government Act to reclassify Lot 1 DP102113, Lot 2 DP355559 and Lot 3 DP 945184 from Community Land to Operational Land.</p>	<b>DDES</b>	<p>In progress – Planning proposal is under development. Conversion from Community Land to Operational Land is expected to have an outcome by March 2025.</p>

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
7	22/06/2023          28/03/2024	139/2023   036/24	<b>Banking Situation in Nyngan</b>	<p>Council write to the National Australia Bank regarding the future of the Nyngan Branch of the National Australia Bank.</p> <p>That Council write to the National Australia Bank and follow-up Council's previous correspondence addressing earlier concerns and Council's disappointment in no response to previous request.</p>	<b>GM</b>	<p>Letter written.</p> <p>Further letter written, November 2023. No response.</p> <p>Additional letter forwarded to National Australia Bank, April 2024.</p>
8	27/07/2023	160/23	<b>School Exchange Program</b>	The General Manager commence discussions around the future of the Tongling Exchange	<b>GM</b>	Not yet commenced.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
				Program, with a report to Council.		
9	28/09/2023	209/23	<b>Relocation Marketing Campaign – Promotional Videos</b>	Council investigates creating an artwork that acknowledges Country that can be used in the videos and other purposes, with a report to a future meeting of Council.	<b>DPCS</b>	<b>UPDATE:</b> Discussions held with Nyngan LALC regarding their suggestions for suitable artwork. Awaiting response.
10	26/10/2023	247/23	<b>Before and After School Care, Nyngan</b>	That the Before and After School Care matter be further pursued with the Department of Education, and if necessary the Minister.	<b>GM</b>	Verbal update given at Council Meeting 23/11/2023.
	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.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
11	23/11/2023	278/23	<b>Nyngan Year-Round Fishery</b>	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.	<b>DES</b>	In Progress
14	28/03/2024	046/24	<b>Crown Road Off Cockies Road</b>	That the General Manager, Mayor and Deputy Mayor enter into discussions with the property owners, to determine what if any alternatives they have for accessing the property via Lachlan Shire and whether they have	<b>DES</b>	Meeting held on 9 May 2024 with property owners, General Manager, Mayor and Deputy Mayor. Property owners are due to meet with Lachlan Shire in the last week of June 2024.  <b>UPDATE:</b> Lachlan Shire Council to consider this matter at their

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>approached Lachlan Shire Council and have discussed this matter, or have any outcome from those discussions with Lachlan Shire Council.</p> <p>That Council contact Lachlan Shire Council to obtain information on their intention in relation to this matter.</p> <p>That the General Manager provides a report to Council in May or June, confirming:</p> <p>a Options for transferring the unformed Shire road, after transfer from the Crown is complete, into private ownership. Or alternatively if Lachlan Shire could take over the</p>		<p>meeting on 17 July 2024. A report will be provided to this Council in August 2024.</p>

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>Crown land, either by transfer or purchase from Bogan Shire Council.</p> <p>The costs of clearing timber and forming the road to the minimum acceptable standard.</p> <p>c Mechanisms to ensure current and future owners of “Hopbush Valley” property are aware that Council has no intention of upgrading the road beyond the minimum acceptable standard.</p> <p>That Council defers any decision on this matter until the General Manager’s report comes to Council.</p>		

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
15	27/06/2024	119/24	<b>Outback Arts Membership</b>	That Council continues its ongoing membership of Outback Arts and the Regional Arts Development Program and invites Outback Arts to the July Council Meeting to present planned events over the next twelve months for Bogan Shire.	<b>DPC</b>	<b>UPDATE:</b> Outback Arts has been invited to attend.
16	27/06/2024	121/24	<b>NSW Governments Holiday Break Program</b>	That Council write to the Minister for Youth, Minister for Regional New South Wales and Western New South Wales, and Member for Barwon: <ul style="list-style-type: none"> <li>• Explaining the impacts on small communities</li> </ul>	<b>DPC</b>	<b>UPDATE:</b> Letter sent to Minister for Youth, Minister for Regional New South Wales and Western New South Wales, and Member for Barwon.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>of the changes in the Holiday Break program funding,</p> <ul style="list-style-type: none"> <li>• Providing solutions on how the Department of Regional NSW, could better group LGAs based on population/size,</li> <li>• Suggesting the option of single holiday break applications for smaller LGAs, and</li> <li>• Requesting applications to be determined based on merit rather than on a first in first approved basis until funding has been exhausted.</li> </ul>		

Item 10.1



Item	Date	Minute No	Matter	Action Required	Officer	Status
17	27/06/2024	127/24	<b>Tottenham Road Condition Assessment Report</b>	<p>That Council prepares a Tottenham Road Rehabilitation Business Case for the Tottenham Road.</p> <p>That Council brings the condition assessment to the attention of the Minister for Roads and Transport for NSW to seek urgent funding to address the issues raised.</p>	<b>DES</b>	Not yet commenced.
18	27/06/2024	132/24	<b>Nyngan War Memorial Pool Remediation</b>	That Council approves the remediation works required for the Nyngan War Memorial Pool and funds be sourced from budget savings.	<b>DDES</b>	<b>UPDATE:</b> Remedial works scheduled to commence 22 July 2024.

Item 10.1

Item	Date	Minute No	Matter	Action Required	Officer	Status
19	27/06/2024	134/24	<b>Nyngan Community Homes</b>	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.	<b>GM</b>	<b>UPDATE:</b> Email forwarded to Nyngan Community Homes with Council resolution and to contact the General Manager if further information is required.

**Recommendation**

That the report relating to the Monthly Checklist be received and those items marked at “Completed” be removed from the Checklist.

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Item 10.1

## **10.2 WATER TOWER ART**

### **1. Introduction**

The purpose of this report is to seek direction from Council in relation to determining the style and subject matter of artwork to be placed on the water tower near the skate park.

### **2. Background**

Council considered a report at its meeting held on 23 May 2024 regarding the style and subject matter of the artwork to be placed on the water tower near the skate park.

At that meeting Council resolved as follows:

*That Council seeks community input on the style and subject matter of the artwork to be placed on the water tower near the skate park, with a further report back to Council for consideration.*

### **3. Discussion**

Following this resolution, community input was invited with 78 responses being received via online survey up until the closing date of 5 July 2024. There were also 12 responses received via email and via Council's customer service counter.

There has been a wide range of suggestions which are provided in the attachments to this report.

Once Council has given direction as to the subject matter of the artwork, Council staff will seek expressions of interest from artists, asking them to provide examples of their work and quotations for the proposed project. These submissions will be tabled at a further meeting of Council for a final decision.

### **4. Attachments**

1. Water Tower Art Community Submissions

### **5. Recommendation**

That Council gives direction as to determining the style and subject matter of artwork to be placed on the water tower near the skate park.

Nyngan Water Tower Art

**Q1. Please tell us what you would like to see painted on the water tower next to the Nyngan Bowling Club.**

*(Respondent names have been removed for anonymity.)*

<b>Online survey submissions</b>	
<b>#</b>	<b>RESPONSE</b>
1	A painting that ties in with the mural on the Nyngan Hotel
2	Flood with helicopter
3	What about something that Represents every Sporting Code in Nyngan.
4	Faces of old identities and/or the legends of Bogan Shire who have represented NSW/Australia in sporting areas.
5	Local native birds. Kookaburras, parrots, Willy wagtails etc
6	Nyngan began as a rail town.....something to do with the railway.
7	No Bogans, no old annoying people, no indigenous drawings, no old fashioned farm scenes. What about a mining scene. It hasn't been done before.
8	The bogan river
9	Something oasis like given it's in the park. Perhaps a mural of beautiful palm trees and nature around the base. Reminiscent of the traditional country town parks which were always an oasis from the surrounding bush. <b>(photo attached)</b>
10	Something that reflects local Aboriginal/Indigenous peoples.
11	Gateway to Clancy of the Overflow country
12	An Aboriginal artwork perhaps designed by a local artist
13	people skiing on the bogan
14	A map of the town/area in picture form... Story = wheat, sheep,Big Bogan, Flood (1990 of the level breaking) , Railway , Nyngan Tigers etc...
15	Country scene - Drover on horseback with sheep or cattle; or drover sitting by a campfire with billy boiling on the campfire and sheep in the background.
16	Maybe a river scene and possibly wheat
17	Cob & Co stagecoach and horses
18	A few Nyngan ANZACS & our Nyngan Australian Light Horse <b>(photo attached)</b>
19	Something to do with Anzac or the war
20	I love the idea that each town has a lyric line from the song I am Australia , and the mural reflect whats being said in the song and how that relates to our town . Also gives some continuity, makes it part of something which boost tourism to all small towns

<b>Online survey submissions</b>	
<b>#</b>	<b>RESPONSE</b>
21	<b>(photo attached)</b>
22	I think the Bogan River; farming; mining; indigenous culture should all feature as it is what this area is known for
23	Colourful faces of big bogans - stick with your existing tourism theme as this is unique theme and extends focus and attention on existing successful sculpture. Make it humorous. Get inspiration from Joliffe outback magazine. Do not introduce another theme as confuses identity and differentiates from other regional towns. Elaborate on existing success like big bogan and duck creek races
24	nature, native animals to this area. NOT indigenous artwork..... not all ppl want to see a local face on there as dont want to see a face they dislike. or a sportsperson, maybe in the huge space add a flood picture . . something that relates to to NYNGAN AREA <b>(photo attached)</b>
25	Pioneering spirit
26	Animals and native plants Drover on horseback
27	Farmers with stock or Gladly Eldridge
28	Anzac themed. Similar to the example showed on the Facebook post. Including the light horse <b>(photo attached)</b>
29	Merino sheep and sheep dog.
30	Red kangaroo and Emu with the Big Bogan in the middle instead of the coat of arms
31	Steve Irwin <b>(photo attached)</b>
32	Someone that has represented nyngan so who. From war sport commitments like that.
33	Water birds of the Bogan River. Especially brolgas Our bird life is so incredible here we need to showcase them.
34	Brolgas, river scene,
35	Something relative to the area - sheep, cattle, wheat crops
36	Our origin, our history/ heritage and agriculture that has made our town what it is today
37	I think we should have something to do with the Railway or our farming industry or both. We have a beautiful A beautiful mural down behind Vinny's near the railway we need to use some of those photos. Everything local.
38	Something similar to attached photo. <b>(photo attached)</b>
39	A picture of the Bogan River and surroundings or a tribute to our war veterans
40	Include the farmers that make up and support this region. The town already showcases and promotes aboriginal culture very well, the big bogan needs no introduction, everyone knows

<b>Online survey submissions</b>	
<b>#</b>	<b>RESPONSE</b>
	about the mines. Where are the farmers displayed and recognised? This is a great opportunity to do this and showcase the rural brilliance that nyngan brings <b>(photo attached)</b>
41	Indigenous art Or River landscape Or Red dirt landscape
42	Cobb an Co Aboriginal stockman
43	Only suggestion is to try and find local artists in the Central West and keep then money out in the Central West!!!!
44	I think something to do with shearing - our bogan river-farmers crops - mines Anything that revolves around our town
45	Flood helicopter, major mitchell, brolgas
46	Australian native birds
47	Merino sheep(no dorpers) around bottom with kelpie dogs Above in middle crop of wheat..silos..headers.. Top birds..galahs..kookaburras
48	Native birds
49	The river. Birds. Native wildlife Wheat and canola crop cows shearing
50	Barto metal detecting
51	Could be very nice.....big vase or bunch of native flowers,maybe those native to Nyngan district or everywhere! Would make us smile I'm sure!!
52	I personally feel that the river with it abundance of birdlife would look great. Our area was also founded on the wool and wheat industry plus the mines. Because the area has a lot of people worthy to be on the mural, I think it would be unfair to have portraits of any kind for this reason. A fading sunset would add the color needed for the mural to "pop". <b>(photo attached)</b>
53	A Nyngan outback sunset - the sky with some clouds in all shades of pinks, purples and blues. Some clumps of trees and native bush in the foreground - maybe with a farming scene too.  I know people like scenes of the river and birds - but just go a few hundred metres to the river if you want to see that.  No pictures of old Nyngan identities or sportsmen please - not everyone likes / liked them or can relate to them.
54	Albert Priest and the Albert Priest Channel Steam trains Shearing Agriculture
55	Something Indigenous to represent the traditional ancestral Ngiyampaa Wangaaypuwan lands on which we live and work. Recognition I feel council does little to promote.
56	I would love to see our beautiful Bogan River with the pelicans, fishing and skiing and swimming the bridge.

<b>Online survey submissions</b>	
<b>#</b>	<b>RESPONSE</b>
57	A mural that captures the agricultural, communal and environmental beauty of Nyngan. <b>(photo attached)</b>
58	I really feel it would be wonderful if the Water Tower expressed the story of Nyngan. Using the existing spiral stairs to create a spiral timeline from the top going down. Include all known historic aspects of Nyngan - Aboriginal culture, Major Mitchell, Bogan River, Pastoralists, Cobb & Co, Railway, Mining, Township development, War time, Sporting stars and activities, Famous Nyngan people, Museums and Tourism.
59	<p>I think this is a great idea. Water tower is great as it's further in town, making people have more of a look around town.</p> <p>Have you considered doing a light installation rather than it being painted? If yes maybe you could eventually expand to the silos as you come into town from Dubbo</p> <p>Travellers would need to stay in town overnight to see it. Hopefully spending more money in the town. Accommodation, night out at a club or pub, restock their food at the supermarket etc</p> <p>Could change art to something new every three months so people come back.</p> <p>Provide an itinerary of the what they could do in town: Railway Museum, Shearer's Museum, The Big Bogan, Cobb and Co, Pool in summer, walking track past bogan river in winter etc, youth centre activities last Friday of every month, night markets at youth centre last Saturday of every month (close to art), tennis hire, park by the pool (including wheelchair swing), skatepark (coming soon).</p> <p>Also provide a travel itinerary to see other art installations in the area starting in:</p> <ol style="list-style-type: none"> <li>1. Dubbo, Tottenham, Nyngan</li> <li>2. Nyngan, Cobar, Bourke, Brewarrina</li> <li>3. Brewarrina, Walgett, Coonamble</li> <li>4. Coonamble, Gulargambone, Warren, Nevertire, Dubbo</li> </ol> <p>Take the thinking out for them. People love a good plan.</p> <p><b>(photo attached)</b></p>
60	<p>Something either native animal based with those animals being ones found within the region, or something farm based.</p> <p>Don't cave to something cultural just because of pressure from local groups. Will piss the townsfolk off. 3% vs 97%.</p>
61	realistic lifelike paintings of local wildlife and agricultural references meaningful to the region
62	Flood, wheat crops, Bogan river
63	A scene showing the Bogan River with a water skier

<b>Online survey submissions</b>	
<b>#</b>	<b>RESPONSE</b>
64	Something showing all the contributing aspects that have kept our community alive - cropping and grazing, mining, Nyngan Toyota, Aboriginal elders, and of course the Bogan River.
65	I think it should tell a story of the flood. A recreation of the scene where the levee breaks, similar to the photo of the artwork attached <b>(photo attached)</b>
66	Yellow Belly, red soil, myall trees with flowering mistletoe, Superb Parrots, Pink cockies, Bogan River, Bimble box.
67	Something to represent the flood. Helicopters coming in, men working on the levi banks
68	Native flora & fauna
69	A bogan river sunset scene <b>(photo attached)</b>
70	Something honouring the main industries of Nyngan- mining, wheat, sheep. Cobb & Co heritage. Waterskiing.
71	A Big bogan fishing on the bogan river
72	We would like a realistic picture, not an abstract one.
73	Bogan River and native animals.
74	<p>Please find attached photos and closeup crops of a recent painting I've done inspired by the Nyngan landscape. This painting isn't quite complete and a little abstract, but hopefully it gives you an idea of my vision, I really enjoyed creating it. I've incorporated quite a few elements that make me think of Nyngan, although sometimes the best murals have simpler ideas. Maybe a cropped version of the painting could be more appropriate. Please note - I'm unable to attach more than one image to this submission so I will send in other photos separately.</p> <p>River- Blues, browns and greens, the central focus winding through the painting; River environment including surrounding trees, rocks and wildlife; Red desert earth; Vast blue skies; Flat horizon; Farming fields, wheat, canola; Blossoming flowers and weeds that are bright splashes of colour (Billy buttons, sunflowers that grow by the river, Paterson's Curse along the roadsides); Copper mines - to the right in the painting, unfinished; White spots indicate sheep/ livestock; Wildlife- I've included en emu, echidna, Brown snake and yabby. These are all animals I associate strongly with the region and that I haven't seen much of before moving to Nyngan 5 years ago.</p> <p>I showed my Mum this painting and she wrote a poem to accompany it - just for fun. She visits my family every couple of months and has fallen in love with the landscape. Enjoy!</p> <p>Mystic Outback colours                      Azure tilting to cobalt                      Grounded by rich red earth                      Shining seams                      Snaking through                      Heat &amp; colour &amp; dust                      Swathes of chromic yellow &amp; violet vibes</p>



**Online survey submissions**

#	RESPONSE
	<p>Slashed with vibrant green &amp; ochre                      Gums chatting at the river's edge                      Clutching their gowns of eucalypt grey &amp; gumnuts                      Seen from an eagle's eye, flash of galah brightness                      Echidna and emu                      Beating heart                      Unforgiving heat                      Ravaging cold                      Huge sky unignorable &amp; vast                      Tying the future to the past</p> <p><b>(photo attached)</b></p>
75	<p>Anything in relation to First Nations people, attached is the image from the Nyngan on the Bogan Book of Talambe a young native of the Bogan Tribe. Lithograph from Mitchell's journals in 1835. Or it could be a drawing relating to The Bogan warriors. <b>(photo attached)</b></p>
76	<p>Hi, I would like to see an Aboriginal design on the water tower, along with recognizing local people, like Con Court, Peter Keigan, Glad Eldridge, Kenny Howell, Ray Donald. <b>(photo attached)</b></p>
77	<p>Mining related, female and male underground miners in their full safety gear with machinery in the background or the old GCC mine</p>
78	<p>Local Aboriginal art, honouring the first people of the area the Wangaapuwan. Local Nyngan Artist <a href="https://www.yapamali.com/">https://www.yapamali.com/</a></p>







**Email, mail, and phone submissions**

#	RESPONSE
79	<p>Hello,</p> <p>My suggestion for the water tower is fishing on the river. I feel it is a big part of this towns culture.</p> <p>I've attached my reference photos for what my idea would look like. Photos / art work generated through chat gp</p> <p><b>(photo attached)</b></p>
80	<p>Some flood type memories of when the levee burst or when the helicopters were evacuating the people at the railway station.</p>
81	<p>I would like to suggest the following ideas for this project.</p> <p>- In 1990 Nyngan was the first town in Australia that was completely evacuated because of the floods at that time. The community efforts to try and prevent the township from these floods s an important part of our history.</p>

<b>Email, mail, and phone submissions</b>	
<b>#</b>	<b>RESPONSE</b>
	<p>- Because of Nyngan’s geographic location, Nyngan is the “Gateway to the West” for not only people wishing to explore the outback but for general transport to and from the western area.</p> <p>- There is no doubt that Nyngan’s local industries such as agriculture and play an important role in keeping our town and surrounding communities thriving.</p> <p>It is quite clear that all above ideas relate to different aspects of Nyngan, however, I believe the first two options are unique to Nyngan. Thank you for the opportunity to contribute ideas to this project.</p>
82	<b>(photo attached)</b>
83	<p>This painting was painted by Will Marr in the mid 1980s of Donny Ward’s shearing team at the Murrawombie Woolshed. Many local faces, some of whom are not with us any more.</p> <p><b>(photo attached)</b></p>
84	<b>(photo attached)</b>
85	<p>I think that due to Nyngan being a proud sporting town that there should be one number of sporting scenes that reflect the sports played and the sportsmen and women who excelled or who have served the community well.</p> <p>For example, Netball, Glad Eldridge shooting for goal</p> <p>Rugby League - Des Dowton kicking a goal</p> <p>Horse Riding - Peter? Dutton jumping over rails</p> <p>Cricket - Frank Smith hitting a six</p> <p>Horse Racing - Rodney Robb riding a winner past the posts @ Nyngan Races</p> <p>Swimming - Ted Solcole Diving off the blocks</p> <p>Bike Racing - Jack Vanges hitting the tape first</p> <p>Lawn Bowls - Freddy Pile rolling one down</p> <p>Water Skiing - Mick ? Kennedy skiing behind his boat</p> <p>Rowing - Jack Hargreaves rowing up the Bogan</p> <p>Tennis - John Hoare hitting one back over the net</p> <p>Golf - Min Patemen and Dick Whitford strutting down the fairway</p>
86	<b>(photo attached)</b>
87	<b>(photo attached)</b>
88	Cockatoo at the top weir; scene of goats (due to their significance in the region for various purposes, particularly for milk), with a railway line and train and helicopter in the distance.
89	I would like to submit the attached pictures as a suggested theme for the water tower art. I suggest various local landscapes featuring the river and including our agricultural industry. Possibly include mining as a major local industry. <b>(photo attached)</b>
90	Cobb & Co Mail Wagon or Bullock Wagon (wool)

**Q2. Please include any reference images if you have them.**

**Online Survey Submissions - Photos**

#	RESPONSE	#	RESPONSE
9		18	
21		24	
28		31	

Online Survey Submissions - Photos

# RESPONSE

38



**Kyabram Water Tank Art - Victoria**

Artist: [Jimmy Dvate](#)

Location: Cnr Drum & Tulloh Street, Kyabram, VIC

Proudly owned by: Goulburn Valley Water

# RESPONSE

40



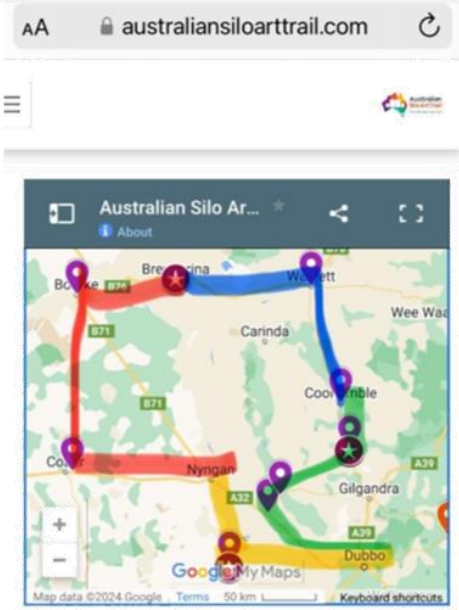
52



57



59



65



**Online Survey Submissions - Photos**

# RESPONSE

69



# RESPONSE

74



75

Talambi — a young native of the Bogan Tribe, may have been the young chief whom Major Mitchell met near the present site of Nyngan, on his journey of exploration in 1835. This lithograph again from Mitchell's Journal.



16

76

Talambi — a young native of the Bogan Tribe, may have been the young chief whom Major Mitchell met near the present site of Nyngan, on his journey of exploration in 1835. This lithograph again from Mitchell's Journal.



16

**Email, mail, and phone submissions**

# RESPONSE

79



# RESPONSE

82



**Email, mail, and phone submissions**

# RESPONSE

83



# RESPONSE

84



86



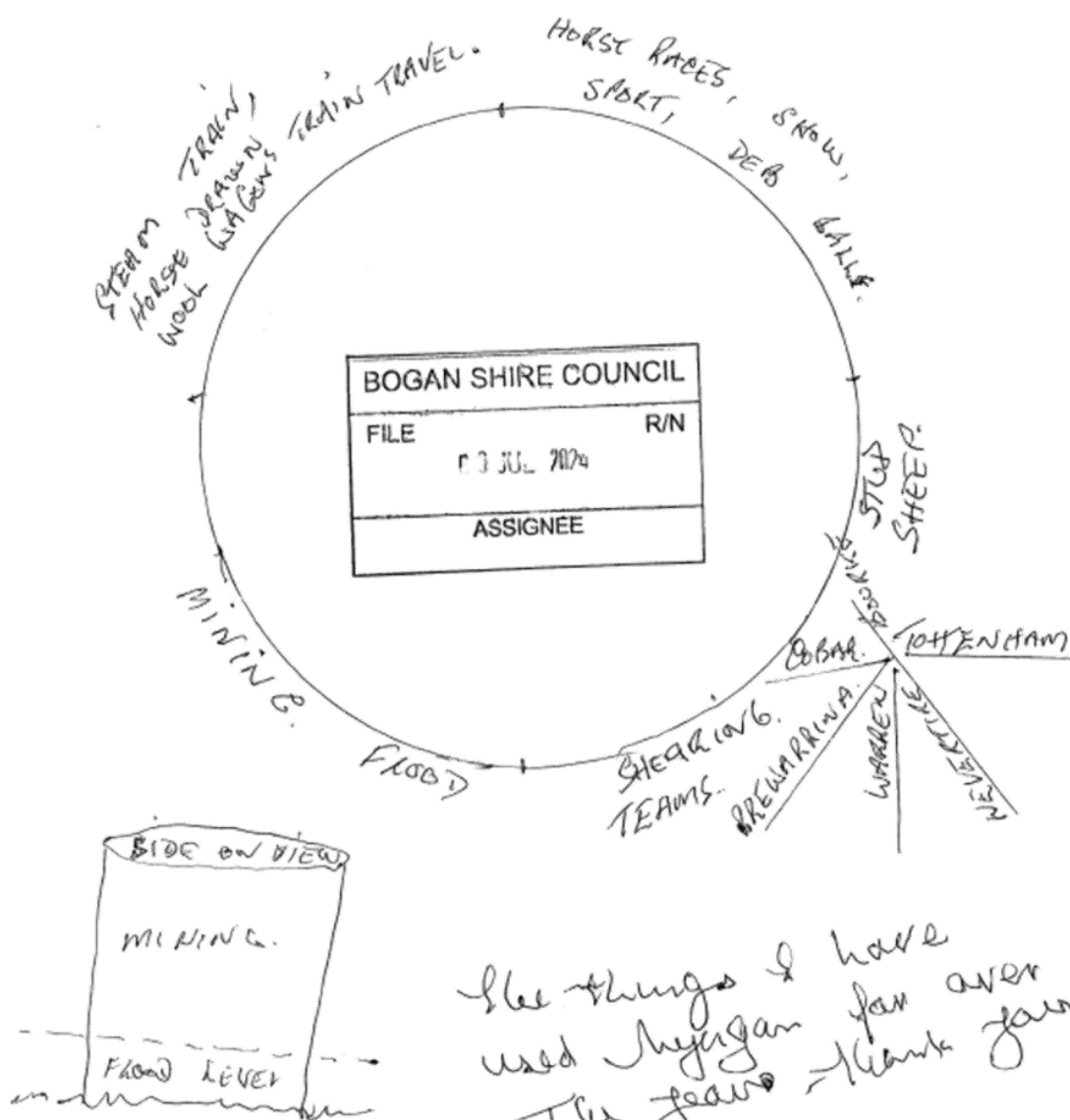
87 (see following page)

Email, mail, and phone submissions

# RESPONSE

87

She manages the B.S.C.  
 Please find "my ideas" for the Water Tower.  
 Thank you.  
 Bill Dumbrook



The things I have  
 used Mygan for over  
 the years - Thank you,



**Email, mail, and phone submissions**

# RESPONSE

# RESPONSE

89



## 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

##### Term 2 2023

April 29th – July 5th, 2024

##### Statistics:

Total children enrolled: 81 official enrolments, 61 families

Term 2 attendance: 67 children

Term 2 sessions: 41 sessions

KM's travelled: 8,194kms approx.

##### Current Areas being visited:

Tottenham, Nyngan, Marra, Mungery, Trangie, Hermidale, Marthaguy, Narromine, Duck Creek, and Collie.

##### Term 2 2024 Activities

Term 2 for Bogan Bush Mobile has been a busy time. Children have taken part in lots of craft creations, finishing their Nyngan Show artwork display, which looked fantastic and was highly commended within the community. Children hand made and gifted their Mother's Day presents during Term 2, something that is always cherished and appreciated by the Bush Mobile families. Bush Mobile have continued its focus book of the month program with Day Care sessions, which is thoroughly enjoyed by the children attending the service.

Council and the BBM staff have welcomed a new trainee staff member for Bogan Bush during the last two weeks of the Term. The BBM team are now fully staffed, and the families and children were excited to welcome the new trainee to their sessions.

New families have shown interest in different play sessions, and several inquiries have been received about Day Care sessions at Collie. There have been new enrolments this term for both play sessions and long day care sessions.

Over the course of the Term, ten Bush Mobile play sessions needed to be cancelled. These cancellations were due to low numbers of families attending, or wet weather interruptions.

BBM children enjoying creating their artworks for the Nyngan Show display:



**School Holidays**

The school holidays ending Term 2, run from July 8 – July 19. 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.

**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**

Statistics

- Total children enrolled as at 08/07/2024: 81
- Total children scheduled to attend for the week ending 12/07/2024: 61

Usage Capacity

	Monday	Tuesday	Wednesday	Thursday	Friday	Ave
<b>April 24</b>	<b>78%</b>	<b>70%</b>	<b>69%</b>	<b>74%</b>	<b>66%</b>	<b>72%</b>
<b>May 24</b>	<b>79%</b>	<b>70%</b>	<b>66%</b>	<b>80%</b>	<b>65%</b>	<b>72%</b>
<b>June 24</b>	<b>80%</b>	<b>72%</b>	<b>69%</b>	<b>88%</b>	<b>72%</b>	<b>76%</b>

Staffing

The ELC capacity continues to be constrained by the number of appropriately qualified educators employed, which includes the requirement for Council to have at least 50% of their staff Diploma qualified. Management is looking at ways to address this need including encouraging existing Certificate III qualified staff to undertake Diploma level studies. Council has also undertaken extensive advertising to recruit educators including Seek, radio, Facebook, newspapers, and other social media over the past 12 months to fill vacancies. The Manager Children’s Services recently resigned, and Council is currently in the process of recruiting for a new Manager.

Waitlist

The waitlist for the Puggles and Joeys Rooms continues to remain at high numbers - 58 for the 0-3 age group and 10 for the 3-5 age group.

Departmental Approvals

All relevant certification for the extensions, including the third room have now been received. These documents have been sent off to Department with the submission for increasing the licence from 43 to 59 places. This process could take a few months, but it is hoped that the

necessary site inspection and approvals will be carried out and completed as soon as possible. Recruitment for the additional three staff for the new room will be taking place shortly to ensure we have the appropriate levels of staffing.

### Recent Activities

The ELC children recently completed their craft display of Australian animals for the Nyngan Show. The display looked fantastic and was highly commended by the community. Council also placed the artworks on display in the Council Chambers after the show.



Children's Services Artworks for Nyngan Show Display

Both Puggles (0-3) and Joeys (3-5) Room Leaders and Educators organised for the children to create Mother's Day gifts, whilst also capturing some gorgeous pictures of the children. These were greatly appreciated by the mothers and families.

Room Leaders and Educators have been busy organising NAIDOC activities, with the Nyngan NAIDOC celebrations starting on July 29. The older-aged Joey's have recently participated in excursions and incursions to practice Aboriginal dancing to be performed at the opening ceremony.

### Children and Families

Room Leaders have recently requested parents and carers to update children's "All About Me" forms. This is to help gather more information to assist in programming and better understand what children's short-term goals are for the near future. This has been overall successful, with many families returning the forms promptly.

### Grant Funding

Council has been successful with its application for additional operational funding for the ELC and will be receiving \$200,000 in 2024/25 and an additional \$200,000 in 2025/26. This funding has been specifically provided to support our transition from a 43 to 59 place Service in an under-served rural / remote area.

Council has also received confirmation of funding totalling \$78,456 towards the cost of playground capital improvements in the newly expanded outdoor play area.

#### **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 2024**

**1. Introduction**

The purpose of this report is to outline the performance of Council's investment portfolio for the month of June 2024.

**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**

**Investment Movements for June 2024**

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

REF	Source	Taken Up	Maturity	% rate	Bal May 24	Bal June 24
42-150-6894	NAB - Professional Funds	4/05/2016	At Call	4.350%	12,935,552.73	16,653,534.18
11271016	Westpac	15/12/2023	16/12/2024	5.150%	6,000,000.00	6,000,000.00
87-912-8864	NAB	22/02/2024	21/02/2025	5.080%	2,000,000.00	2,000,000.00
41-459-6828	NAB	22/02/2024	21/02/2025	5.080%	2,000,000.00	2,000,000.00
76-111-0458	NAB	9/05/2024	9/05/2025	5.250%	2,800,000.00	2,800,000.00
76-135-1489	NAB	9/05/2024	9/05/2025	5.250%	2,000,000.00	2,000,000.00
88-392-4994	NAB	29/05/2024	29/05/2025	5.200%	2,000,000.00	2,000,000.00
	Balance <u>securities held</u>				<b>29,735,552.73</b>	<b>33,453,534.18</b>
	Balance Ledger 19010.8200.8200				<b>29,735,552.73</b>	<b>33,453,534.18</b>
	<b>Summary by institution</b>					
	WESTPAC				6,000,000.00	6,000,000.00
	NAB				23,735,552.73	27,453,534.18
	COMMONWEALTH				0.00	0.00
					<b>29,735,552.73</b>	<b>33,453,534.18</b>

**4. Attachments**

Nil

**5. Recommendation**

That Council receive and note the June 2024 Investments Report.



**12.2 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION**

**1. Introduction**

The purpose of this report is to provide a comparison of rate collections as at 30<sup>th</sup> June 2024, with the same period last year.

**2. Background**

This report is provided for the information of Councillors.

**3. Discussion**

<b>Rate Collections</b>	<b>2023-2024</b>	<b>2022-2023</b>
Arrears Prior to 01/07/2023	262,820	421,385
First Instalment in arrears as at 30/06/2024	-94,220	-71,667
Second Instalment in arrears as at 30/06/2024	45,145	44,345
Third Instalment in arrears as at 30/06/2024	73,438	55,843
Fourth Instalment Outstanding as at 30/06/2024	239,890	273,105
<b>Total Arrears</b>	<b>527,073</b>	<b>723,011</b>
<b>Total Outstanding</b>	<b>527,073</b>	<b>723,011</b>
<b>Monthly Transactions</b>		
Amount Levied & B/Fwd	6,259,458	6,045,433
Add: Adjustments	89,285	55,689
Less: Payments to end of April	-5,746,881	-5,295,618
Less: Rebates	-74,789	-82,493
Add: Postponed	0	0
<b>Gross Total Balance</b>	<b>527,073</b>	<b>723,011</b>
<b>Arrears of total amount levied %</b>	<b>8.4%</b>	<b>11.9%</b>

Total arrears have decreased from \$723,011 at the 30th June 2023 to \$527,073 as at 30th June this year. Each instalment amounts to approximately \$1,565,000 (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 their first instalment therefore this is not indicative of the amount owed.

Council has 2.8% in arrears on the second instalment.

Council has 4.6% in arrears on the third instalment.

Council has 15.3% in arrears on the fourth instalment.

As at the 30<sup>th</sup> June Council had collected \$451,263 more than at the same time last year.

**4. Attachments - Nil**

**5. Recommendation**

That Council receives and notes the Rates and Annual Charges Collection Report.

## **12.3 CARRY FORWARDS AND REVOTES FROM 2023/2024 CAPITAL BUDGET**

### **1. Introduction**

The purpose of this report is to advise Council of the carry-forward amounts for the 2024/2025 budget and to ask Council to revote on projects that had not commenced as at 30th June 2024.

### **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 is required.

### **3. Discussion**

Council is required to revote on any projects or items of expenditure that had not commenced before the 30th June 2024 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 2023/2024.

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 2023/2024 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 2024.

2. A list of projects that had not commenced before the end of June 2024 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 2024/2025 budgets.

Carry-forwards

	Project	Source of Funds	Amount
Carry Forward	Restrict Asset Girilambone Village Ameni	annual \$6k vote less expended	29,582
Carry Forward	Restrict Asset Village Amenit Coolabah	annual \$6k vote less expended	26,483
Carry Forward	Restrict Asset Hermidale Village Ameniti	annual \$6k vote less expended	32,931
Carry Forward	Collerreina Hall	annual \$6k vote less expended	32,529
Carry Forward	Roads to Recovery	Grant 2023/2024	133,732
Carry Forward	Museum Activities/Projects	13-14 resolution not spent	5,357
Carry Forward	Garford Engine - Proceeds from Historical Society	Funds Received 7/6/17	3,419
Carry Forward	FAG Grant 2023/2024	2024/2025 Grant Received in Advance	5,197,422
Carry Forward	Community Arts and Culture Fund	G/L 3890.460.603	3,294
Carry Forward	Tongling Delegation	G/L 3853.460.603	2,185
Carry Forward	Recycling Facility	C/F 2023/2024	76,233
Carry Forward	Waste Depot at Nyngan	C/F 2022/2023	24,414
Carry Forward	Rural Fire Service	Grant	39,914
Carry Forward	Renewal to 8A & B Dandaloo Street	2017/2018 Budget	10,675
Carry Forward	Ground Tanks (Was W3720)	17/18, 18/19 & 19/20 Budget	22,984
Carry Forward	Key System for Offices & Depot	Capital Budget 2020/2021	12,310
Carry Forward	Workshop - Extension to Welding area	Capital Budget 2020/2021	16,697
Carry Forward	Footpath Repair Program	Capital Budget 2023/2024	44,133
Carry Forward	Kerb & Gutter Repair Program	Capital Budget 2023/2024	71,560
Carry Forward	Street Lighting NCBA	Carbon Credit 2020/2021	50,078
Carry Forward	Planning Portal Grant	Grant 2021/2022	62,860
Carry Forward	Lead in infrastructure residential Sub-division R4R8-032	Grant 2021/2022	691,656
Carry Forward	Youth Precinct at O'Reilly Park R4R8-045	Grant 2021/2022	41,809
Carry Forward	Nyngan Golf Club - Ladies Toilet Block	Grant 2022/2023	3,928
Carry Forward	Dog Pound - Additional Kennels and Flood Lights	Budget 2022/2023	26,158
Carry Forward	Resources for Regions Rnd 9 Projects	Grant 2022/2023	1,050,721
Carry Forward	Resources for Regions Rnd 9 Projects	Grant 2022/2023	3,117,142
Carry Forward	Stronger Country Communities 4 Projects	Grant 2022/2023	166,516
Carry Forward	Regional & Local Roads Repair Program	Grant 2022/2023	6,017,924
Carry Forward	Flood Emergency Grant AGRN1025	Grant 2022/2023	419,363
Carry Forward	Public Library Infrastructure Grant 2022/2023	Grant 2022/2023	293,973
Carry Forward	DPIE - Strong Start Cadetship	Grant 2022/2023	22,727
Carry Forward	NSW Department of Education - Fee Relief ELC	Could need to be paid back to Department	20,572
Carry Forward	Red Mud Green Energy - Community Contribution	Contribution	30,000
Carry Forward	Netwaste - Illegal Dumping Program	Grant 2022/2023	17,596
Carry Forward	Regional housing Strategy Planning Fund	Grant 2022/2023	156,709
Carry Forward	Public Library Infrastructure Grant 2023/24 (Fit-out)	Grant 2023/2024	180,580
Carry Forward	Infrastructure Betterment Fund	Grant 2023/2024	263,213
Carry Forward	Cemetery - Improvements	Capital Budget 2023/2024	19,640
Carry Forward	ELC Extensions - Fitout	Capital Budget 2023/2024	18,647
Carry Forward	Town Hall Roof Repairs	Capital Budget 2023/2024	37,332
Carry Forward	Upgrade to 26 Flashman Ave	Capital Budget 2023/2024	33,169
Carry Forward	PC Upgrades (Now W5252)	Capital Budget 2023/2024	37,155
Carry Forward	Development contribution	2023/2024	7,573
Carry Forward	Remedial Works Lot 37-59 Cathundril St	Capital Budget 2023/2024	2,836

**Revotes**

	Project	Source of Funds	Amount
Revote	Pipe Culvert Renewals Rural roads	17/18, 18/19, 19/20, 20/21, 22/23, 23/24 Bud	140,000
Revote	Bridge Repair Program	17/18, 18/19, 19/20, 20/21, 22/23, 23/24 Bud	140,000
Revote	Grid Removal Program	Budget 2023/24	19,680
Revote	Purchase Hermidale Waste Facility Site	Budget 2021/2022	20,000
Revote	Extend Information Bays	Budget 2021/2022	5,000
Revote	Cemetery - Memorial Ashes Wall	Capital Budget 2023/2024	6,000
Revote	Cemetery - Water Tank/Pump and connections (Plus Electricity	Capital Budget 2023/2024	5,000
Revote	Enviro Services Building - Petition Walls, Doors and AC	Capital Budget 2023/2024	21,000
Revote	Aerodrome Exclusion Fence	Capital Budget 2023/2024	40,000
Revote	Bush Care Nursery Irrigation	Capital Budget 2023/2024	3,000

**4. Attachments**

Nil

**5. Recommendation**

1. That Council note the Carry Forwards from 2023/2024 to 2024/2025
2. That Council revoke on items that had not commenced prior to the 30<sup>th</sup> June 2024.

## 12.4 TREATMENT OF RURAL FIRE SERVICE ASSETS IN COUNCILS FINANCIAL STATEMENTS 2023-2024

### 1. Introduction

The purpose of this report is to once again, bring to Council's attention, the ongoing issue concerning the recording of the Rural Fire Service (RFS) so-called red fleet (tankers) in Council's annual financial statements and to seek confirmation that Council wishes to continue with the current accounting treatment of such assets and that is to not include them in Councils asset registers.

### 2. Background

In 2020/2021 Bogan Shire Council did not recognise the (RFS) red fleet assets in its Financial Statements which led to the following comment under significant audit issues and observations in the Auditor General's letter to the Mayor:

*Rural fire-fighting equipment not recognised in the financial statements.*

*Council did not record rural fire-fighting equipment in the financial statements.*

*Rural firefighting equipment, specifically the red fleet vehicles, is controlled by the Council and should be recognised in their financial statements. This is supported by the requirements of the Rural Fires Act 1997 and service agreements between councils and the RFS.*

*The Department of Planning, Industry and Environment (inclusive of the Office of Local Government) confirmed in the 'Report on Local Government 2020' (tabled in Parliament on 27 May 2021) their view that rural firefighting equipment is not controlled by the NSW Rural Fire Service.*

At the time of the 2020/2021 audit Council provided the following response to the NSW Audit Office

*"Council has no control over the plant and equipment that the Rural Fire Service has in its possession. Council does not consider that it owns these assets and therefore has not included them in the Financial Statements for 2021.*

*Council does not have any knowledge of the extent of the RFS fleet operating within our district at any point in time and Council does not have any control over any of the RFS plant and equipment.*

*Council has no access to the plant and equipment nor is Council permitted to use any such equipment. Council does not insure this equipment or fix the equipment if there are damages to it.*

*Council does not have any input into decisions on the purchase or sale of any plant and equipment that the RFS has in its possession.*

*Council will not be including the plant and equipment in their asset registers unless this position changes.*

In 2021/2022, a total of 43 Councils received qualifications for not recognising the Rural Fire Service (RFS) red fleet assets in their Financial Statements. Bogan Shire Council also did

not record the RFS red fleet assets in their Financial Statements, however, due to the amount required to be recorded in Councils Financial Statements being assessed as immaterial by Council, a disclosure was added to the Financial Statements and Bogan Shire Council did not record the assets nor did they receive a qualification. The same circumstances applied in 2022/2023 where Council assessed the amount require to be recorded as immaterial and therefore did not record assets nor did Council receive a qualification.

### **3. Discussion**

This matter has been the subject of much discussion within the NSW local government industry for a long time and the directions now from both the NSW Audit Office and the Office of Local Government (OLG) are that Councils need to bring firefighting equipment assets, “vested” in Councils under the provisions of the Rural Fires Act, 1997, to account in their balance sheets and consequently bear the cost of depreciating them.

Just to remind Council, Bogan Shire Council as well as many others, contributed to a fund so that Leeton Council could seek and receive advice from a very reputable “Top 5” accounting firm that supported the stance that Councils should not recognise the rural firefighting equipment in their year end financial statements.

Part of this advice argued that Councils do not control red fleet assets. Under Australian Accounting Standards, “Control of an asset refers to the ability to direct the use of, and obtain substantially all of the remaining benefits from, the asset. Control includes the ability to prevent other entities from directing the use of, and obtaining the benefits from, an asset.”

The Auditor-General, in 2021/2022, issued a qualified audit opinion on 43 NSW Council’s Annual Financial Statements as red fleet assets were not brought to account.

In general terms an unqualified opinion is expressed when the auditor is satisfied in all material respects that the financial statements are presented fairly. A qualified opinion is issued when a specific part of the financial statements contains a material misstatement but the rest of the financial report is found to give a true and fair view.

On the 9th August 2022, before Bogan Shire Councils Financial Statements were finalised, LG NSW provided all Councils with a list of red fleet assets located within their RFS District together with the estimated cost, which was provided to them by the NSW Treasury. This meant that Council, if they wanted to, could assess the value of the red fleet assets. Bogan Shire Council did assess them and as the age of most of the assets contained in the schedule, meant they were already fully depreciated, there were only three assets left that were depreciable. The value of these assets was deemed to be immaterial and Council did not include the assets in their asset registers, as per Councils resolution, but also did not receive a qualification due to immateriality.

In 2022/2023 Council was also provided with additional assets purchased during the year by the RFS and again did an assessment and the value was deemed to be immaterial and Council did not include the assets in the asset registers, as per Councils resolution, and did not receive a qualification due to immateriality.

Council needs to consider if it is still their wish to not include the assets in Councils Asset registers for depreciation. Council is still waiting on a list of additions and disposals for

2023/2024 from the Rural Fire Service so I am unable able to determine the amount of depreciation at this stage but an estimate would be similar to last year of \$164,000.

Another option would be to only include the new assets in 2023/2024, if there are any, which could help Council avoid a qualification. However, that would mean we would have to also include any future years purchases and there is no way to know what depreciation that might be.

In Councils 2022/2023 Management Letter from the Audit Office the following issue was raised.

***Issue 1: Rural fire-fighting equipment not recognised in the financial statements***

***Observation***

*The Council has not recognised rural fire-fighting equipment as assets within 'Infrastructure, property, plant and equipment' in the Statement of Financial Position at 30 June 2023. In my opinion, these assets are controlled by the Council and should be recognised as assets in accordance with AASB 116 'Property, Plant and Equipment'.*

*Australian Accounting Standards refer to control of an asset as being the ability to direct the use of, and obtain substantially all of the remaining benefits from, the asset. Control includes the ability to prevent other entities from directing the use of, and obtaining the benefits from, an asset.*

*Rural fire-fighting equipment is controlled by the Council as:*

- these assets are vested in the Council under section 119(2) of the Rural Fires Act 1997 (Rural Fires Act), giving the Council legal ownership*
- the Council has the ability, outside of emergency events as defined in section 44 of the Rural Fires Act, to prevent the NSW Rural Fire Service from directing the use of the rural fire-fighting equipment by either not entering into a service agreement, or cancelling the existing service agreement*
- the Council has specific responsibilities for fire mitigation and safety works and bush fire hazard reduction under Part 4 of the Rural Fires Act. The Council obtains economic benefits from the rural fire-fighting equipment as these assets are used to fulfil Council's responsibilities*
- in the event of the loss of an asset, the insurance proceeds must be paid into the New South Wales Rural Fire Fighting Fund (section 119(4) of the Rural Fires Act) and be used to reacquire or build a similar asset, which is again vested in the Council as an asset provided free of charge.*

*While Council has undertaken procedures to confirm the fair value of this equipment, including assets vested in it during the year, it has not recognised these assets in the financial statements. When these assets are vested, no financial consideration is required from the Council and as such these are assets provided to Council free-of-charge.*

***Implications***

*The financial statements are misstated as rural-fire fighting equipment is not recorded.*

**Recommendation**

*We recommend council record the rural fire-fighting equipment in the asset register and the financial statements.*

**Management response**

*Bogan Shire Council resolved (161/2022) that they did not control, manage or govern Rural Fire Service (RFS) Assets nor was Council able to obtain a list of these assets from the NSW Government.*

*Council received a list of assets from LG NSW, that was compiled by the RFS, of equipment used in the Bogan Shire Council area. From this list and after confirming with the local RFS that these assets are deployed in the Bogan Shire Area. Council then determined the value of these assets are not material to Council's financial statements and has not recognised them in the financial statements.*

In Council's Engagement Plan with the Audit Office for the 2023/2024 Audit it is recommended from a Financial Audit report tabled to parliament of all 126 local Councils, 11 joint organisations and 9 County Councils and issued 13 June 2023, that;

- consistent with the NSW Government's accounting position and the Department of Planning and Environment's (DPE) role of assessing council's compliance with legislative responsibilities, standards or guidelines, DPE should intervene where councils do not recognise vested rural firefighting equipment.*

All these recommendations do not change the fact that Bogan Shire Council does not have any say in the acquisition, deployment, or disposal of these assets, nor do we insure, repair or even know where these assets are at any specific time. The Government's determination is inconsistent with the treatment of the comparable assets of other emergency service agencies such as Fire & Rescue NSW (FRNSW) and the State Emergency Service (SES). It makes sense that the entity that bought the RFS assets, vested them to Council, controls them, uses them, insures them and sells them should be the same one that accounts for them.

For Councils reference and convenience, the below resolution comes from the July 2023 Ordinary Meeting of Council

Resolved 154/23

Moved: Cr J Douglas Seconded: Cr G Deacon

That Council, considering the risks involved in receiving a qualified report for the 2022/2023 Financial Year, does not include Rural Fire Service Red Fleet assets in Bogan Shire Councils annual financial statements, based on the fact that Council does not control, manage, or govern Rural Fire Service assets.

**4. Attachments**

Nil



**5. Recommendation**

That Council, in considering the risks involved in receiving a qualified report for 2023/2024, does not include Rural Fire Service Red Fleet assets in Bogan Shire Councils annual financial statements, based on the fact that Council does not control, manage, or govern Rural Fire Service assets.

## **12.5 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 24 August 2023, 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 \$579 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 the 1st September 2024. 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 \$595 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**

For noting.

**13 ENGINEERING SERVICES REPORTS**

**13.1 DEPARTMENTAL REPORT**

**1. Introduction**

The purpose of this report is to provide Council with information that is both statistical and informative regarding the activities of the Engineering Services Department.

**2. Background**

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

**3. Discussion**

Roads

Road work undertaken for the reporting period 17 June 2024, to 12 July 2024 consisted of the following:

No.	Name	Comments
	<b>Local Roads</b>	
14	Gilgai Road	Maintenance grade & gravel patching commenced
16	Yarrandale Road	R2R Asphaltting of intersections completed
24	Canonba Road	Shoulder grading continuing
51	Currans Road	Maintenance grading completed
5	Piesley Road	Maintenance grading continuing
66	Days Road	Maintenance grading commenced
10	Pangee Road	Maintenance grading continuing
78	Okeh Road	Maintenance grading completed
	<b>Regional Roads</b>	
7514	Cockies Road	Flood damage repairs continuing
	<b>State Highways</b>	
HW7	Mitchell Highway	Routine Maintenance continuing
HW8	Barrier Highway	Routine Maintenance continuing
MR70	Arthur Hall VC Way	Routine Maintenance continuing
HW8	Barrier Highway	Shoulder Grading completed

Council has completed pothole repairs on the following roads:

• Old Warren Road	• Nyngan Town Streets
• Pangee Road	• Hermidale Nymagee Road

The upcoming works program for Council's Rural Works teams includes, but is not limited to the following works:

- Maintenance grading, re-sheeting, or flood damage repairs on the following roads
  - Gilgai Road
  - Coffils Lane
  - Piesley Road
  - Mitchell Highway Shoulder Grading
- Tree Trimming Coffils Lane and Pangee Road
- Commencing Pangee Road Construction and sealing of 6km
- Continuing heavy patching to repair the damaged sealed sections of Cockies Road, Colane Road, and Canonba Road.
- Installation of 3 culverts on the Mitchell Highway northwest of Nyngan near the John Butler Road intersection.

**Traffic Committee**

The Traffic Committee at its meeting held on 12 June 2024 endorsed the Traffic Guidance system (closing a section of Pangee Street) for the Big Bogan Festival to be held on 28 September 2024.

**Works and Services**

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

**Civil Works**

- Carried out major maintenance on storm water drainage between Pangee Street & the railway line
- Installed viewing platform access ramp in Teamsters Rest extension
- Installed new fencing and a disabled access ramp to the new toilet block at the swimming pool
- Installed Jack Hargreaves Park sign
- Erected safety bollards in the Medical Centre car park
- Erected four shade shelters along the Nymagee Street shared pathway
- Installed concrete slab for laundry entrance at the ELC
- Commenced preparation for kerb & gutter replacement
- Installed solar lighting on the Vinnies decorative mural screen

Community Facilities

- Mowing/slashing and maintenance of ovals, reserves and highway approaches to Nyngan (ongoing)
- Cleaning of town facilities
- Cleaning and sweeping of the Nyngan CBD
- Cleaning and maintenance of town streets and nature strips and culverts
- Preparation & clean-up of showground/racecourse for Duck Creek Races
- Weed spraying lane ways and culverts (ongoing)
- Pruning/maintenance of street trees
- Spraying of Clover on all ovals
- Ant spraying carried out on levee bank and nature strips (ongoing)

Water & Wastewater

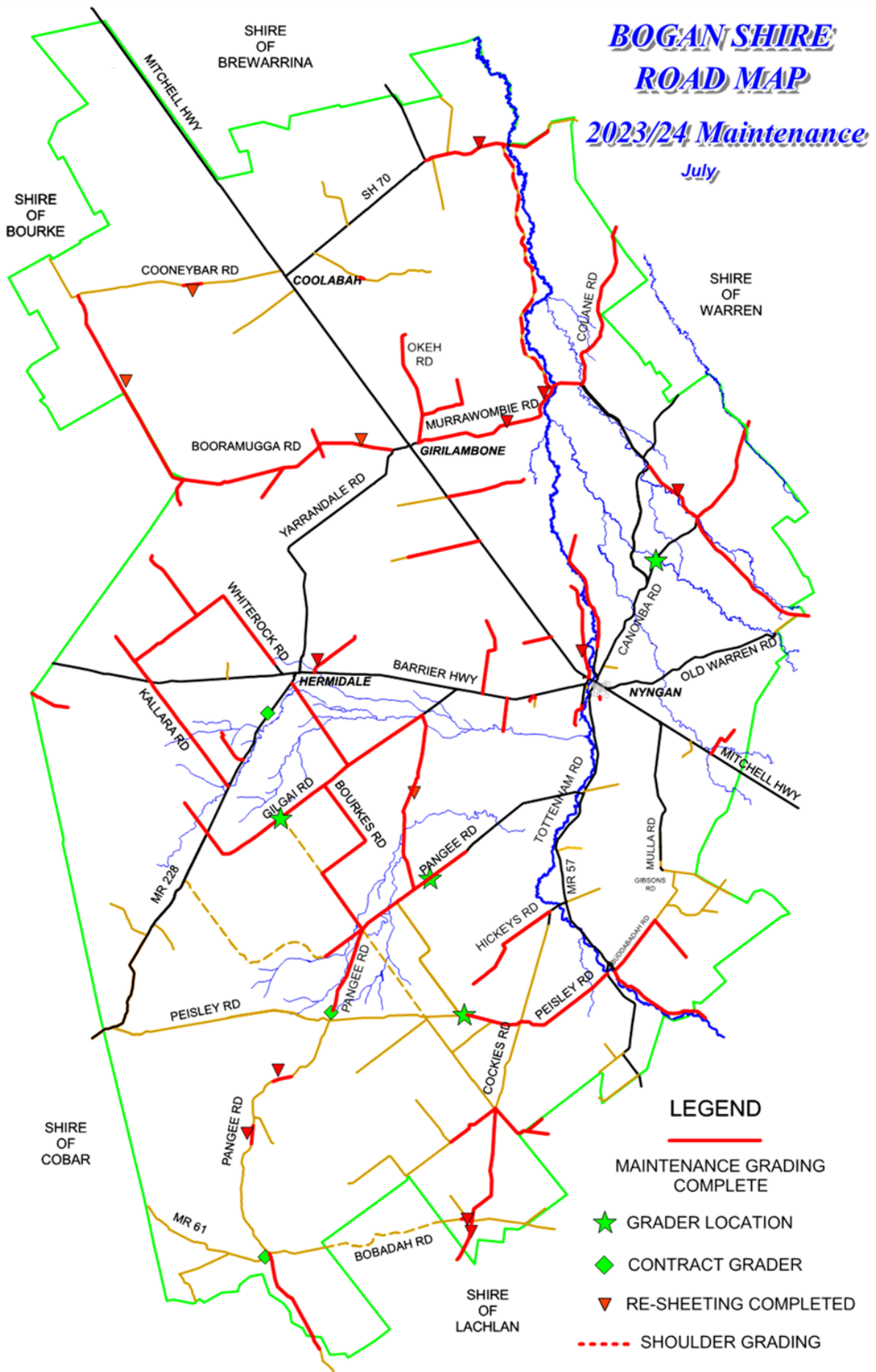
- Replaced taps & repaired cisterns at airport terminal
- Serviced all showground sewer pump stations in preparation for Duck Creek Races
- Grading of APC access tracks
- Commenced annual maintenance program at water filtration plant
- Lime dosing of sewer pump stations carried out
- Replaced filter valve actuators at filtration plant
- Renewed sewer discharge line at showground
- Repaired section of sewer main in Collins St

**4. Attachments**

1. Road Maintenance Map

**5. Recommendation**

That the Engineering Departmental Activity Report be received and noted.



## 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

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

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2022/040	A.T & B.M Burton	24 Pangee Street, Nyngan	New Serviced Apartments	\$700,000	Additional Information Required
2023/021	Mr D Boyd	33-39 Oval Place, Nyngan	New Private Shed	\$30,000	Additional Information Required
2024/004	Mr I Bennett	60 Nymagee Street, Nyngan	New Awning	\$35,000	Additional Information Required
2024/009	B & B Jackson	108 Wera Road, Nyngan	New Single Dwelling	\$985,000	Approved
2024/010	Mr D Read	Nyngan Golf Club 1 Tottenham Rd Nyngan	Alterations and Additions to Existing Building	\$110,000	Approved
2024/012	Mr J Bourke	40 Dandaloo Street Nyngan	New Private Awning and In-Ground Swimming Pool	\$40,000	Additional Information Required
2024/013	Mr M Arnott	19 Pangee Street Nyngan	New Multi-Dwelling Housing	\$405,027	Additional Information Required

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.



**Development Applications Statistics**

	Application Type							Application Value
	Totals		Breakup					
	DA	CDC	Dwellings	Shed/Garage/ Patio/Awning	Pool	Sub- division	Other	
July 2023	5	-	2	3	-	-	-	\$1,993,252.00
August 2023	1	-	-	1	-	-	-	\$40,000.00
September 2023	0	0	0	0	0	0	0	\$0.00
October 2023	3	0	2	0	0	0	1*	\$799,442.00
November 2023	1	0	0	1	0	0	0	\$60,000.00
December 2023	2	0	1	0	0	0	1	\$1,200,000.00
January 2024	2	0	0	1	0	0	1**	\$260,000.00
February 2024	4	0	1	3	0	0	0	\$937,000.00
March 2024	1	0	0	1	0	0	0	\$30,000.00
April 2024	4	0	1	3	0	0	0	\$716,930.00
May 2024	1	0	1	0	0	0	0	\$985,000.00
June 2024	3	0	0	1	1		1***	\$555,027.00
<b>Total 2023/24</b>	<b>27</b>	<b>0</b>	<b>8</b>	<b>14</b>	<b>1</b>	<b>0</b>	<b>4</b>	<b>\$7,576,651.00</b>
<b>Total 2022/23</b>	<b>33</b>	<b>1</b>	<b>7</b>	<b>12</b>	<b>5</b>	<b>2</b>	<b>8</b>	<b>\$ 7,443,708.00</b>
<b>Total 2021/22</b>	<b>26</b>	<b>0</b>	<b>13</b>	<b>8</b>	<b>2</b>	<b>1</b>	<b>5</b>	<b>\$ 6,354,396.00</b>
<b>Total 2020/21</b>	<b>34</b>	<b>3</b>	<b>5</b>	<b>14</b>	<b>3</b>	<b>5</b>	<b>9</b>	<b>\$ 4,107,610.00</b>
<b>Total 2019/20</b>	<b>24</b>	<b>0</b>	<b>0</b>	<b>10</b>	<b>1</b>	<b>3</b>	<b>10</b>	<b>\$ 11,294,300.00</b>

- \* Secondary dwelling
- \*\* Communications Tower
- \*\*\* New Multi-Dwelling Housing

## **14.2 WASTE AND RESOURCE MANAGEMENT REPORT**

### **1. Introduction**

The purpose of this report is to advise Council of the activities and statistics relating to Waste and Resource Management.

### **2. Discussion**

The Nyngan Waste and Resource Facility (NWRF) continues to operate with minimal disruption. Since the last Council report in February 2024, the NWRF has been closed on Good Friday, ANZAC Day and for only two days due to wet weather. There was minimal disruption during these closures.

All rubbish received at the NWRF continues to be segregated where possible to minimise waste entering the cell helping Council work towards a circular economy. Daily compaction of rubbish is carried out to meet operating requirements and maximise the life of the waste cell.

Kerbside garbage collection continued as usual with few interruptions. Since the February report the garbage truck has disposed of 487.75 tonnes of waste to the NWRF. Waste management statistics are outlined in Attachment 1.

Kerbside recycling collection also continued with few interruptions. Council serviced a total of 14,706 bins for the financial year. Recycling continued to be transported to the Gilgandra Materials Recycling Facility for processing. The contamination rate of recycling continues to sit above 22% and is outlined in Attachment 2.

Since the last report, a total of 184.59 kg of cardboard, 4.9 tonne of tyres and 4.5 tonne of mattresses were removed from the Nyngan site to be recycled.

Recycling of these resources continues to show Council's commitment towards a circular economy.

The Resource for Regions grant funded Resource Recovery Shed (RRS) is now open to members of the public during NWRF operating hours. The RRS contains items that are in usable condition and may be of use to members of the community. The RRS will assist in minimizing waste to landfill and demonstrates Council's continued dedication to recycling. In lieu of payment, donations can be made to Nyngan CanAssist.



Council participated in the annual Netwaste SIMS Metal 'Waste 2 Art' competition again this year. This was a successful event receiving many creative entries from varied sections of the community including local schools, creative local artists, and some of the residents of the Mick Glennie Hostel.

The theme for this year was "Packaging".



The exhibition and judging were held in conjunction with the Nyngan Show with the art works on display in the Walker Pavilion. The increased number of entries received has demonstrated the community's interest in upcycling and recycling a wide range of materials.

The winners from this competition will progress to the Regional Exhibition to be held in Parkes from 10-31 August 2024

See Attachment 3.

### **3. Attachments**

1. Waste Management Statistics
2. Kerbside Recycling Collection
3. Waste 2 Art

### **4. Recommendation**

That the Waste and Resource Management Report be received and noted.

**Nyngan Landfill - Disposal, Recycling and Resource Recovery**

	Mixed Waste (Tonnes)	Recoverable Materials (Tonnes)			Recyclable Materials (Tonnes)		
		Organic	Masonry	Soil	Paper / Cardboard	Metal / eWaste	Other
July 2023	79.98	22.38	6.60	-	5.70	12.30	0.41
August 2023	112.42	30.30	55.54	-	4.92	8.57	1.76
September 2023	106.70	24.92	4.22	-	5.58	13.08	0.22
October 2023	138.51	65.91	108.82	-	5.58	7.92	0.21
November 2023	65.87	38.08	-	-	4.62	6.96	0.03
December 2023	118.60	27.12	-	-	6.78	12.00	0.93
January 2024	89.24	53.44	1.96	-	4.62	9.90	1.56
February 2024	75.17	73.26	0.60	-	4.56	10.91	0.19
March 2024	111.07	84.00	18.20	-	5.70	7.80	3.84
April 2023	103.54	43.17	36.62	-	1.86	0.90	0.07
May 2024	95.94	39.71	12.00	-	5.16	13.50	0.37
June 2024	102.03	63.81	-	-	4.32	14.51	0.13
<b>Total 2023/24</b>	<b>1,199.07</b>	<b>566.10</b>	<b>244.56</b>	<b>-</b>	<b>59.40</b>	<b>118.35</b>	<b>9.72</b>
<b>Total 2022/23</b>	<b>1,325.62</b>	<b>617.09</b>	<b>440.40</b>	<b>-</b>	<b>45.46</b>	<b>100.27</b>	<b>13.28</b>
<b>Total 2021/22</b>	<b>2,025.65</b>	<b>601.71</b>	<b>192.74</b>	<b>-</b>	<b>55.02</b>	<b>73.18</b>	<b>14.84</b>
<b>Total 2020/21</b>	<b>1,921.52</b>	<b>680.78</b>	<b>452.54</b>	<b>-</b>	<b>56.28</b>	<b>78.96</b>	<b>34.84</b>

Note 1 - Other materials recycled include: used engine oil, batteries, gas bottles, fire extinguishers, mattresses, tyres mixed recyclables and cleaned chemical drums.

**Kerbside Waste Collection**

	<b>No of Premises with</b>	<b>Services Provided (Bins</b>	<b>Tonnes Collected</b>
July 2023	1,035	5,551	91.00
August 2023	1,039	5,531	95.70
September 2023	1,039	5,265	87.00
October 2023	1,039	6,077	100.60
November 2023	1,039	5,227	92.20
December 2023	1,039	4,653	96.80
January 2024	1,039	6,003	105.00
February 2024	1,039	4,996	89.10
March 2024	1,039	5,157	87.60
April 2024	1,039	6,039	94.00
May 2024	1,039	4,087	68.30
June 2024	1,039	5,259	91.30
<b>Total 2023/24</b>	<b>1,039</b>	<b>63,845</b>	<b>1,098.60</b>
<b>Total 2022/23</b>	<b>1,035</b>	<b>46,420</b>	<b>1,042.10</b>
<b>Total 2021/22</b>	<b>1,036</b>	<b>65,737</b>	<b>1085.64</b>
<b>Total 2020/21</b>	<b>1,029</b>	<b>N/A</b>	<b>302.10</b>

Vouchers and Actual Resource Recovery

	Vouchers			Out for Recycling / Recovery				
	No Issued	No Redeemed	Value Redeemed	Cardboard*	Metal / eWaste	Mattresses	Tyres	Other
July 2023		240	\$ 10,456	44.85	-	-	-	-
August 2023		277	\$ 13,222	58.65	2.92#	-	-	1.35**
September 2023		293	\$ 14,710	48.30	-			-
October 2023		308	\$ 15,314	63.83	-	-	-	2,350 ***
November 2023		219	\$ 11,263	46.58	-	4.30	4.76	-
December 2023		428	\$ 22,080	50.03	-	-	-	-
January 2024		312	\$ 16,524	63.83	-	-	-	-
February 2024		460	\$ 9,486	39.68	53.52	-	-	-
March 2024		486	\$ 9,646	37.95	-	-	-	-
April 2024		408	\$ 12,410	37.95	-	4.50	4.90	-
May 2024		351	\$ 8,623	39.68	-	-	-	-
June 2024		407	\$ 13,113	29.33	-	-	-	-
<b>Total 2023/24</b>		<b>4,189</b>	<b>156,847</b>	<b>560.66</b>	<b>54</b>	<b>9</b>	<b>10</b>	<b>2,351</b>
<b>Total 2022/23</b>	<b>14,604</b>	<b>2,851</b>	<b>\$ 141,845</b>	<b>369.15</b>	<b>94.76</b>	<b>13.64</b>	<b>9.42</b>	<b>3,300.64</b>
<b>Total 2021/22</b>	<b>14,604</b>	<b>12,710.00</b>	<b>140,590.00</b>	<b>203.55</b>	<b>153.78</b>	<b>17.18</b>	<b>6.16</b>	<b>0.12</b>
<b>Total 2020/21</b>	<b>N/A</b>	<b>4,015</b>	<b>N/A</b>	<b>639.98</b>	<b>185.54</b>	<b>16.68</b>	<b>7.52</b>	<b>-</b>

\* Includes from Works Depot

# Metal from Village landfill

\*\*drumMUSTER

\*\*\*Greenwaste cubic metres

**Kerbside Recycling Collection**

	<b>No of Premises with Service</b>	<b>Services Provided (Bins Emptied)</b>	<b>Tonnes Collected</b>	<b>Tonnes Recycled</b>	<b>% Contamination</b>
July 2023	891	1,076	11.10	8.55	22.97
August 2023	894	1,422	13.50	10.42	22.80
September 2023	894	1,182	11.50	9.00	21.75
October 2023	894	1,357	13.70	8.49	21.38
November 2023	894	1,203	13.80	10.63	23.00
December 2023	894	1,150	5.1	3.95	22.64
January 2024	894	1,247	12.40	9.32	24.83
February 2024	894	1,228	11.90	9.11	23.44
March 2024	894	1,145	11.10	8.6	22.53
April 2024	894	1,421	13.90	8.71	24.26
May 2024	894	1,108	12.50	9.63	25.9
June 2024	894	1,167	11.60	8.81	24.67
<b>Total 2023/24</b>	<b>894</b>	<b>14,706</b>	<b>142.10</b>	<b>105.22</b>	<b>23.35</b>
<b>Total 2022/23</b>	<b>891</b>	<b>5,812</b>	<b>92.50</b>	<b>71.84</b>	<b>21.99</b>
<b>Total 2021/22</b>	<b>898</b>	<b>7,635</b>	<b>110.10</b>	<b>78.62</b>	<b>21.72</b>
<b>Total 2020/21</b>	<b>896</b>	<b>N/A</b>	<b>117.50</b>	<b>90.92</b>	<b>22.53</b>













**15      PRECIS OF CORRESPONDENCE**

**15.1    CORRESPONDENCE FROM THE HON. MINISTER AITCHISON MP MINISTER  
FOR REGIONAL TRANSPORT AND ROADS**

Attached is a copy of correspondence received from the Hon. Minister Aitchison MP Minister for Regional Transport and Roads

**Attachments**

1. Correspondence from The Hon. Aitchison MP

**Recommendation**

That the Correspondence be received and noted.

**The Hon Jenny Aitchison MP**  
Minister for Regional Transport and Roads



Ref: 02112416

**Mr Derek Francis**  
**General Manager**  
**Bogan Shire Council**  
**PO Box 221**  
**Nyngan NSW 2825**

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Dear Mr Francis,

Thank you for your further correspondence about the Hoskins Street level crossing in Nyngan.

I appreciate Bogan Shire Council's continued concerns about safety at the level crossing and acknowledge its request for the rail speed limit to be reduced.

Transport for NSW has discussed Council's safety concerns with UGL Regional Linx (UGL) and the impact a potential lowering of speed limits at the level crossing may have on safety.

Transport for NSW advises that UGL has inspected the level crossing and determined that it fully conforms to level crossing passive controls and sighting distance standards based on an 80km/h travel speed. Further, while the standard maximum speed limit is 80km/h, the speed limit imposed on the majority of rolling stock used by commercial providers that pass through Nyngan is 50km/h.

UGL has determined that the risk profile at the Hoskins Street railway level crossing ranks in the safer 20 per cent of the more than 1,300 level crossings on the Country Regional Network. Funding for safety upgrades is generally directed at level crossings deemed to have a higher risk.

Further, Transport for NSW notes that slower trains through urban areas may have a detrimental impact on local residents as it prolongs train noise. Slower trains may also increase the risk of road users engaging in unsafe behaviours of trying to 'beat the train'.

While Transport for NSW acknowledges that sight distances at the Hoskins Street level crossing comply with the Australian standard and that train speeds in Nyngan are consistent with similar urban settings in regional NSW, it has requested a review of the train speed limit in line with Council's request.

52 Martin Place Sydney NSW 2000  
GPO Box 5341 Sydney NSW 2001

02 7225 6060  
[nsw.gov.au/ministers](http://nsw.gov.au/ministers)

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Transport for NSW is not able to provide a timeframe for the completion of the review at this time. It will continue to work with UGL and Council to ensure the safe operation of the Country Regional Network through Nyngan.

Thank you for taking the time to write to me. I genuinely appreciate the effort Council continues to make to raise this matter with the NSW Government and to ensure the safety of the Nyngan community.

Yours sincerely,



12/07/2024

**The Hon Jenny Aitchison MP**  
Minister for Regional Transport and Roads

52 Martin Place Sydney NSW 2000  
GPO Box 5341 Sydney NSW 2001

02 7225 6060  
[nsw.gov.au/ministers](https://nsw.gov.au/ministers)



**15.2 CORRESPONDENCE FROM THE DEPARTMENT OF CLIMATE CHANGE, ENERGY, THE ENVIRONMENT AND WATER**

Attached is a copy of correspondence received from The Department of Climate Change, Energy, the Environment and Water.

General Managers Note: This correspondence is in reply to a letter sent in January 2024 following Council's consideration of the Mayoral Minute tabled at the Council Meeting on 14 December 2023.

**Attachments**

1. Correspondence from The Department of Climate Change, Energy, The Environment and Water

**Recommendation**

That the Correspondence be received and noted.

## Department of Climate Change, Energy, the Environment and Water



Our ref: DOC24/154708

Mr Derek Francis  
General Manager  
Bogan Shire Council  
P.O. Box 221  
Nyngan NSW 2825

2 July 2024

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**Subject:** Nyngan to Cobar Pipeline Project – Review of Environmental Factors consultation

Dear Mr Francis,

Thank-you for your continued engagement in our consultation for the Nyngan to Cobar Pipeline Project, and specifically for your correspondence dated 28 January 2024 concerning the Review of Environment Factors for the project.

The project aims to provide long-term water supply reliability for the region by replacing the aging pipeline and some pump station infrastructure.

In response to your questions concerning the noise and visual impact of the new pump stations, I want to firstly reassure you the proposal is expected to have a negligible impact on visual amenity. The replacement pump stations will look similar to the existing infrastructure and will be located near the existing pump stations, which will be decommissioned and demolished.

As a result, the visual impact of the new pump stations will be similar to the existing ones.

Also, construction and operational noise limits for the project will be specified in the Review of Environmental Factors and within acceptable industry levels, to be published in due course. The new facilities will be designed and constructed in compliance with these requirements.

In relation to the new Temples Lane Pump Station, Bogan Shire Council were contacted on 5 June 2024 to commence discussions regarding an agreement for access and construction of the new pump station. It is proposed that an acquisition of land will enable Cobar Water Board (the owner of the infrastructure) to access, operate and maintain the works and associated infrastructure. Proposed land tenure arrangements are included for discussion in the access and construction agreement for the upgrade.

We note your concerns about water security and would like to reassure you Cobar Water Board is obligated to operate in accordance with the terms and conditions of their water access licences and

**Department of Climate Change, Energy, the Environment and Water**

water supply work approvals, and to comply with the relevant Water Sharing Plans and current legislation. The terms and conditions are not changed as a result of the project.

A summary of the engagement undertaken to date, and our responses, will be included in the final Review of Environmental Factors, which will be published on the project webpage. The department's Water Group will be in contact when this is available.

Should you require any further information or updates on the project please do not hesitate to contact us by:

- emailing [n2c@dpie.nsw.gov.au](mailto:n2c@dpie.nsw.gov.au)
- calling 1300 081 047
- visiting the project webpage at [dpie.nsw.gov.au/nyngan-cobar-pipeline](http://dpie.nsw.gov.au/nyngan-cobar-pipeline)
- subscribing for email updates on the project webpage.

Yours sincerely,

Andrew Lavelle

Director Infrastructure Projects

Water Group

Department of Climate Change, Energy, the Environment and Water

### **15.3 CORRESPONDENCE FROM THE NYNGAN GARDEN CLUB**

Attached is a copy of correspondence received from The Nyngan Garden Club.

#### **Attachments**

1. Nyngan Garden Club

#### **Recommendation**

For Council's Consideration.

**From:** Nyngan Garden Club  
**Sent:** Wednesday, June 26, 2024 11:07 AM  
**To:** Bogan Shire Council <[administrator@bogan.nsw.gov.au](mailto:administrator@bogan.nsw.gov.au)>  
**Subject:** Nyngan Garden Club

Hi Derek


Nyngan Garden Club have a number of awards and plaques received over the years, we would like to seek Council's permission to permanently display these awards on a wall at the Community Hall (CWA rooms) in Davidson Park.

As we don't have a club house they get passed from President to President each couple of years, a permanent home on display in this hall was suggested as it is a Community Hall now. We use these rooms annually for our Biggest Morning Tea and in the future hope to use them for our wet weather meetings, when too wet to meet in members gardens.

We hope you look favourably on this request.

Regards

Mary Burley  
Nyngan Garden Club  
PO Box 46  
Nyngan NSW 2825



**15.4 CORRESPONDENCE FROM DIANNE AND JOHN WYNNE**

Attached is a copy of correspondence received from Dianne and John Wynne

**Attachments**

1. Correspondence from Dianne and John Wynne

**Recommendation**

That the Correspondence be received and noted.

Dianne and John Wynne

107 Bogan Street

**NYNGAN NSW 2825**

The General Manager

Bogan Shire Council

PO Box 221

**NYNGAN NSW 2825**

Dear Derek

After continuing medical issues, our son Cooper is now confined to a wheelchair and mobility scooter for anything other than a very short walk.

We would like to ask Council if they would consider providing a concrete footpath in Bogan Street between Hoskins Street and our residence, approximately 180 metres. As this section of the street has a narrow pavement, a footpath would allow Cooper to move safely and independently away from the traffic lanes.

We are aware that a concrete footpath is expensive and ask that this request be included for consideration in a future budget or if grant funding becomes available. We appreciate your help with this matter and assisting Cooper to retain his independence.

It would be appreciated if this letter could be included in the July Council business paper.

Yours thankfully,

Dianne and John Wynne

**16 MEETING CLOSURE**