



# **BOGAN SHIRE COUNCIL**

## **Ordinary Business Paper**

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

**Date: Thursday, 24 August 2023**

**Time: 5:30pm**

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

**Councillors are invited to meet at the Nyngan Cemetery at 5:00pm to review the new section of the Lawn Cemetery.**

**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.



*Scott Ramsay, General Manager, Aeris Resources, Tritton Operations invited to give a presentation on the proposed Constellation Mine Project.*

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

**5 CONFIDENTIAL MATTERS**

Recommended that Council move into a closed session of Council with the public excluded, in accordance with the Local Government Act 1993 section 10A(2).

**5.1 BOGAN SHIRE COUNCIL WAR MEMORIAL SWIMMING POOL**

This matter is considered to be confidential under Section 10A(2) of the Local Government Act 1993, and discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with:

- information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.



**5 CONFIRMATION OF ORDINARY MINUTES**

**6.1 MINUTES OF ORDINARY MEETING - 27 JULY 2023**

The minutes of the Ordinary Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 27 July 2023 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 July 2023, be received and noted.



# **BOGAN SHIRE COUNCIL**

## **Ordinary Minutes**

**Date: Thursday, 27 July 2023**

**Time: 5:30pm**

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

**Derek Francis  
General Manager**



**Published Recording of Council Meeting**

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**MINUTES OF BOGAN SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE BOGAN SHIRE COUNCIL, COUNCIL CHAMBERS, 81 COBAR STREET,  
NYNGAN  
ON THURSDAY, 27 JULY 2023 AT 5.30PM**

**PRESENT:** Cr G Neill (Chairperson), Cr V Boag (Deputy Chairperson), Cr K Bright, Cr G Deacon, Cr J Douglas, Cr G Jackson, Cr D Menzies, Cr R Milligan

**IN ATTENDANCE:** D Francis (General Manager), D Wood (Director People and Community Services), S Waterhouse (Director Finance and Corporate Services), G Bourke (Director Engineering Services), C Foley (Acting Director Development and Environmental Services)

**1 OPENING PRAYER**

**2 REMEMBRANCES**

A minute's silence was observed for the late Glad Eldridge

**3 APOLOGIES**

As noted in the Confidential Meeting, **140/2023 RESOLVED** That the apology received from Cr Elias be accepted and leave of absence granted. **(Douglas/Boag)**

**4 DISCLOSURE OF INTERESTS**

Nil

The following discussions and resolutions arose from decisions made in the Closed and Confidential Section of the Meeting, 27 July 2023:

**Resolved 140/23**

Moved: Cr J Douglas  
Seconded: Cr V Boag

That the apology received from Cr Elias be accepted and leave of absence granted.

**Resolved 141/23**

Moved: Cr K Bright  
Seconded: Cr D Menzies

**EXCLUSION OF PRESS AND PUBLIC:** That Council move into a closed session of council with the public excluded, in accordance with the local government act 1993, section 10a (2).

**DISCLOSURE OF INTERESTS**

The following disclosure of interests were declared:

Clr Neill declared an interest in the Confidential Section of the Meeting:

**5.1 Voluntary Planning Agreement – Federation Mine**

Reason: Due to position as a Director of Neill Earthmoving which carries out contract work for Aurelia Metals Limited.

**CONFIRMATION OF CONFIDENTIAL MINUTES – 22 JUNE 2023****Resolved 142/23**

Moved: Cr D Menzies  
Seconded: Cr G Deacon

That the minutes of the Confidential Meeting of Council held on 22 June 2023, copies of which have been circulated to Councillors be taken as read and confirmed with the following amendment:

Amendment to Minutes: Chris Foley, Acting Director Development & Environmental Services was present at meeting on 22 June 2023.

**5.1 VOLUNTARY PLANNING AGREEMENT - FEDERATION MINE****Resolved 143/23**

Moved: Cr D Menzies  
Seconded: Cr G Jackson

1. That Council endorse the draft Federation Mine Voluntary Planning Agreement for the purposes of public exhibition.
2. That Council place on public exhibition the draft Federation Mine Voluntary Planning Agreement for a period of at least 28 days, during the exhibition period call for and accept submissions from the public on the draft Voluntary Planning Agreement.

**LATE ITEM OF BUSINESS**

**Resolved 144/23**

Moved: Cr J Douglas

Seconded: Cr R Milligan

That Council discuss the late item of business in the Confidential Meeting – Tenders for Larkin Oval Changeroom.

**5.2 TENDERS FOR LARKIN OVAL CHANGEROOM**

**Resolved 145/23**

Moved: Cr R Milligan

Seconded: Cr G Deacon

1. That subject to additional funds being identified, Precinct Commercial Pty Ltd be awarded this contract as the Single Source provider to Bogan Shire Council in the amount of \$523,482.00 ex GST.

Moved: Cr R Milligan

Seconded: Cr J Douglas

2. That the General Manager be authorised to enquire from NSW Government about topping up the existing funds to meet the additional costs or alternatively that Council commit \$133,057 from the next round of Local Roads and Community Infrastructure grants.

**Resolved 146/23**

Moved: Cr J Douglas

Seconded: Cr G Deacon

**INCLUSION OF PRESS AND PUBLIC:** That the meeting move into open Council.

Minutes of the Ordinary Council Meeting  
Bogan Shire Council

27 July 2023

**5 CONFIRMATION OF ORDINARY MINUTES -22 JUNE 2023**

**Resolved 147/23**

Moved: Cr K Bright  
Seconded: Cr G Deacon

That the minutes of the Ordinary Meeting of Council held on 22 June 2023, copies of which have been circulated to Councillors be taken as read and confirmed with the following amendment:

Amendment to Minutes:

- Chris Foley, Acting Director Development & Environmental Services was present at meeting on 22 June 2023.
- Checklist Item 6 Section 355 Committee Nyngan Museum 281/2002 Page 47 Date should read 15/12/2022

**CARRIED**

**6 NOTICE OF MOTION**

Nil

**7 MAYORAL MINUTES**

Nil

**8 COMMITTEE MEETING MINUTES**

Nil

**9 GENERAL MANAGER'S REPORTS**

**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 trialling 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, for follow-up.
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>	Letter written to Minister for Water.  Letter sent to the Minister for Lands and Water, Kevin Anderson, on 02/02/2023, raising this matter again, and advising him that NSW Public Works have provided Council with new project estimates. Due to the delays in project commencement, rising costs of pipe materials and other costs of construction, the estimated project cost has more than doubled to \$8.7M from \$4M.

Item	Date	Minute No	Matter	Action Required	Officer	Status
	23/02/2023	010/2023	<b>Nyngan Emergency Bore</b>	Council vote for a 200ml pipe instead of 375ml pipe, on the basis of water consumption.	<b>GM</b>	Minister's office has advised that the question of amending the Water Sharing Plan has been referred to Department of Planning and Environment.  DPE have advised that no additional funding is available for the project.  <b>UPDATE:</b> Letter written to new Minister for Water, advising them of resolution 122/2022 and seeking clarification on funding.
	23/02/2023	010/2023	<b>Nyngan Emergency Bore</b>	A decision on the request for a meeting be deferred until Council receives a response from the NSW Government on whether the emergency		Public Works & DPE have been advised of Council's resolution to request a 200mm pipeline.  On hold pending response.



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	27/04/2023	081/2023		bore hole project is to be funded. Virginia and Richard Woodlock be requested to provide Council with specific concerns of concerned landholders and rate payers in writing, so that responses can be prepared, and arrangements made for appropriate NSW Government staff to be available.		Letter sent to Richard and Virginia Woodlock advising them of Council's resolution.
3	28/11/2019	368/2019	<b>Repairs to Nyngan &amp; Cobar Emergency Water Storage</b>	The General Manager be authorised to procure sufficient quantities Geosynthetic Clay Liner & Geotextile material to complete the remediation works, according to specifications provided by NSW Public Works. The procurement be carried out by way of quotations.	<b>DES</b>	Repairs complete – awaiting project sign-off by NSW Public Works.  <b>UPDATE:</b> Currently filling storage with water. <b>COMPLETED</b>
4	25/02/2021	012/2021	<b>Nyngan Railway Wool Dump</b>	A colour information sign be erected at the Nyngan Railway Wool Dump on	<b>DES</b>	Pending commencement of grant-funded works.

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27 July 2023

Item	Date	Minute No	Matter	Action Required	Officer	Status
				stand adjacent to the dump. A cement path from the existing walkway to the sign be constructed, with available funding.		
5	27/05/2022  27/04/2023	126/2021  061/2023	<b>Addressing Local Job Vacancies</b>	Council delays the launch of the marketing campaign until progress is made with establishing more housing accommodation in Nyngan.  Council make a preliminary start with the Marketing campaign by producing a short promotional video which can be distributed and uploaded by social media.	<b>DPCS</b>	Planning for new residential subdivision has commenced.  <b>UPDATE:</b> Promotional video now completed. Report and presentation to Council refers. <b>COMPLETED</b>
6	28/10/2021	162/2021	<b>Section 355 Committee – Nyngan Museum</b>	General Manager to proceed with discussions to formalise a constitution and associated delegations for Nyngan Museum Committee as a Section 355 Management Committee of Council with a further report to Council.	<b>GM</b>	Initial meeting held with Museum Committee.  Referred to Audit & Risk Committee.

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Item	Date	Minute No	Matter	Action Required	Officer	Status
	15/12/2022	281/2022		Council progress investigations and discussion to progress to Section 355 or an incorporated body for the functions of managing and operating the Nyngan Museum.		Investigations commenced regarding benefits of incorporation. Discussion paper circulated to Museum executive.  <b>UPDATE:</b> Meeting to be held with Museum executive on 20/07/2023 to progress discussions.
7	25/11/2021	331/2021	<b>Recycling Bins in Town Main Street</b>	Recycling bins be made available in town main street.	<b>DDES</b>	Eight recycling bins received – considered in Council’s best interest to delay installation until main street paving completed.
8	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.  Council request NSW Public Works to provide a report to Council on the relative cost of the proposed substation	<b>DES</b>	Public Works to discuss with Crown Lands use of site adjacent to electricity sub-station at the end of Dandaloo Street.  Public Works has been requested to prepare a report on comparing the Dandaloo Street site with the raw
	23/03/2023	011/2023				

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27 July 2023

Item	Date	Minute No	Matter	Action Required	Officer	Status
				and existing pump station sites, including relative pros and cons.		water pumpstation site when funding deed has been signed.  <b>UPDATE:</b> Awaiting funding deed from NSW Government for Safe and Secure Water Grant for initial investigation and design of new water treatment plant.
9	27/10/2022	246/2022	<b>Pangee Street Paving</b>	Council seek expressions of interest from interested parties to have old pavers delivered to an appropriate site of theirs for public to collect, for a set time, then review matter.	<b>DES</b>	To be advertised when a construction schedule has been finalised.  Advertisement posted on Facebook 05/06/2023. Report to Council refers.  <b>COMPLETED</b>  Successful tenderer has advised that the commencement of work will be delayed to July due to acceptance of other contracts before ours.  <b>UPDATE:</b> Scheduled to start 25/07/2023.
	15/12/2022	314/2022		The Pangee Street CBD footpath be completed with a coved trowel finish including rows of pavers installed across the path at regular intervals to break up the large areas of concrete.		
10	28/07/2022	171/2022	<b>Hoskins Street Subdivision</b>	Council approves the draft subdivision layout, with following amendments	<b>DES</b>	Meetings between Alliance of Western Council and NSW

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Minutes of the Ordinary Council Meeting Bogan Shire Council

27 July 2023

Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>Inclusion of a laneway between lots 18-23 and lots 28-33.</p> <p>Accordingly reduce the number of affected blocks to retain an average size of around 1000m<sup>2</sup>.</p> <p>Strong representation is made to the Minister for Western New South Wales in relation to Biodiversity Fund contributions.</p>		<p>Government held of 17/08/22 and 19/08/22 to discuss.</p> <p>Alliance of Western Councils working with Urban Taskforce and making representation to Premier and Minister for Environment.</p>
11	25/08/2022	207/2022	<b>Removal of Athel Pines</b>	<p>Council removes all Athel Pines located adjacent to the airport.</p> <p>Council plants native species to replace the Athel Pines that will be removed, with funding to be allocated at the next budget review.</p>	<b>DDES</b>	<p>All Athel Pines have been removed. Replacement trees have been delivered.</p> <p><b>UPDATE:</b> Site clean-up has been completed and planting commenced. <b>COMPLETED</b></p>

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Minutes of the Ordinary Council Meeting Bogan Shire Council

27 July 2023

Item	Date	Minute No	Matter	Action Required	Officer	Status
12	27/10/2022	260/2022	<b>Kerbside Waste</b>	<p>Council trial the bulky kerbside collection, as a once of collection and the take-up be gauged, and a further report to Council.</p>	<b>DDES</b>	<p>Currently seeking quotations from contractors to complete the kerbside collection.</p> <p>Estimating the anticipated uptake to engage contractors has been difficult. To assist with this, a community survey has been prepared which will better inform Council's decision-making. Survey was run for a four-week period ending 19 May 2023. <b>COMPLETED</b></p>
	22/06/2023	137/2023		<p>Council not proceed to a one-off trial service of the Bulky Kerbside Collection.</p> <p>Council invites people who cannot get out to the tip to register with Council, so that Council can help facilitate assistance.</p>		<p><b>UPDATE:</b> Community informed through local Newspaper, Facebook and radio. <b>COMPLETED.</b></p>

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Minutes of the Ordinary Council Meeting Bogan Shire Council

27 July 2023

Item	Date	Minute No	Matter	Action Required	Officer	Status
13	27/10/2022	261/2022	<b>Proposed Amendment to Bogan Local Environmental Plan</b>	The General Manager investigates a process to identify suitable land, for large lot residential and undertakes community consultation, with a further report to Council.	<b>DDES</b>	In progress.
14	24/11/2022	274/2022	<b>Voluntary Planning Agreement – Aurelia Resources</b>	The General Manager negotiates a VPA with Aurelia Resources in the best interest of Council in consultation with the Mayor and Deputy Mayor.	<b>GM</b>	<b>UPDATE:</b> Negotiations completed. Report to Council refers.
15	23/02/2023	027/2023	<b>Bureau of Meteorology</b>	Council approach interested parties to undertake the manual weather observations, with a report back to Council.	<b>GM</b>	Notice placed in Nyngan Weekly newspaper.  Names of interested parties forwarded to Bureau of Meteorology.  <b>UPDATE:</b> Weather observations resumed at Nyngan Airport.  <b>COMPLETED</b>

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Minutes of the Ordinary Council Meeting Bogan Shire Council

27 July 2023

Item	Date	Minute No	Matter	Action Required	Officer	Status
16	23/03/2023	053/2023	<b>Reclassification of Land – 8 Tabratong Street</b>	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.	<b>DDES</b>	Council has requested Department of Planning to consider undertaking the reclassification as part of its Minor Amendments Project.  <b>UPDATE:</b> Awaiting DoP consideration and advice.
17	27/04/2023	080/2023	<b>Precis – John and Penny Hoy</b>	Council request John and Penny Hoy to meet with the Mayor and General Manager to discuss their concerns.	<b>GM</b>	Letter sent to John and Penny Hoy advising them of Council's resolution.  Meeting held 01/06/2023. Agreement that Bogan Shire Council would seek comment from NSW Public Works as to action required.  <b>UPDATE:</b> Response comments from NSW Public Works, which indicates that they don't believe the storage dams are the cause of undue flooding on their property, forwarded to John and Penny Hoy.
18	25/05/2023	107/2023	<b>Temporary Workers Accommodation</b>	Report be prepared for Councils consideration regarding the costs and implications to change the land zoning using contents in	<b>DDES</b>	<b>UPDATE:</b> Report for future Council Meeting

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Item	Date	Minute No	Matter	Action Required	Officer	Status
				RU1 – Primary Production under the Bogan Local Environmental Plan (LEP) 2011 from a 'closed zone' to an 'open zone'.		
19	22/06/2023	139/2023	<b>Banking Situation in Nyngan</b>	Council write to the National Australia Bank regarding the future of the Nyngan Branch of the National Australia Bank.	<b>GM</b>	<b>UPDATE</b> – Letter written

**14.1 CHECKLIST**

**Resolved 148/23**

Moved: Cr V Boag

Seconded: Cr G Jackson

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

**CARRIED**

**10 PEOPLE AND COMMUNITY SERVICES REPORTS**

**15.1 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.

**Resolved 149/23**

Moved: Cr G Jackson

Seconded: Cr D Menzies

That the Bogan Bush Mobile report be received and noted.

**CARRIED**

**15.2 BOGAN SHIRE YOUTH AND COMMUNITY CENTRE**

**1. Introduction**

The purpose of this report is to provide information to Council on the operations and statistics of the Bogan Shire Youth and Community Centre (BSYCC).

**Resolved 150/23**

Moved: Cr D Menzies

Seconded: Cr J Douglas

That the Operational Report for the Bogan Shire Youth and Community Centre be received and noted.

**CARRIED**

**15.3 BOGAN SHIRE SHORT PROMOTIONAL VIDEO**

**1. Introduction**

The purpose of this report is to present to Council a short promotional video for distribution to local businesses, organisations, and government agencies to assist with recruitment efforts.

**Resolved 151/23**

Moved: Cr G Jackson

Seconded: Cr R Milligan

That the Bogan Shire short promotional video be made available for distribution to local businesses, organisations, and government agencies to assist with recruitment efforts.

**CARRIED**

Minutes of the Ordinary Council Meeting Bogan Shire Council

27 July 2023

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**11 FINANCE AND CORPORATE SERVICES REPORTS**

**16.1 INVESTMENTS JUNE 2023**

**1. Introduction**

The purpose of this report is to outline the performance of Council's investment portfolio for the month of June 2023.

**Resolved 152/23**

Moved: Cr J Douglas

Seconded: Cr G Jackson

That Council receive and note the Investments Report for June 2023.

**CARRIED**

**16.2 SUMMARY OF RATE AND ANNUAL CHARGES COLLECTION**

**1. Introduction**

The purpose of this report is to provide a comparison of rate collections as at 30<sup>th</sup> June, 2023, with the same period last year.

**Resolved 153/23**

Moved: Cr V Boag

Seconded: Cr G Deacon

That Council receive and note the Rates and Annual Charges Collection report.

**CARRIED**



**16.3 ACCOUNTING TREATMENT FOR RURAL FIRE SERVICE FIRE-FIGHTING EQUIPMENT****1. Introduction**

The purpose of this report is to bring to Council's attention again, the ongoing issue concerning the recording of the Rural Fire Service (RFS) red fleet assets in Council's annual financial statements. The Report also seeks confirmation that Council wishes to continue with the current accounting treatment of such assets – which is to not include them in Council's asset registers, even though this position will more than likely see Council with a qualified audit for 2022/2023.

**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 Council's annual financial statements, based on the fact that Council does not control, manage, or govern Rural Fire Service assets.

**CARRIED****16.4 CARRY FORWARDS AND REVOTES FROM 2022/2023 CAPITAL BUDGET****1. Introduction**

The purpose of this report is to advise Council of the carry-forward amounts for the 2023/2024 budget and to ask Council to revote on projects that had not commenced as at 30th June 2023.

**Resolved 155/23**

Moved: Cr V Boag  
Seconded: Cr R Milligan

1. That Council note the Carry Forwards from 2022/2023 to 2023/2024.
2. That Council revote the items listed that had not commenced prior to the 30th June 2023.

**CARRIED**

**12 ENGINEERING SERVICES REPORTS**

**17.1 DEPARTMENTAL ACTIVITY REPORT**

**1. Introduction**

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

**Resolved 156/23**

Moved: Cr G Jackson

Seconded: Cr G Deacon

That the Engineering Departmental Report be received and noted.

**CARRIED**

**17.2 NYNGAN AERODROME LIGHTING**

**1. Introduction**

The purpose of this report is to advise Council that the Nyngan aerodrome lighting system has completely failed and to recommend its replacement as soon as possible.

**Resolved 157/23**

Moved: Cr G Jackson

Seconded: Cr G Deacon

1. That the General Manager makes arrangements to replace the Nyngan aerodrome lighting system as a matter of urgency in the best interests of Council given its vital role in enabling emergency night time landings.
2. That the General Manager seeks a variation in R4R Round 9 grant funding from the Upgrade of Okeh, Pangee and Coffils thoroughfare Roads in the Bogan Shire Project (Pangee Road Section), to provide funds for the replacement of the Nyngan Aerodrome Lighting System.

**CARRIED**

**17.3 NYNGAN CEMETERY LAWN SECTION HEADSTONES****1. Introduction**

The purpose of this report is for Council to consider options for a headstone style for the new section of the Nyngan lawn cemetery.

**Moved:**

That Council introduces a new headstone style for the new section of the Nyngan lawn cemetery, as shown as figure 3 in this report, taking into consideration maintenance and construction cost.

**(Milligan/Menzies)** *the motion was put to a vote lost.*

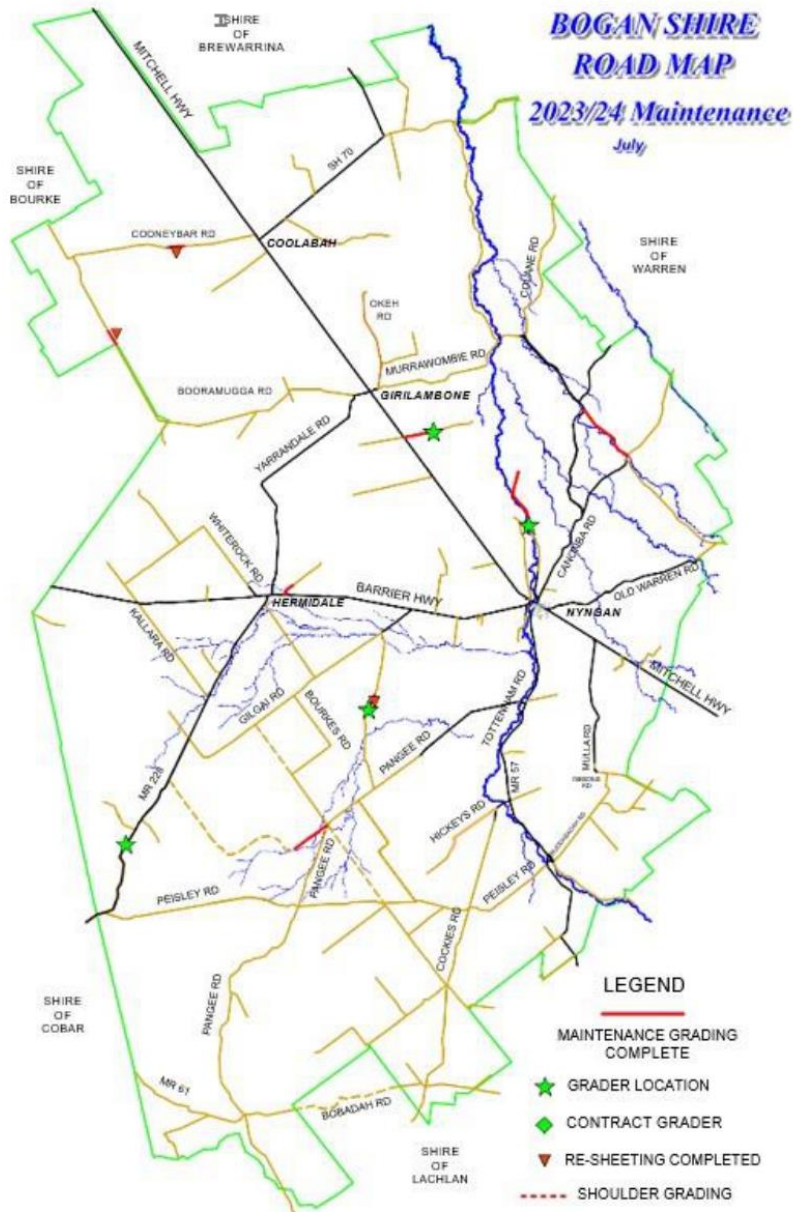
**Resolved 158/23**

Moved: Cr V Boag

Seconded: Cr J Douglas

That consideration of the Nyngan Cemetery Lawn Section Headstones Report be held over until the next meeting.

**CARRIED**



**13 DEVELOPMENT AND ENVIRONMENTAL SERVICES REPORTS**

**18.1 DEPARTMENTAL ACTIVITY 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 Development and Environmental Services Department.

**Resolved 159/23**

Moved: Cr K Bright  
Seconded: Cr G Deacon

That the Development and Environmental Services Departmental Activity Report be received and noted.

**CARRIED**

**14      PRECIS OF CORRESPONDENCE**

**19.1    CORRESPONDENCE FROM NYNGAN HIGH SCHOOL, SPONSORSHIP REQUEST**

**Resolved 160/23**

Moved:      Cr R Milligan

Seconded:   Cr J Douglas

1      That Council respond to the request with a donation of \$2000 to Nyngan High School, with the funding to come from the funds allocated to the Tongling program.

Moved:      Cr V Boag

Seconded:   Cr J Douglas

2      That the General Manager commence discussions around the future of the Tongling Exchange Program, with a report to Council.

**CARRIED**

**19.2    GIRILAMBONE COMMUNITY ASSOCIATION**

**Resolved 161/23**

Moved:      Cr D Menzies

Seconded:   Cr K Bright

That the correspondence from the Girilambone Community Association be received and noted.

**CARRIED**

**19.3    CORRESPONDENCE FROM SCOTT PHILLIPS, CHIEF EXECUTIVE LG NSW**

**Resolved 162/23**

Moved:      Cr K Bright

Seconded:   Cr V Boag

That the correspondence from Scott Phillips, LG NSW be received and noted.

**CARRIED**

Minutes of the Ordinary Council Meeting Bogan Shire Council

27 July 2023

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**15 MEETING CLOSURE**

There being no further business, the meeting closed at 8.27pm These minutes were confirmed by resolution at a meeting on ..... and were signed as a true record.

\_\_\_\_\_  
**GENERAL MANAGER**

\_\_\_\_\_  
**MAYOR**

**6 NOTICE OF MOTION**

Nil

**7 MAYORAL MINUTES**

Nil

**8 COMMITTEE MEETING MINUTES**

Nil



**10 GENERAL MANAGER’S REPORTS**

**10.1 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 trialling 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.  <b>UPDATE:</b> Followed up with Roy Butlers’ office 11/08/2023 who have requested a status update from the Minister.
2	27/05/2022	122/2022	<b>Nyngan Emergency Bore</b>  <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>	Letter written to Minister for Water.  Letter sent to the Minister for Lands and Water, Kevin Anderson, on 02/02/2023, raising this matter again, and advising him that NSW Public Works have provided Council with new project estimates. Due to the delays in project commencement, rising costs of pipe materials and

Item	Date	Minute No	Matter	Action Required	Officer	Status
						<p>other costs of construction, the estimated project cost has more than doubled to \$8.7M from \$4M. Minister’s office has advised that the question of amending the Water Sharing Plan has been referred to Department of Planning and Environment.</p> <p>DPE have advised that no additional funding is available for the project.</p> <p>Letter written to new Minister for Water, advising them of resolution 122/2022 and seeking clarification on funding.</p> <p><b><u>UPDATE:</u></b>                      Precis item refers. 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	Date	Minute No	Matter	Action Required	Officer	Status
	23/02/2023	010/2023		Council vote for a 200mm pipe instead of 375mm pipe, on the basis of water consumption.	<b>GM</b>	Public Works & DPE have been advised of Council's resolution to request a 200mm pipeline.
	23/02/2023	010/2023		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.		<b>UPDATE</b> Public Works have provided an alternative cost estimate of \$5.092M, based on the 200mm pipeline.  On hold pending response.
	27/04/2023	081/2023		Virginia and Richard Woodlock be requested to provide Council with specific concerns of concerned landholders and rate payers in writing, so that responses can be prepared, and arrangements made for appropriate NSW Government staff to be available.		Letter sent to Richard and Virginia Woodlock advising them of Council's resolution.

Item	Date	Minute No	Matter	Action Required	Officer	Status
3	25/02/2021	012/2021	<b>Nyngan Railway Wool Dump</b>	A colour information sign be erected at the Nyngan Railway Wool Dump on stand adjacent to the dump. A cement path from the existing walkway to the sign be constructed, with available funding.	<b>DES</b>	Pending commencement of grant-funded works.
4	27/05/2021	126/2021	<b>Addressing Local Job Vacancies</b>	Council delays the launch of the marketing campaign until progress is made with establishing more housing accommodation in Nyngan.	<b>DPCS</b>	Planning for new residential subdivision has commenced.
5	28/10/2021	162/2021	<b>Section 355 Committee – Nyngan Museum</b>	General Manager to proceed with discussions to formalise a constitution and associated delegations for Nyngan Museum Committee as a Section 355 Management Committee of Council with a further report to Council.  Council progress investigations and discussion	<b>GM</b>	Initial meeting held with Museum Committee.  Referred to Audit & Risk Committee.  Investigations commenced regarding benefits of incorporation. Discussion

Item	Date	Minute No	Matter	Action Required	Officer	Status
	15/12/2022	281/2022		to progress to Section 355 or an incorporated body for the functions of managing and operating the Nyngan Museum.		<p>paper circulated to Museum executive.</p> <p>Meeting held with Museum Executive on 20/07/2023 to progress discussions.</p> <p><b>UPDATE:</b> The General Manager to meet with the Museum Committee 06/09/2023.</p>
6	25/11/2021	331/2021	<b>Recycling Bins in Town Main Street</b>	Recycling bins be made available in town main street.	<b>DDES</b>	<p>Eight recycling bins received – considered in Council’s best interest to delay installation until main street paving completed.</p> <p><b>UPDATE:</b> Bins scheduled to be installed September 2023</p>
7	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	Date	Minute No	Matter	Action Required	Officer	Status
	23/03/2023	011/2023		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 pumpstation site when funding deed has been signed.  <b>UPDATE:</b> Funding Deed signed for Safe and Secure Water Grant for initial investigation and design of new water treatment plant.
8	15/12/2022	314/2022	<b>Pangee Street Paving</b>	The Pangee Street CBD footpath be completed with a coved trowel finish including rows of pavers installed across the path at regular intervals to break up the large areas of concrete.	<b>DES</b>	Scheduled to start 25/07/2023.  <b>UPDATE:</b> Final section due to be completed in week of 21/08/2023.
9	28/07/2022	171/2022	<b>Hoskins Street Subdivision</b>	Council approves the draft subdivision layout, with following amendments Inclusion of a laneway between lots 18-23 and lots 28-33.  Accordingly reduce the number of affected blocks to	<b>DES</b>	Meetings between Alliance of Western Council and NSW Government held on 17/08/2022 and 19/08/2022 to discuss.  Alliance of Western Councils working with Urban Taskforce and making

Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>retain an average size of around 1000m<sup>2</sup>.</p> <p>Strong representation is made to the Minister for Western New South Wales in relation to Biodiversity Fund contributions.</p>		<p>representation to Premier and Minister for Environment.</p>
10	27/10/2022	261/2022	<b>Proposed Amendment to Bogan Local Environmental Plan</b>	<p>The General Manager investigates a process to identify suitable land, for large lot residential and undertakes community consultation, with a further report to Council.</p>	<b>DDES</b>	<p><b>UPDATE:</b> Following discussion with the Department of Planning and Environment (DPE), it has been identified that the additional R5 land creation could not be considered in isolation, and that it would need to be considered as part of a broader Housing Strategy for the Shire.</p> <p>DPE indicated funding maybe available after 30 June 2023, but that Council would have to prepare a scope of works for the strategy to be eligible for funding.</p> <p>This has now been completed and will be submitted to DPE for grand funding.</p>

Item	Date	Minute No	Matter	Action Required	Officer	Status
11	24/11/2022	274/2022	<b>Voluntary Planning Agreement – Aurelia Resources</b>	The General Manager negotiates a VPA with Aurelia Resources in the best interest of Council in consultation with the Mayor and Deputy Mayor.	<b>GM</b>	Negotiations completed.  <b>UPDATE:</b> Public exhibition period ends 31/08/2023.
12	23/03/2023	053/2023	<b>Reclassification of Land – 8 Tabratong Street</b>	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.	<b>DDES</b>	Council has requested Department of Planning to consider undertaking the reclassification as part of its Minor Amendments Project.  <b>UPDATE:</b> Awaiting DoP consideration and advice.
13	27/04/2023	080/2023	<b>Precis – John and Penny Hoy</b>	Council request John and Penny Hoy to meet with the Mayor and General Manager to discuss their concerns.	<b>GM</b>	Letter sent to John and Penny Hoy advising them of Council's resolution.  Meeting held 01/06/2023. Agreement that Bogan Shire Council would seek comment from NSW Public Works as to action required. Response comments from NSW Public Works, which indicates that they don't believe the storage dams are the cause of undue flooding on their property, forwarded to John and Penny Hoy.



Item	Date	Minute No	Matter	Action Required	Officer	Status
14	25/05/2023	107/2023	<b>Temporary Workers Accommodation</b>	Report be prepared for Councils consideration regarding the costs and implications to change the land zoning using contents in RU1 – Primary Production under the Bogan Local Environmental Plan (LEP) 2011 from a ‘closed zone’ to an ‘open zone’.	<b>DDES</b>	<b>UPDATE:</b> Report for future Council Meeting.
15	22/06/2023	139/2023	<b>Banking Situation in Nyngan</b>	Council write to the National Australia Bank regarding the future of the Nyngan Branch of the National Australia Bank.	<b>GM</b>	Letter written.
16	27/07/2023	160/23	<b>School Exchange Program</b>	The General Manager commence discussions around the future of the Tongling Exchange Program, with a report to Council.	<b>GM</b>	Not yet commenced.

**1. Attachments**

Nil

**2. Recommendation**

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

**10.2 LGNSW ANNUAL CONFERENCE 2023**

**1. Introduction**

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

**2. Background**

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

Motions passed at the Conference become “resolutions”, which LGNSW takes forward on behalf of its member councils as part of the local government industry’s advocacy agenda.

**3. Discussion**

LGNSW has advised that the Annual Conference will be held from 12 – 14 November 2023 at Rosehill Gardens Racecourse and that the following fees apply:

Member Early Bird Registration (closes 28 September 2023)	\$1,155 per person
Member Standard Registration (closes 27 October 2023).	\$1,485 per person
Conference Dinner Ticket (optional) Not included in the registration costs.	\$230 per person
ALGWA Breakfast	\$88 for Members

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

Motions are to be submitted to LGNSW by Friday 15 September 2023 or, alternatively, as late motions up to 24 hours before the Conference.

**4. Attachments**

Nil

**5. Recommendation**

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

## **11 PEOPLE AND COMMUNITY SERVICES REPORTS**

### **11.1 BOGAN SHIRE LIBRARY REPORT**

#### **1. Introduction**

The purpose of this report is to advise Council of the activities and statistics of the operation of the Bogan Shire Library.

#### **2. Discussion**

The following activities were held during the reporting period from April 2023 to June 2023:

- Library staff ran five craft activities and two LEGO sessions in the April school holidays including making sock puppets, Mother's Day crafts and string art painting with 100 children in attendance.
- During May staff set up a stall at the Nyngan Show to give-away deleted outdated Library stock. It was very pleasing to see that most of the books found new homes and a new life.
- National Simultaneous Story Time was held at the Bogan Shire Youth and Community Centre on Wednesday 25 May. This year's book was Rebecca Young's "The Speedy Sloth" which was read by Library staff. Story Time was attended by 29 children from Nyngan Public School and other under 5-year-olds and their parents and carers. After the reading of the book the children participated in making a sloth mask and sloth finger puppets.
- The Library held The Beanies concert on 25 May with Nyngan Preschool, Nyngan Public School, St Joseph's Catholic School and the general public, with a total of 117 people in attendance.
- Library Story Times have been held every Monday and Tuesday morning and visits to the Nyngan Pre-School and Early Learning Centre on Wednesday, involving 108 children, have kept our younger readers in touch with the Library.
- The North Western Library bi-annual stocktake took place in June and 29 boxes of books were packed ready for collection and transfer to Warren with an exchange of a similar quantity of books from Coonamble to take their place.

The following Library statistics have been submitted to the State Library for 2022-23:

<b>Bogan Shire Library Annual Statistics 2022-23</b>													
	<b>Jul 22</b>	<b>Aug 22</b>	<b>Sep 22</b>	<b>Oct 22</b>	<b>Nov 22</b>	<b>Dec 22</b>	<b>Jan 23</b>	<b>Feb 23</b>	<b>Mar 23</b>	<b>Apr 23</b>	<b>May 23</b>	<b>Jun 23</b>	<b>Total</b>
<b>Library Visits</b>	503	315	399	350	479	336	537	457	577	660	609	426	<b>5,648</b>
<b>ILLs</b>	503	315	4	3	2	1	1	0	0	0	0	0	<b>829</b>
<b>Reference Enquiries</b>	20	15	8	6	14	8	6	9	15	17	12	9	<b>139</b>
<b>Technology Enquiries</b>	23	11	12	7	11	7	9	5	8	9	7	11	<b>120</b>
<b>Local History Enquiries</b>	0	0	0	0	0	0	0	0	0	0	0	0	<b>0</b>
<b>Wireless Internet</b>	5	24	11	3	5	16	18	14	30	19	29	7	<b>181</b>
<b>Internet Bookings</b>	140	111	107	113	96	76	200	136	197	200	196	137	<b>1,709</b>
<b>Internet Hours</b>	160	106	121	119	107	85	356	192	191	377	207	146	<b>2,167</b>
<b>Non-resident Internet</b>	20	5	10	5	3	2	6	12	15	30	25	26	<b>159</b>

<b>Bogan Shire Library Programs 2022-23</b>					
<b>Program Name</b>	<b>No. Sessions</b>	<b>Delivery Mode</b>	<b>Intended Audience</b>	<b>No. Attending</b>	<b>Program Type</b>
<b>Story Time</b>	50	Library onsite	Preschool	658	Literacy and life-long learning
<b>Baby Time</b>	10	Library onsite	Adults	126	Personal development and wellbeing
<b>Resin Workshop</b>	1	Library onsite	Young Adults	20	Stronger and more creative communities
<b>Holiday Activities</b>	10	Library onsite	Preschool	193	Stronger and more creative communities
<b>Holiday Activities</b>	25	Library onsite	School Age	562	Stronger and more creative communities
<b>National Simultaneous Storytime</b>	1	Community Location	School Age	35	Literacy and life-long learning
<b>The Beanies</b>	1	Community Location	Preschool	117	Stronger and more creative communities
<b>ELC Story Time</b>	3	Partner Site	Preschool	44	Literacy and life-long learning
<b>Preschool Story Time</b>	6	Partner Site	Preschool	124	Literacy and life-long learning
<b>Totals</b>	<b>107</b>			<b>1,879</b>	

Statistics

Statistics for the past quarter dating from 1.04.23 to 30.06.23 are as follows with a comparison of the previous year figures for the same period:

<b>April 1<sup>st</sup> – June 30<sup>th</sup> 2022</b>		<b>April 1<sup>st</sup> – June 30<sup>th</sup> 2023</b>	
<b>Adult Fiction</b>	<b>264</b>	<b>Adult Fiction</b>	<b>306</b>
<b>Western Fiction</b>	<b>42</b>	<b>Western Fiction</b>	<b>21</b>
<b>Large Print</b>	<b>91</b>	<b>Large Print</b>	<b>73</b>
<b>Magazines</b>	<b>76</b>	<b>Magazines</b>	<b>63</b>
<b>Adult Non-Fiction</b>	<b>31</b>	<b>Adult Non-Fiction</b>	<b>30</b>
<b>Talking Books</b>	<b>36</b>	<b>Talking Books</b>	<b>66</b>
<b>Junior Fiction</b>	<b>24</b>	<b>Junior Fiction</b>	<b>16</b>
<b>Junior Non-Fiction</b>	<b>0</b>	<b>Junior Non-Fiction</b>	<b>17</b>
<b>Easy &amp; Easy2 &amp; RR</b>	<b>170</b>	<b>Easy &amp; Easy2 &amp; RR</b>	<b>161</b>
<b>Toys</b>	<b>0</b>	<b>Toys</b>	<b>1</b>
<b>Junior Talking Books</b>	<b>0</b>	<b>Junior Talking Books</b>	<b>0</b>
<b>Young Adult Fiction</b>	<b>3</b>	<b>Young Adult Fiction</b>	<b>3</b>
<b>Equipment</b>	<b>6</b>	<b>Equipment</b>	<b>4</b>
<b>DVD's</b>	<b>33</b>	<b>DVD's</b>	<b>71</b>
<b>TOTAL ISSUES</b>	<b>776</b>	<b>TOTAL ISSUES</b>	<b>828</b>
<b>TOTAL MEMBERS</b>	<b>1,166</b>	<b>TOTAL MEMBERS</b>	<b>1,243</b>
<b>Internet Usage ½ hr sessions</b>	<b>680</b>	<b>Internet Usage ½ hr sessions</b>	<b>730</b>
<b>People counter</b>	<b>1,710</b>	<b>People Counter</b>	<b>1,695</b>
<b>New Members</b>	<b>14</b>	<b>New Members</b>	<b>13</b>
<b>Reference Inquiries</b>	<b>37</b>	<b>Reference Inquiries</b>	<b>38</b>
<b>IT Help</b>	<b>36</b>	<b>IT Help</b>	<b>27</b>
<b>Wi Fi tickets (2hr per ticket)</b>	<b>37</b>	<b>Wi Fi tickets (2hr per ticket)</b>	<b>55</b>

As this report demonstrates, the Bogan Shire Library provides many services to our community, and they are keen to use the Library for a variety of needs.

**3. Attachments**

Nil

**4. Recommendation**

That the Bogan Shire Library report be received and noted.

## 11.2 BOGAN SHIRE EARLY LEARNING CENTRE

### 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. Discussion

#### Statistics

- Total children enrolled as at 08/08/2023: 68
- Total children scheduled to attend for the week ending 11/08/2023: 61

#### Usage Capacity

	Monday	Tuesday	Wednesday	Thursday	Friday	Ave.
March 23	71%	65%	64%	59%	65%	65%
April 23	70%	59%	65%	57%	49%	60%
May 23	75%	65%	69%	60%	60%	66%
June 23	70%	63%	71%	60%	60%	64%
July 23	75%	55%	61%	54%	57%	61%

The ELC staff and children have been raising money for charity by holding activities including “Pyjama Day” which raised \$67 for children in foster care and holding a bake sale to support preemie babies, which raised \$252. We will also be participating in the Book Fair, starting the week of the 21 August.

#### Infectious Diseases

The cold and flu season and COVID-19 infections are impacting child attendances and staff availability. Management and staff adherence to Infectious Diseases Policy and Procedures has been paramount to ensuring the health and safety of everyone in our environment and minimising the risk of infection.

#### Staffing

Successful recent recruitment efforts have seen a few new educators join the team, helping to fill vacancies as well as the void left by staff on maternity and practicum leave. Further recruitment is continuing with the hopes of filling all available vacancies.

### Waitlist

Families with children on the waitlist were contacted during the month of July to obtain up to date data on the days and preferences maintained by the ELC and their details have been updated to reflect the current demand for places. The process identified that some families have moved out of the Shire and no longer required care and that some children now attend the preschool. Some new families have waitlisted their children and unborn babies.

Some families have had their children on the waitlist for a year and a half, with the average wait time of just over ten months to acquire placement. There are eleven unborn babies currently on the waitlist with due dates ranging from now until January 2024.

Council's Priority of Access policy has now been implemented which has allowed at least three Children's Services staff to return to work from Maternity Leave. This has enabled not only those three children to be given care, but a further five children have also now been able to enrol and attend the Centre.

### Assessment and Rating

During June the ELC underwent the assessment and rating process for centre-based services. This process involved an authorised officer attending the service to observe and gather evidence to contribute to the rating process. The draft report has been received containing the following ratings for each of the quality areas:

Overall Rating Summary - Working Towards NQS

Quality Area 1: Educational program and practice - Working Towards NQS

Quality Area 2: Children's health and safety - Working Towards NQS

Quality Area 3: Physical environment - Working Towards NQS

Quality Area 4: Staffing arrangements - Working Towards NQS

Quality Area 5: Relationships with children - Meeting NQS

Quality Area 6: Collaborative partnerships with families and communities - Meeting NQS

Quality Area 7: Governance and Leadership - Working Towards NQS

The A & R process not only provides an assessment of the service at a moment in time, but also strategies which feed into our continual improvement processes.

The following comments were noted in the overall rating:



*Your service is acknowledged for its efforts to provide quality outcomes for children. The achievements in establishing and maintaining positive relationships with children and their families are commended.*

**3. Attachments**

Nil

**4. Recommendation**

That the Early Learning Centre report be received and noted.

## 11.3 BOGAN SHIRE MEDICAL CENTRE

### 1. Introduction

The purpose of this report is to provide information to Council on the operations and statistics of the Bogan Shire Medical Centre.

### 2. Discussion

Below are the activities and statistics of the Bogan Shire Medical Centre for the period April 2023 to July 2023:

#### Statistics

Total registered patients as of July 2023:	4,120
Total active patients:	3,979
Total CDM (Chronic Disease Management) patients:	341
Total RAC (Residential Aged Care) patients:	24
Total 75+ Health Assessment patients:	166
Total ATSI (Aboriginal and Torres Strait Islander) Health Assessment patients:	111
Mental Health Care Plans	303

The current waiting period to see a GP is either on the day or 1 day maximum wait, with daily appointments available for acute complaints (On the Day appointments). Doctors are generally running on time with the occasional in-practice wait time no longer than 20 minutes, and usually caught up within a few appointments.

#### COVID-19 Vaccinations

Staff have provided 180 Pfizer vaccinations during this four-month period, which includes third, fourth and fifth booster injections.

#### Influenza Vaccinations

Staff have provided 414 Influenza vaccinations between April and July.

#### Pre-Employment Medicals

The Bogan Shire Medical Centre completed a number of pre-employment Medicals for various businesses in the Bogan Shire between April 2023 to July 2023, including all medicals for Bogan Shire Council new staff appointments.

Staff will take on additional pre-employment medical bookings for Aeris Resources from the end of August 2023.

### Ultrasound Services

The Ultrasound service continues to operate three days per week (Monday, Tuesday and Thursday) and on an as-needed basis for emergency purposes on other days.

### ***Medical Diagnostic Services***

For the period April 2023 to July 2023, the following number of medical diagnostic services were provided.

April:	60
May:	91
June:	74
July:	75

Seven pregnancy entertainment packages have also been provided during the period.

### Medical Students

Staff have been liaising with the School of Rural Health (Dubbo/Orange) and have arranged to accommodate two medical students per year starting from 2024. Medical students generally spend between two and four weeks working at the Practice alongside the GPs, Nurses and other clinical staff including in-house and visiting allied health service providers.

We have had one 4<sup>th</sup> year student from Sydney University with us for the last three weeks, with one more week to go. He has enjoyed his time here and appreciated the access to all patients who have attended during his time with the Practice and commented about how well-run the Practice is, the clinical staff very knowledgeable and accommodating and the administrative staff very professional and capable.

### Allied Health Services

All allied health service providers have been mostly booked out for each scheduled visit.

The Physiotherapist has been quite busy with Worker's Compensation and Return to Work appointments, with bookings now being requested from other surrounding towns.

Allied Health services for the period April 2023 until July 2023 are as listed below.

Type of Service	Days	Times	Frequency	Service Accessed by
<b>Alcohol and other Drug worker</b>	Tuesday	9.30am-3pm	Fortnightly	BSMC or Self-Referral
<b>Diabetes Educator</b>	Wednesday	9.00am - 12.30pm	Monthly	Care Plan and EPC
<b>Dietician</b>	Wednesday	9am-3pm	Fortnightly	BSMC Referral
<b>Family Planning NSW</b>	Monday	11am-5pm	Monthly	BSMC or Self-Referral
<b>Mental Health Nurse</b>	Tuesday, Wednesday & Thursday	9am-4pm	Monthly	BSMC Referral
<b>Pathology</b>	Monday to Friday	8.30am - 11.30am	Weekly	Anyone holding a pathology request form – not required to be a patient of BSMC
<b>Physiotherapy</b>	Mondays & Thursdays	8.30am – 4.30pm	Weekly	Referral or Private appt.
<b>Podiatrist</b>	Wednesdays & Fridays	9.00am - 2.30pm	Weekly	Referral or Private appt.
<b>Psychiatry</b>	Monday	9.30am – 3.00 pm	Quarterly	BSMC Referral

**3. Attachments**

Nil

**4. Recommendation**

That the Bogan Shire Medical Centre report be received and noted.

## 11.4 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE GRANT

### 1. Introduction

The purpose of this report is to provide information to Council on funding from the Local Roads and Community Infrastructure Grant and for Council's consideration of eligible projects.

### 2. Background

Council was recently advised of its eligibility under Phase 4 of the Australian Government's Local Roads and Community Infrastructure Grant program (LRCI). Bogan Shire Council is eligible for funding for projects up to \$1,437,311.

This round of funding allocation is provided in two parts as follows:

- Part A - \$911,524 allocation for roads and community infrastructure projects, and
- Part B - \$525,787 allocation for road only projects

Projects funded under Phase 4 are expected to be completed by 30 June 2025.

The purpose of the LRCI Program is to support local councils to deliver priority local road and community infrastructure projects across the nation, supporting jobs and delivering benefits to local communities.

The intended outcomes of the LRCI Program are to:

- deliver benefits to communities, such as improved road safety, accessibility and visual amenity; and
- create local short-term employment opportunities through funding construction projects.

As an economic stimulus measure, the intent is that Eligible Funding Recipients undertake infrastructure projects which are additional to projects that they had planned to undertake using either their own funds or funds already available to the Eligible Funding Recipients by another opportunity. The funding is not intended to replace existing expenditure commitments but rather to enable further, additional expenditure as economic stimulus.

Phase 4 of the LRCI Program continues to be a temporary, targeted measure supporting local infrastructure, jobs, firms, and procurement. As with earlier Phases of the LRCI Program, Eligible Funding Recipients can select a broad range of projects to fund so that communities can continue to be provided with the infrastructure they require. It is expected that Eligible Funding Recipients will use local businesses and workforces to deliver projects wherever possible to ensure direct benefits to local communities.

### Eligible Community Infrastructure Projects

Eligible Community Infrastructure Projects are projects that involve the construction, maintenance and/or improvements to council-owned assets (including natural assets) that are primarily for the direct use and benefit of the local community.

‘Direct use and benefit’ mean the project, or the amenity provided by the project, is open for primary use by the local community and provides benefit to members of the local community. Projects involving public areas such as parks, playgrounds, footpaths and roads generally meet this requirement.

Projects will also be considered primarily for the ‘direct use and benefit’ if they are:

- available to the wider public undertaking a specific activity (for example council operated sporting fields); or
- available for a limited age group of the community as a whole i.e. a kindergarten building or seniors’ centre; or
- used for the provision of an essential service or community service, as determined by the Department, and the amenity of the asset is for the direct use and benefit of the community.

All projects whether carried out on council owned land, or another type of public land, must deliver benefits to the community, such as improved accessibility, visual amenity, and/or safety. Examples of eligible works include:

- Closed Circuit TV (CCTV);
- bicycle and walking paths;
- painting or improvements to community facilities;
- repairing and replacing fencing;
- improved accessibility of community facilities and areas;
- landscaping improvements, such as tree planting and beautification of roundabouts;
- picnic shelters or barbeque facilities at community parks;
- community/public art associated with an Eligible Project (Eligible Funding Recipients will need to provide a clear description of the conceptual basis of the artwork);
- playgrounds and skate parks (including all ability playgrounds);
- noise and vibration mitigation measures;
- off-road car parks (such as those at sporting grounds or parks); and
- projects that support the transition to Net Zero for council owned assets.

The funding is not intended to replace existing expenditure commitments or regular scheduled maintenance but rather to enable further, additional expenditure as needed to address community infrastructure issues.

### Eligible Local Roads Projects

Eligible Local Road Projects are projects that involve the construction or maintenance of roads managed by local governments. Local governments are encouraged to consider works that support improved road safety outcomes.

This could include projects involving any of the following associated with a road:

- traffic signs;
- traffic calming/control equipment;
- street lighting equipment;
- a bridge or tunnel;
- a facility off the road used by heavy vehicles in connection with travel on the road;
- facilities off the road that support the visitor economy; and
- road and sidewalk maintenance, where additional to normal capital works schedules.

The funding is not intended to replace existing expenditure commitments or regular scheduled maintenance but rather to enable further, additional expenditure as needed to address roads infrastructure issues.

### Ineligible projects or expenditure

Eligible Funding Recipients cannot use grant money to pay for business as usual activities and costs, or any other activities and costs not associated with Eligible Projects. These activities are Ineligible Projects or Ineligible Expenditures. The following are examples of Ineligible Projects and Ineligible Expenditures:

- costs incurred in the preparation of a Work Schedule or related documentation;
- costs incurred in the preparation of reporting documentation including Audit requirements;
- general administrative overheads and staff salaries not connected with Eligible Projects funded under the Program;
- subsidy of general ongoing administration of an organisation such as electricity, phone, rent, or costs incurred by the Council as a Landlord in the general course of a lease;
- commencement ceremonies, opening ceremonies or any other event associated with Eligible Projects;
- transport planning studies;
- road rehabilitation studies (if not part of an Eligible Project);
- road building plant or other capital equipment (e.g. graders or trailers);
- land;
- purchase of or improvement to assets that will be 'handed off' to ineligible funding recipients under a cost sharing or minimisation strategy, or similar;
- training (if not part of an Eligible Project);
- public liability insurance;
- fringe benefits tax;
- GST payable component of a supply;
- finance leases on equipment;

- depreciation, except for depreciation of plant and equipment directly attributable to a grant funded Eligible Project;
- preliminary planning and stand-alone design that do not relate to an Eligible Project
- operating lease charges where the rental expense cannot be directly linked to the grant project (e.g. a grader may be hired for a period for a variety of tasks, only charges that specifically relate to the funded Eligible Project can be charged against the grant funds);
- overseas travel; and
- the covering of retrospective project costs undertaken prior to work schedule approval.

**3. Discussion**

As with previous grant applications it is suggested that Council prioritises projects in excess of allocated funding to facilitate substitution of projects in the grant application in the event the Government deems certain proposed projects ineligible.

Part A - Community Infrastructure Projects (\$911,524)

Potential projects identified through community feedback, asset management, and input from Council’s management are included in the following table:

	<b>Potential Community Infrastructure Projects</b>	<b>Estimated Cost</b>
1	Female Changerooms - Larkin Oval (as per resolution <b>145/23</b> )	135,524
2	Skate Park - Additional	200,000
3	ELC extensions – landscaping and gardens	40,000
4	Sound / acoustic sheeting for the BSYCC	30,000
5	Bushcare nursery shade sails	30,000
6	CCTV / better lighting at Larkin Oval and other identified areas	80,000
7	Shade shelters for seats along the Nymagee Street walking track	16,000
8	Pedestrian pathway from Nyngan MPS/Mick Glennie Hostel to Heritage Park.	130,000
9	Racecourse inner fence	110,000
10	BSYCC Gardens	5,000
11	Replacing tennis court fencing	10,000
12	Lower Weir Bushcare Volunteer shelter	20,000
13	Girilambone Train Station Museum	35,000
14	Rotary Park Entrance	30,000



	<b>Potential Community Infrastructure Projects</b>	<b>Estimated Cost</b>
15	Showground Improvements	40,000
16	Replacement footpaths/kerb and guttering - Nyngan town streets	80,000
	<b>TOTAL</b>	<b>911,524</b>
	Available / (Shortfall)	0

Part B - Local Roads Projects (\$525,787)

The Director Engineering Services has advised that due to three years of wet weather, Council’s gravel road pavements have suffered greatly due to soft wet surfaces and continued use. Gravel loss has been significant from water washing it off the road and then being pushed into the softer pavement underneath.

Flood damage repair funding has been welcome, but only allows for grading and scour repairs and does not allow for the replacement of gravel.

Council’s program so far has concentrated a lot of gravel re-sheeting on through roads but, Moongee and West Bogan Roads need a lot of gravel and are close to town so therefore receive a lot of daily traffic. Euloglen Road has three families living along it now and recent flood repair grading left it slippery and soft in the wet due to a lack of gravel. Buckiinguy Road has had significant bitumen edge break in the wet weather due to having a narrower seal.

	<b>Potential Local Roads Projects</b>	<b>Estimated Cost</b>
1	Buckiinguy Road Widening	300,000
2	Moonagee Road Gravel Resheeting	100,000
3	West Bogan Road Gravel Resheeting	100,000
4	Euloglen Road Gravel Resheeting	100,000
5	Bogan Lane kerb and gutter	65,000
6	Footpath replacement Nyngan Hotel	35,000
	<b>TOTAL</b>	<b>700,000</b>
	Available / (Shortfall)	(174,213)

Councillors may of course wish to propose other eligible projects on behalf of the community at the Council meeting.

**4. Attachments**

Nil

**5. Recommendation**

That:

1. Council considers, determines and prioritises which eligible projects to submit for funding under the Local Roads and Community Infrastructure Grant.
2. The General Manager applies for funding under the Local Roads and Community Infrastructure Grant for the projects determined above, in priority order, until all grant funds are exhausted.

## 12 FINANCE AND CORPORATE SERVICES REPORTS

### 12.1 INVESTMENTS JULY 2023

#### 1. Introduction

The purpose of this report is to outline the performance of Council's investment portfolio for the month of July 2023.

#### 2. Background

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

#### 3. Discussion

The Investment Report for July 2023 is shown below. At the 31st July 2023 Council had \$25.8 million invested. There has been an increase of \$2.58 million due to outstanding grant claims having been received from Transport for NSW for the repair grants and ordered works as well as claims for the water storage remediation.

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

#### Investment Movements for July 2023

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

REF	Source	Maturity	Days	% rate	Bal June 23	Bal July 23
37908808	Commonwealth	15/12/2023	360	4.690%	6,000,000.00	6,000,000.00
87-912-8864	NAB	22/02/2024	365	5.050%	2,000,000.00	2,000,000.00
88-392-4994	NAB	29/05/2024	365	4.900%	2,000,000.00	2,000,000.00
43-308-2777	NAB	21/05/2024	365	4.900%	2,800,000.00	2,800,000.00
6894	NAB - Professional Funds	At Call		4.300%	10,458,376.59	13,040,809.61
	Balance <u>securities held</u>				<b>23,258,376.59</b>	<b>25,840,809.61</b>
	Balance Ledger 19010.8200.8200				<b>23,258,376.59</b>	<b>25,840,809.61</b>
	<b>Summary by institution</b>					
	NAB				17,258,376.59	19,840,809.61
	COMMONWEALTH				6,000,000.00	6,000,000.00
					<b>23,258,376.59</b>	<b>25,840,809.61</b>

#### 4. Attachments

Nil

#### 5. Recommendation

That Council receive and note the Investments Report.

## 12.2 SUMMARY OF RATE AND ANNUAL CHARGES COLLECTION

### 1. Introduction

The purpose of this report is to provide a comparison of rate collections as at 30th June, 2023, with the same period last year.

### 2. Background

This report is provided for the information of Councillors.

### 3. Discussion

<b>Rate Collections</b>	<b>2022-2023</b>	<b>2021-2022</b>
Arrears Prior to 01/07/2023	633,038	761,336
First Instalment in arrears as at 31/07/2023	1,224,508	1,170,687
Second Instalment in arrears as at 31/07/2023	1,302,303	1,249,107
Third Instalment in arrears as at 31/07/2023	1,322,333	1,268,097
Fourth Instalment Outstanding as at 31/07/2023	1,331,626	1,277,273
<b>Total Arrears</b>	<b>633,038</b>	<b>761,336</b>
<b>Total Outstanding</b>	<b>5,813,808</b>	<b>5,726,502</b>
<b>Monthly Transactions</b>		
Amount Levied & B/Fwd	6,238,251	6,015,283
Add: Adjustments	4,136	3,595
Less: Payments to end of July	-358,174	-213,999
Less: Rebates	-70,405	-78,377
Add: Postponed	0	0
<b>Gross Total Balance</b>	<b>5,813,808</b>	<b>5,726,502</b>
<b>Arrears of total amount levied %</b>	<b>11%</b>	<b>14%</b>

Total arrears have decreased from \$761,336 at the 31st July 2022 to \$633,038 as at 31st July this year.

Each instalment amounts to approximately \$1,559,000 (Total Rates, Waste, Water & Sewer Access Charges)

As at the 31st July 2023, Council had collected \$144,175 more than at the same time last year. At the time of writing this report council has collected an additional \$98,763 reducing arrears to \$502,521 or 8% of the total amount levied.

### 4. Attachments

Nil

### 5. Recommendation

That Council receive and note the Rate and Annual Charges collections report.

## **12.3 AUDIT OF 2022/2023 FINANCIAL ACCOUNTS**

### **1. Introduction**

The purpose of this report is to inform Council of the timing of the Audit of the Statutory Accounts for the 2022/2023 financial year and to ask Council to refer these accounts for Audit.

### **2. Background**

Council is required to produce and have audited a set of Statutory Accounts each financial year. The 2022/2023 financial year closed on 30th June 2023 and audited statutory accounts must be lodged with the Office of Local Government by 31st October 2023.

### **3. Discussion**

The auditors have initial audit dates between 23rd and 25th August, providing that certain information was sent in advance.

Council staff were required to have a full set of statutory accounts completed by 14th August 2023 for Auditors. These draft accounts need to be adopted and referred to audit at this meeting.

### **4. Attachments**

Nil

### **5. Recommendation**

That Council refer the 2023 Annual Financial Statements for Audit and that the necessary elected members and staff be authorised to sign the Statement by Councillors and Management on the General Purpose and Special Purpose Financial Statements for the year ended 30th June 2023.

## **12.4 LICENCE AGREEMENT WITH NYNGAN RUGBY UNION CLUB INC.**

### **1. Introduction**

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

### **2. Background**

On 25 August 2022, 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 \$543 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 2023. 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.

The relevant statutory minimum rental, currently \$579 per annum (plus GST), will be charged. That amount is subject to annual increases in line with the Consumer Price Index.

### **4. Attachments**

Nil

### **5. Recommendation**

That Council enters into a new Licence Agreement with the Nyngan Rugby Union Club and charges the minimum Statutory Rent of \$579 per annum (plus GST).

**12.5 FINANCIAL ASSISTANCE TO COMMUNITY SERVICE ORGANISATIONS**

**1. Introduction**

The purpose of this report is to advise Council of requests for financial assistance in relation to rates and charges levied on Community Service Organisations.

**2. Background**

Council levies rates according to the Local Government Act 1993 (The Act) and its Operational Plan.

Under Section 356 of The Act Council can legally provide financial assistance to Community Organisations if their activities can be linked to outcomes specified in the Operational Plan.

The 2023/2024 rates were levied with these ratepayers included and if Council agrees to financial assistance, then Council will need to pay for these from the donations budget of \$4,833 leaving a balance of \$1,167 for any further donations.

**3. Discussion**

Council has received four letters requesting financial assistance to meet the cost of rates and charges payable.

<b>Organisation</b>	<b>Levied 2022/23</b>	<b>Fin Assist 2022/23</b>	<b>Levied 2023/24</b>	<b>Fin Assist 2023/24</b>	<b>Justification</b>
Nyngan Baptist Fellowship	\$1,195	\$1,195	\$1,213	\$1,213	Sect 1.2 of the Operational Plan
Nyngan Baptist Fellowship Non-Res Sewer Access	\$551	\$551	\$568	\$568	Sect 1.2 of the Operational Plan
Trustees Bobadah Hall	\$667	\$348	\$679	\$348	Sect 1.1 of the Operational Plan
Christian Community Church	\$1,195	\$1,195	\$1,213	\$1,213	Sect 1.2 of the Operational Plan
Christian Community Church Non-Res Sewer Access	\$551	\$551	\$568	\$568	Sect 1.2 of the Operational Plan
Nyngan Water Ski Club	\$911	\$911	\$923	\$923	Sect 1.1 of the Operational Plan

- Nyngan Baptist Fellowship \$1,781

This is a non-profit organisation who have requested that Council give them financial assistance for the fees charged for access to Council services. As this property is now operated as a Church it is no longer rateable for general rates. Recommend Council assists with amount payable of \$1,781.

- Trustees Bobadah Hall \$ 348

This is a non-profit organisation who have requested that Council give them financial assistance for the Waste Depot Levy. Recommend Council assists with amount payable of \$348.

- Christian Community Church \$1,781

This is a non-profit organisation who have requested that Council give them financial assistance for the fees charged for access to Council services. As this property is now operated as a Church it is no longer rateable for general rates. Recommend Council assists with amount payable of \$1,781.

- Nyngan Water Ski Club Inc \$923

This is a non-profit organisation who have requested that Council give them financial assistance for the rates charged to the organisation. Council previously assisted the Ski Club during the drought with the rates when they had no members. Recommend Council assists with amount payable of \$923.

#### **4. Attachments**

1. Letters of requests for financial assistance from Council to pay for the rates and charges levied on Community Service Organisations. [↓](#)

#### **5. Recommendation**

That Council

1. Provides financial assistance to The Nyngan Baptist Fellowship to the value of \$1,781, which represents all rates and charges levied on the Nyngan Baptist Fellowship. This would exclude any usage charges for water.
2. Provides financial assistance to the Trustees of the Bobadah Hall to the value of \$348, which represents the Waste Depot Levy.
3. Provides financial assistance to the Christian Community Church to the value of \$1,781, which represents all rates and charges levied on the Christian Community Church. This would exclude any usage charges for water.
4. Provides financial assistance to the Nyngan Water Ski Club to the value of \$923, which represents all rates levied.



9/8/2023

Attn: Bogan Shire Council

Re: Donation of Annual Rates and Charges

Dear Council,

I wish to request that rates and charges normally applied to the Community Hall 50-52 Cannonbar Street Nyngan be waived again this year by way of donation to Nyngan Baptist Fellowship. Nyngan Baptist Fellowship is appointed as Reserve Trust Manager for this site on behalf of the Crown. We have appreciated the assistance previously offered, and again seek this in order to be able to continue maintaining and developing the site for community use.

Thankyou for your consideration of this request.

Faithfully,

Pastor Richard Milligan

0401612768

## Christian Community Centre Nyngan

16 Terangion Street  
Nyngan. NSW. 2925

11th August 2023

Bogan Shire Council  
81 Cobar St  
Nyngan NSW 2825

Dear Steph,

In regard to the Current Rates for the Christian Community Centre Nyngan at 16 Terangion Street, we would like to apply to have the charges for services waived by way of donation.

Our organisation would be greatly appreciative of your support.

Thanking you.

Blessings.

Michael Dutschke

**Bobadah Hall Committee**

Richard Harley  
Secretary / Treasurer  
Pretty View  
Bobadah via Condobolin NSW 2877  
Ph: 0268963986  
Mobile: 0427963986  
Email: pretty.view@bigpond.com

8 August 2023

Bogan Shire Council  
PO Box 221  
NYNGAN NSW 2825

Dear David

**Re: Bobadah Hall Assessment No: 1001789**

I am writing on behalf of the Bobadah Hall committee requesting an exemption from the waste depot charge of \$348.00.

The Bobadah Hall is situated 115 kilometres south of Nyngan and therefore will never use nor receive any benefits from using the waste depot situated in Nyngan.

The Bobadah Hall committee is a voluntary, non-profit committee made up of a handful of local landholders.

Due to the limited opportunity to raise funds for the upkeep of the Bobadah hall, we request the Council waive the waste depot levy.

Kind regards

*Richard Harley*

Richard Harley  
Secretary / Treasurer  
Bobadah Hall

**NYNGAN WATER SKI CLUB INC.**

PO BOX 342

NYNGAN NSW 2825

E: nwsc2825@hotmail.com

**To:** Bogan Shire Council**Re:** Rates11<sup>th</sup> August 2023

Dear Mr Francis &amp; Ms Waterhouse,

Nyngan Water Ski Club is a non-profit organisation run entirely by volunteers. The Club provides economic benefit to the Bogan Shire with members purchasing fuel, groceries, accommodation and take-away food from local businesses. More than half of the membership resides in neighbouring towns and travel to Nyngan on a regular basis to use our facilities, further boosting the economy and tourism profile of our town.

The Club has ongoing yearly expenses including:

- Insurance \$1483.20 p.a.
- Electricity \$1250.00 p.a.
- Bogan Shire Council Rates \$ 923.55 p.a.
- Department of Industry Permissive Occupancy Rent \$598.00 p.a.

Cleaning of the Clubhouse and toilet block and maintenance of buildings, including plumbing, pumps, outdoor furniture, access road and the boat ramp is undertaken by volunteers. In addition, the club memberships were down last summer due to flooding shortening the season.

At our AGM on Thursday 29<sup>th</sup> September 2022 the committee undertook to canvas with Bogan Shire Council the possibility of a waiver of rates for the 2023-24 financial year. A waiver of rates would assist with keeping the Club financially sustainable.

Yours faithfully



Nichole Jenkins.  
Secretary.

**13 ENGINEERING SERVICES REPORTS**

**13.1 DEPARTMENTAL ACTIVITY REPORT**

**1. Introduction**

The purpose of this report is to provide Council with information that is both statistical and informative in regard to 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<sup>th</sup> July 2023, to the 11<sup>th</sup> August 2023 consisted of the following:

No.	Name	Comments
	Local Roads	
81	Benah Road	Re-sheeting commenced
19	Cooneybar Road	Maintenance/re-sheeting grading completed
67	Paynes Road	Re-sheeting commenced
20	Murrawombie Road	Re-sheeting continuing
12	Coffils Lane	Maintenance/re-sheeting grading completed
22	Moonagee Road	Maintenance grading completed
49	Temples Lane	Tree trimming continuing
10	Pangee Road	Maintenance grading commenced
64	West Bogan Road	Maintenance grading commenced
61	O'Neill's Road	Maintenance grading continuing

	Regional Roads	
228	Hermidale Nymagee Road	Heavy patching completed
	State Highways	
HW7	Mitchell Highway	Yarran Hut culvert installation completed
HW7	Mitchell Highway	Yarran Hut rehabilitation commenced

Council’s jet patching truck has completed work on the following roads:

• Nyngan Town Streets	• HW8
• HW7	• MR70
• Pangee Road	• Murrawombie Road

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

- Commencing, or continuing maintenance grading, re-sheeting, or flood damage repairs on local roads.
- Commencing construction and sealing of a 4km section of Pangee Road from the end of the existing seal.
- Continuing 10km’s of shoulder widening of the Mitchell Highway 14km north of Nyngan near the property Yarran Hut.

Continuing with works to improvement the formation of Paynes and Benah Roads.

**Works and Services**

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

**Civil Works**

- Assisted in removal of the old, and installation of new footpath in Pangee Street
- Carried out repairs to swing set and existing play equipment O’Rielly Park
- Cleaned up bitumen bunker & removed old bitumen tanks at Council Depot
- Upgrades to Davidson Park toilet block continuing (Contractors)
- Carried out upgrades to Telstra pits in Pangee St for footpath replacement
- Installed footpath access at Wambiana & Derrybong Streets intersection
- Installed security shutters for Larkin Oval canteen / BBQ area (Contractors)
- Cleaned out stormwater drain at Hospital Road
- Carried out maintenance and repairs on bin surrounds at shared pathway in Nymagee Street
- Carried out mice baiting Council depots and houses (ongoing)
- Assisted in relocating old gaol to the Museum

### 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.
- Cleaning of town streets gutters and culverts.
- Planted replacement trees at the Aerodrome
- Weed spraying laneways and culverts (ongoing)
- Works carried out at showground pre & post Ag Expo
- Carried out tree maintenance in Pangee Street
- Ant spraying carried out on levee bank and nature strips (ongoing)

### Water & Wastewater

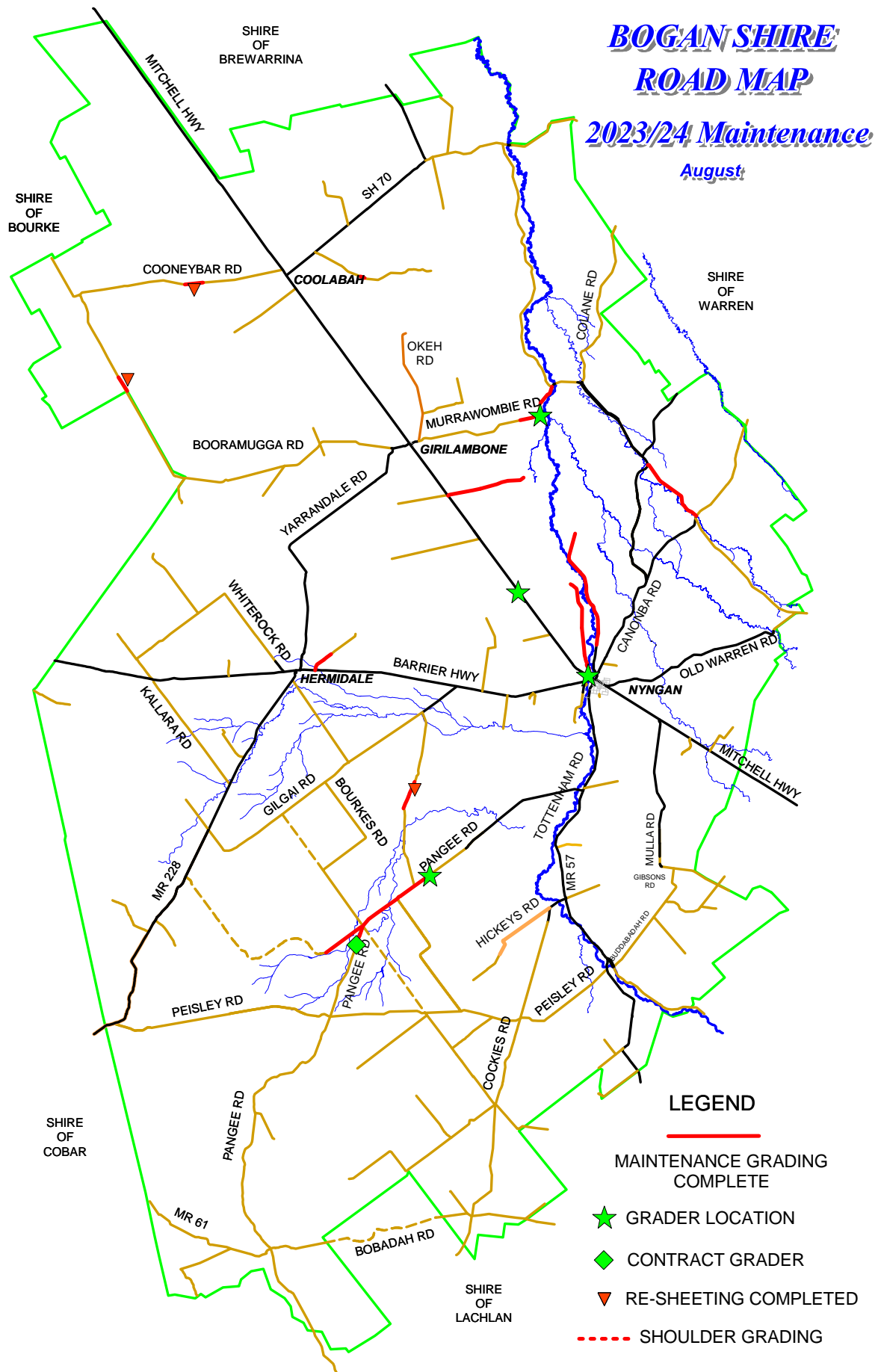
- Repaired broken watermain in Coolabah
- Repaired broken water service at Showground
- Pumping from Wilga tank to Coolabah with solar pump
- Installed service for dripper lines to Aerodrome trees
- No 1 storage dam 90% full, No 2 55% approximately, levels are being monitored and at this stage there are no apparent losses
- Replaced stormwater pipes for Pangee Street footpath replacement
- Renewed services in Davidson Park in preparation for footpath replacement
- Assisted Interflow with sewer re-lining (ongoing)
- Repaired leaking service at Miandetta
- Repaired broken main in Hermidale
- JAC Pumps carried out scheduled maintenance on water & sewer pumpstations
- Repaired broken watermain in Pangee Street
- Carried out annual cleaning and painting of fire hydrants for village water supplies
- Assisting with the emergency water treatment plant upgrade.

## **4. Attachments**

1. Roads Maintenance Map [↓](#)

## **5. Recommendation**

That the Engineering Departmental Report be received and noted.



### 13.2 NYNGAN CEMETERY LAWN SECTION HEADSTONES

#### 1. Introduction

The purpose of this report is for Council to consider options for a headstone style for the new section of the Nyngan lawn cemetery.

#### 2. Background

Council resolved at the July 2023 meeting that consideration of the Nyngan Cemetery Lawn Section Headstones Report be held over until the next meeting.

The original sections of the lawn cemetery have headwalls constructed by pouring a concrete base slab and the forming up and pouring a continuous strip headwall using steel formwork that was fabricated in Council’s workshop (FIGURE 1).



FIGURE 1

The current formwork is old and damaged and requires replacement. This formwork is expensive to replace, it is difficult to handle, and requires a lot of concrete and labour to construct a strip of headwall which results in significant cost to produce this style of headwall.

#### 3. Discussion

Several years ago, Council was asked to construct a new section for the interment of ashes. This section was designed to facilitate construction and maintenance and consists of a concrete slab with separate individual, prefabricated concrete headstones that can be removed to place ashes (FIGURE 2).



FIGURE 2



Staff have suggested replicating this approach for the new section of the lawn cemetery, using individual precast concrete headstones that are poured off site and placed as required. These headstones can then have a brass or marble plaque fitted to the concrete as with the existing lawn and ashes sections.

A variation to the design of the cremations headstones has been proposed which incorporates a vase holder on a flat section at the top of the plaque and a steeper sloping face at the front for the plaque to be displayed (FIGURE 3). There are many varieties of low memorial vases available commercially that could be placed either side of the concrete headstones, examples can be seen in figure 2 and figure 3.

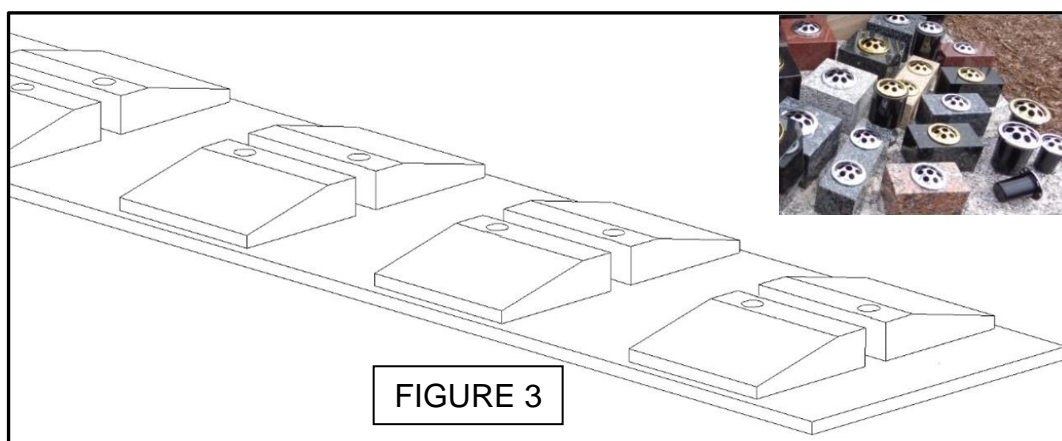


FIGURE 3

There are many variations of headstones available for families to choose from, but the lawn cemetery is intended to follow a consistent simple design keeping maintenance in mind and allows the concrete headstones to be individualised with unique plaque designs. Council’s cemetery policy states that no headstone, statue, or other structure is erected or constructed over an interment site in a lawn section.

The estimated cost to construct the strip headstone as per Figure 1 is currently \$188 per plot while the prefabricated headstone for Figure 3 is \$75 per plot. Either type will require new formwork to be manufactured by Council with the full strip style estimated at \$6,000 and the individual style at \$800.

A modification of the design shown in figure 3 has been suggested by Walsh Funerals and will be tabled at the meeting for consideration.

**4. Attachments**

Nil

**5. Recommendation**

That Council introduces a new headstone style for the new section of the Nyngan lawn cemetery, as shown as figure 3 in this report, taking into consideration maintenance and construction cost.

### 13.3 FOOTPATH REPLACEMENT AT THE OLD NYNGAN HOTEL

#### 1. Introduction

The purpose of this report is for Council to consider a request to replace the existing concrete and paver footpath at the intersection of Nymagee Street and Dandaloo Street.

#### 2. Background

Stanton Building submitted a request to the 2023/2024 budget meeting to replace the existing concrete and paver footpath in front of the old Nyngan Hotel that they are currently renovating for accommodation.

The section to be replaced includes 51m<sup>2</sup> of pavers on the corner with a 2.8m wide concrete footpath on either side of the building totalling 199m<sup>2</sup>.

#### 3. Discussion

Council has been replacing sections of footpath for the past few years based on a priority list, with the worst sections being priority 1 and replaced first. The section of path in Nymagee Street opposite the old hotel (Dandaloo St towards Tabratong St) was replaced last year as it was originally constructed with the small concrete slabs which suffer from considerable movement.

The section of path at the old hotel was not such a priority at that time due to the lower pedestrian use although it also has the smaller concrete slabs and the same issues with movement and trip hazards and will become a higher risk with increases in pedestrian activity at that location.





If Council was to consider replacing this section of footpath, it is proposed to have the work completed by the Conex Group while they are in town completing the CBD paving replacement program. The estimated cost for the removal and replacement is \$25,920 with Stanton Building offering to remove the existing footpath at their cost, reducing Council's cost to \$21,600.

The current budget has \$114,484 allocated from R4R Round 9 for specific footpath replacement in Wambianna Street and Terangion Street and a further \$150,000 from the LRCI Round 3 funding for priority footpath replacements.

#### **4. Attachments**

Nil

#### **5. Recommendation**

That Council considers making the footpath at the old Nyngan Hotel a priority and allocate \$21,600 from the existing LRCI Round 3 funding to their project.

## 10.4 WATER SECURITY PROJECTS

### 1. Introduction

The purpose of this report is to inform Council of the status of several water security projects and for Council to prioritise projects for available grant funding.

### 2. Background

Council is currently dealing with the following water security projects:

	Project Number	Project Description	Estimated Cost	Project Status
1	DWS047	Water storage 1A Remediation Works	\$2,900,000	Site works completed
2	DWS027	Albert Priest Channel & related Emergency Works	\$2,000,000	Belaringar Creek syphon and clay lining works still outstanding
3	DWS083	Nyngan Pipeline to Town Bore Project	\$8,700,000 or \$5,092,000 <i>(Refer discussion below)</i>	On hold
4	RNSW1794	Water Treatment Plant Emergency Works	\$1,260,000	On track for completion August 2023
5	RNSW1875	Water Storage 1B Construction	\$8,240,000	On track for completion August 2023
6	SSWP421	Nyngan Water Treatment Project	\$650,000	Deed signed, work not yet commenced

### 3. Discussion

Projects 4 and 5 are nearing completion whilst Project 6 has yet to commence. This discussion refers only to projects 1, 2 and 3.

#### Current Project Status

##### 1. DWS047 - Water storage 1A Remediation Works

With site works now complete, the project has been delivered under budget and there are grant funds of \$688,000 still available from the project.

The Department of Planning, Industry and Environment (DPIE) have proposed an amendment to the original deed of grant to include a maximum funding amount of \$200,000 for the purchase of water to re-fill this storage. This is a 75% contribution and Council is required to pay the remaining 25% as a co-contribution (\$66,666) under the terms of the grant funding deed.

Council was given an undertaking from the NSW Government at a meeting in Nyngan on 17 September 2019 that the water storage would be remediated to address leaks and that the lost water would be replaced at the NSW Government's expense so that the Bogan Shire community would be no worse off financially than if the storage, designed and project managed by the NSW Government, hadn't leaked.

The letter from the Minister for Water contained in the Precis confirms this position however the requirement from DPIE for Council to contribute 25% of the cost of the water is not consistent with what the NSW Government previously committed to. Council may wish to pursue this matter with the Minister.

If Council was to agree to DPIE's proposal to spend \$200,000 of the grant funds on the purchase of water this would leave \$488,000 in grant fund savings available from this project.

## 2. DWS027 - Albert Priest Channel & related Emergency Works

The Albert Priest Channel & related Emergency Works project included drought projects such as the test bores, Belaringar Creek syphon replacement, and clay lining of leaking sections of the channel.

The outstanding items for this project are the clay lining and the syphon replacement, with a previous report to Council in April 2023, advising that additional funding is required to carry out the syphon replacement due to the anticipated cost of the project.

Clay lining lends itself to being done in stages according to priority with 2.8km of the Channel being considered high priority. Without calling for tenders it is not possible to reliably estimate how much this would cost.

The Belaringar Creek syphon replacement is expected to cost in the region of \$1,800,000.

DPIE are again proposing an amendment to the grant funding deed so as to include a maximum funding amount of \$200,000 for the purchase of water to fill new storage 1B. Similarly, this is also a 75% contribution with Council required to pay the remaining 25%. Cobar Water Board would be liable for approximately \$44,000 of the co-contribution under the terms of Council's cost-sharing arrangement with them. The balance of the funds, amounting to \$1,133,885, would then be available.

## 3. DWS083 - Nyngan Pipeline to Town Bore Project

This project has been on hold following Council resolutions 339/2021, 015/2022 and 122/2022.

Resolution 122/2022 was that "*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.*"

Council has now received a response from the Minister for Water which is contained in the Precis and states that DPIE has now drafted an amendment to the Water Sharing Plan for the NSW Great Artesian Basin Water Sources 2020. It is understood that this amendment could address Council's ability to extract water from the bore for maintenance purposes. The letter notes that this amendment must be in the public interest, have the concurrence of the Minister for the Environment and is subject to a

public consultation process to be carried out by DPIE. The Minister notes that even if the amendment is successful, a fresh application for water supply work approval will need to be submitted to the Natural Resource Access Regulator prior to the bore being commissioned as a production bore.

Council should consider whether it wishes to make a submission to the Department of Planning and Environment as part of this consultation process, highlighting the constraints around extraction of water for maintenance and testing purposes which gave rise to resolution 122/2022.

Whilst Council has previously been informed that there is no additional funding available for this project to meet the anticipated increased total cost of \$8,700,000, DPIE have confirmed in writing that the original grant funding of \$5,230,000 will be honoured. An amount of \$140,014 has already been spent to date on this project, leaving \$5,089,986 still available.

Council resolved in February 2023 (010/2023) that it prefers a 200mm diameter pipeline instead of a 375mm diameter pipeline from the Nyngan Emergency Bore to the Nyngan Water Treatment Plant. NSW Public Works have confirmed that this would reduce the project cost to \$5,092,000. The smaller diameter pipeline reduces the flow rate and also simplifies the pumping arrangement which saves costs for associated infrastructure and construction.

#### Future Funding Priorities

DPIE have advised Council that they wish to simplify the grant funding arrangements for projects 1, 2 and 3 and transfer remaining funds, into a combined drought project to allow some flexibility for Council to work through our priorities. It is expected that the resulting combined grant funding available would then be \$7,111,871.

DPIE's recommended priorities are:

1. Water Purchases to fill Nyngan Storages  
Filling the storages, especially before the hotter months, will stabilise the moisture content of the earthen banks and minimise soil cracking. The stored water will also be the most readily accessible water in the unlikely event of emptying Burrendong Dam. (This is expected to cost \$400,000, excluding Council/Cobar Water Board Contribution).
2. Replace Belaringar Creek Syphon:  
Replacing the syphon will ensure more water is available (by reducing losses) if restrictions apply as Burrendong Dam nears empty. Up to 50% restrictions on entitlements have been modelled. A new syphon will also save significant amounts of water every year, giving a significant economic benefit to the region. (This is expected to cost \$1,800,000).
3. Clay-lining Albert Priest Channel:  
Clay-lining leaky sections of the APC is expected to yield similar water savings as replacing the Belaringar Syphon. It is only ranked lower because the work is less specialised and can be done in any number of packages, as funds become available.

**4. Bore to Nyngan Pipeline:**

An emergency supply is the only practical backup Council has found, that can be quickly activated if Burrendong Dam falls to empty. It is the water of last resort. Other solutions are also being considered in the Macquarie Regional Water Strategy. (This is expected to cost \$8,700,000 or \$5,092,000).

If current available funding of \$7,111,871 was allocated in order of DPIE's priorities, there would be sufficient to fully fund priority 1 and priority 2 after which the available funding balance would be \$4,911,871.

This remaining balance would not quite be sufficient to fund the anticipated cost of the Emergency Bore pipeline but should be sufficient to fund lining the priority sections of the Channel, with some funds left over.

Any remaining funds would either have to be returned to the NSW Government or used to fund other drought security projects yet to be identified.

**4. Attachments**

Nil

**5. Recommendation**

That Council considers how to prioritise remaining available grant funding of \$7,111,871 across the following projects:

- a. Water purchases
- b. Belaringar Creek Syphon
- c. Albert Priest Channel clay lining
- d. Nyngan Emergency Bore pipeline

**14 DEVELOPMENT AND ENVIRONMENTAL SERVICES REPORTS**

**14.1 DEPARTMENTAL ACTIVITY 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 Development and Environmental Services Department.

**2. Background**

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

**3. Discussion**

Development Application Statistics

Six applications require additional information, and two applications were approved since Council’s meeting of 27 July 2023, as indicated in the table below:

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2022/022	Z Waterhouse	74 Bogan Street Nyngan	Awning	\$8,000	Approved
2022/039	TD Wray	55 Oatley Street Nyngan	New private Shed	\$20,000	Approved
2022/040	A.T & B.M Burton	24 Pangee Street, Nyngan	New Serviced Apartments	\$700,000	Additional Information Required
2023/007	Bloomfield Elliot Architects	11-13 Pangee Street, Nyngan	Extension to Existing Pre-School	\$249,500	Additional Information Required
2023/011	Stanton Building	104-106 Nymagee Street Nyngan	Alterations & additions to a commerical building	\$757,316	Additional Information Required
2023/013	Nyngan Local Aboriginal Land Council	100-102 Pangee Street Nyngan	Carport	\$24,398	Additional Information Required
2023/014	Jason Billsborough	28 Dandaloo Street Nyngan	New Single Dwelling	\$878,555	Additional Information Required
2023/015	Greg Smith	8 River Street Nyngan	New Dual Occupancy	\$1,062,299	Additional Information Required



Included as Attachment 1 is statistical/historical information in relation to applications received including Development Applications, for information.

Council has taken a number of pre-Development Application enquiries since Council's meeting of 27 July 2023. Assistance continues to be provided to the community regarding the complexity in lodgment of applications on the NSW Planning Portal.

### Waste Management

Kerbside recycling was transported to the Gilgandra Materials Recycling Facility for processing as normal in July and the Nyngan Waste Facility has also had an uninterrupted month of operations. Recycling tonnage was slightly up, as was the volume of materials recycled and the percentage of contamination was also slightly up.

Statistics relating to Council waste management functions are contained in Attachment 2.

### Compliance

Rehoming of animals continues to be challenging as the agencies Council deals with are experiencing increased numbers across the region due to Post Covid surrendering. Extra patrols were undertaken during the reporting period and social media was used to promote responsible pet ownership and to remind residents they are to ensure pets are microchipped and registered.

Compliance duties continued and are reflected in the statistics relating to these functions in Attachment 3.

### Biosecurity

Biosecurity and Weed duties are reflected in the statistics outlined in Attachment 3. The Biosecurity Officer also attended the NSW Weeds Conference held in Dubbo, including making presentations and conducting a field trip.

### Town Gardens

Regular works and maintenance were carried out during the reporting period across all routine areas of responsibility with particular attention to high priority areas.

## **4. Attachments**

1. Development Applications Statistics [↓](#)
2. Waste Management Statistics [↓](#)
3. Compliance and Biosecurity [↓](#)

## **5. Recommendation**

That the Development and Environmental Services Departmental Activity Report be received and noted.

**Table 1: Building and Development**

	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								
September 2023								
October 2023								
November 2023								
December 2023								
January 2024								
February 2024								
March 2024								
April 2024								
May 2024								
June 2024								
<b>Total 2023/24</b>	<b>5</b>	<b>0</b>	<b>2</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>\$1,993,252.00</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>

**Table 2: Kerbside Waste Collection**

	No of Premises with Service	Services Provided (Bins Emptied)	Tonnes Collected
July 2023	1,035	5,551	91.00
August 2023			
September 2023			
October 2023			
November 2023			
December 2023			
January 2024			
February 2024			
March 2024			
April 2024			
May 2024			
June 2024			
Total 2023/24	1,035	5,551	91.00
Total 2022/23	1,035	46,420	1,042.10
Total 2021/22	1,036	65,737	1085.64
Total 2020/21	1,029	N/A	302.10

**Table 3: Kerbside Recycling Collection**

	No of Premises with Service	Services Provided (Bins Emptied)	Tonnes Collected	Tonnes Recycled	% Contamination
July 2023	891	1,076	11.10	8.55	22.97
August 2023					
September 2023					
October 2023					
November 2023					
December 2023					
January 2024					
February 2024					
March 2024					
April 2024					
May 2024					
June 2024					
<b>Total 2023/24</b>	<b>891</b>	<b>1,076</b>	<b>11.10</b>	<b>8.55</b>	<b>22.97</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>

**Table 4: 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							
September 2023							
October 2023							
November 2023							
December 2023							
January 2024							
February 2024							
March 2024							
April 2023							
May 2024							
June 2024							
<b>Total 2023/24</b>	<b>79.98</b>	<b>22.38</b>	<b>6.60</b>	<b>-</b>	<b>5.70</b>	<b>12.30</b>	<b>0.41</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.

Table 5: 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								
September 2023								
October 2023								
November 2023								
December 2023								
January 2024								
February 2024								
March 2024								
1/04/2024								
May 2024								
June 2024								
Total 2023/24		240	10,456	44.85	-	-	-	-
Total 2022/23	14,604	2,851	\$ 141,845	369.15	94.76	13.64	9.42	3,300.64
Total 2021/22	14,604	12,710.00	140,590.00	203.55	153.78	17.18	6.16	0.12
Total 2020/21	N/A	4,015	N/A	639.98	185.54	16.68	7.52	-

\* Includes from Works Depot

**Table 6: Compliance**

	Animals Impounded	Animals Released		Complaints/ Enquires
		To Owner	Rehomed	
July 2023	11	3	7	13
August 2023				
September 2023				
October 2023				
November 2023				
December 2023				
January 2024				
February 2024				
March 2024				
April 2024				
May 2024				
June 2024				
<b>Total 2023/24</b>	<b>11</b>	<b>3</b>	<b>7</b>	<b>13</b>
<b>Total 2023/24</b>	<b>73</b>	<b>36</b>	<b>26</b>	<b>228</b>
<b>Total 2021/22</b>	<b>62</b>	<b>28</b>	<b>35</b>	<b>185</b>

Note - Includes dog, cat, straying stock, dead animals, and general matters

**Table 7: Biosecurity**

	Inspections (Weeds Action Program)					Weed Control Spraying
	Private Land	Council Land	Roads (Km)	Waterways	Rail (Km)	
July 2023	3	4	170	0	0	25
August 2023						
September 2023						
October 2023						
November 2023						
December 2023						
January 2024						
February 2024						
March 2024						
April 2024						
May 2024						
June 2024						
Total 2023/24	3	4	170	0	0	25
Total 2022/23	82	21	4515	168	118	222
Total 2021/22	95	16	4247	9	200	228



**15      PRECIS OF CORRESPONDENCE****15.1    CORRESPONDENCE FROM NYNGAN LOCAL ABORIGINAL COUNCIL -  
NYNGAN NAIDOC WEEK**

Attached is copy of correspondence received from Nyngan Local Aboriginal Land Council regarding Nyngan NAIDOC Celebrations 9-15 September 2023

**Attachments**

1.    Correspondence from Nyngan Local Aboriginal Land Council - NAIDOC Week 2023 [↓](#)

**Recommendation**

1.    Correspondence be received and noted.
  
2.    That Larkin Oval and Nyngan Town Hall be made available free of charge to the Nyngan Local Aboriginal Land Council as requested.



## NYNGAN NAIDOC WEEK

19<sup>th</sup> July 2023

Bogan Shire Council  
P.O. Box 221  
Nyngan NSW 2825

### RE: Nyngan NAIDOC Celebrations 9<sup>th</sup> to 15<sup>th</sup> September 2023

Dear Mr Francis, Mayor Neill & Councillors

Nyngan LALC is current planning NAIDOC with Community agencies; school leaders and we would like to thank Bogan Shire for the continual support of this celebration.

On Saturday the 9<sup>th</sup> of September 2023 we are planning to hold a Community Dinner. This is open to all community members, and tickets are available from Nyngan LALC. Please see attached poster for details, tickets are \$55 per person.

Monday 11<sup>th</sup> September, we would like to hold the opening ceremony at Winangali Walk (Winangali means to hear, listen) on the corner of Titanic Drive and Cemetery Road at 10.00am.

We also would like to invite Mayor Glen Neill or General Manager Mr Francis to speak on behalf of Bogan Shire Council.

Tuesday to Thursday the schools will showcase their own schools within house activities and Community are welcome to participate.

On Friday 15<sup>th</sup> September, between 10am to 2pm we are also planning a community day and would like to seek Bogan Shire Council permission to use Larkin Oval and will contact Nyngan Senior League for the use of the Canteen.

We would also like to ask if Bogan Shire Council could kindly donate the use of the 20 tables, 60 chairs plus bins to use on the day.

In the event of rain would it be possible to pre-book the Town Hall on the 11<sup>th</sup> & 15<sup>th</sup> of September for the opening ceremony & Community Day if necessary.

Nyngan LALC would also like to take the opportunity to invite the Councillors of Bogan Shire Council to come along to any of the events, and we look forward to working with you to celebrate NAIDOC within our Community

Kind Regards

A handwritten signature in black ink, appearing to read 'Veneta Dutton', is written over a thin horizontal line.

Veneta Dutton  
CEO Nyngan LALC

**15.2 CORRESPONDENCE FROM GIRILAMBONE PUBLIC SCHOOL, DONATION REQUEST**

Attached is a copy of correspondence received from Girilambone Public School.

General Managers Note: Council has provided \$6,000 in the Budget for sponsorship this financial year.

Should Council approve the Financial Assistance requests to the value of \$4,833 mentioned in report number 12.5, from the Director of Finance and Corporate Services, there will be \$1,167 in this budget.

**Attachments**

1. Correspondence received from Girilambone Public School [↓](#)

**Recommendation**

For Council's Consideration.

**GIRILAMBONE PUBLIC SCHOOL**

Vega Street  
Girilambone NSW 2831  
Phone: 02 6833 1039  
Fax: 02 6833 1037  
Email: [girilambon-p.school@det.nsw.edu.au](mailto:girilambon-p.school@det.nsw.edu.au)  
ABN: 91 563 625 072  
Principal: Mrs. Angela Lewis  
Email: [angela.lewis@det.nsw.edu.au](mailto:angela.lewis@det.nsw.edu.au)  
Administrative Manager: Miss Tammy Martin  
Email: [tammy.martin18@det.nsw.edu.au](mailto:tammy.martin18@det.nsw.edu.au)

To the Bogan Shire Council

With the past number of years being impacted by drought, the COVID-19 pandemic, floods and then bushfires on our doorstep, our community engagement and excursions have been put on hold for some time. So, we feel it is time to get out and broaden the horizons of our students with an excursion to the Gold Coast. We currently have 17 students in attendance at Girilambone Public all of which will be attending our Gold Coast Excursion. We believe this excursion will be a great opportunity for our students to broaden their knowledge and experiences as well as uplift their spirits after a number of very impactful years.

We will be departing by bus on Monday, 4<sup>th</sup> of September and we will be staying at the Ashmore Palms on the Gold Coast for the duration of our stay before returning to Girilambone by bus on Saturday, the 9<sup>th</sup> of September. During our time on the Gold Coast, students will be engaging in a range of activities including: surfing; beach activities; swimming; Sea World; indoor skydiving; mini golf and arcade games; and attending the Outback Spectacular. This will also be the first time leaving the state for some of our students and being a school that holds the motto "Towards a better world", we want to show our students the world.

With any major excursion, comes major costs and this is where we are kindly asking for your assistance in helping us fund our students to be able to participate in this excursion. We are wondering if Bogan Shire Council have any funds available to support our students attending this excursion, if so we would greatly appreciate any support provided by the Council. Girilambone P&C have held fundraisers and raffles to help contribute to funding, but we would still like to further lower costs for our families. With the excursion coming in at \$988 per student, this becomes quite costly for our families, even with the Girilambone P&C covering a third of these costs.

Gwabegar and Pilliga Public Schools have also accepted our invitation and will be joining us on our trip to the Gold Coast, at their own expense. This combining of schools allows our small school students to engage with other students as well as allowing us to share travel costs making it more affordable for all three schools.

I appreciate your time taken to read our request and hope you are able to assist with funding. Please feel free to reach out to me if there is any other additional information you may require regarding this.

Regards,

Angela Lewis  
Principal  
0427332123

**15.3 SPONSORSHIP WITH 2WEB OUTBACK RADIO**

Attached is a copy of correspondence received from 2WEB Outback Radio, sponsorship request.

General Managers Note: Council has provided \$6,500 in the Budget for 2WEB sponsorship this financial year.

Last year Council paid \$6,000 plus GST for sponsorship with 2WEB.

**Attachments**

1. 2WEB Outback Radio Correspondence [↓](#)

**Recommendation**

For Council's Consideration.



To Whom It May Concern,

As a non-profit community radio station, we need your support to continue providing the service, many listeners in your shire rely upon. We are asking your council to sponsor us for the 2023-24 financial year, for \$9,000+GST. That is the equivalent of \$750+GST per month, for unlimited access to 2WEB.

This can be invoiced as one lump sum, monthly, or whatever arrangement best suits your needs.

Your sponsorship allows for the broadcast of all council announcements on 2WEB, regular interviews with the mayor and/or general manager (CEO). This package also includes road closures, emergency announcements, etc.

Some councils prefer the package be used to promote local tourism and we're happy to do this for the period July-October 2023, and again in the lead-up to Easter 2024, through until 30 June. Your support will help assure that 2WEB continues providing a meaningful service to far western NSW and southwest QLD.

If you have any questions, please give me a call on (02) 6872 2333. Otherwise, I'll appreciate a reply to [dsharp@outbackradio.com.au](mailto:dsharp@outbackradio.com.au).

Sincerely,

David Sharp  
2WEB Operations Manager

**P.S. If you cannot support us for the annual \$9,000+GST, please nominate an amount. Every dollar goes towards maintaining and improving our service.**

**15.4 CORRESPONDENCE FROM GIRILAMBONE COMMUNITY ASSOCIATION**

Attached is a copy of correspondence received from Girilambone Community Association.

**Attachments**

1. Girilambone Community Hall [↓](#)
2. Girilambone Playground [↓](#)
3. Girilambone Tennis Court [↓](#)

**Recommendation**

Correspondence be received and noted.

## GIRILAMBONE COMMUNITY ASSOCIATION

3 Myall Street  
Girilambone NSW 2831

ABN 72 510 454 950

Bogan Shire Council  
Mr Derek Francis & Mrs Haylee Martin  
81 Cobar Street  
Nyngan NSW 2825

8 August 2023

Dear Derek and Haylee

**Re: Request for Support in Seeking Funding Opportunities for Renovating the Girilambone Community Hall**

I hope this letter finds you well. On behalf of the Girilambone Community Association, I am writing to seek the support of the Bogan Shire Council in our attempt to secure government funding for the much-needed renovations of our former community hall. We believe that this project holds immense potential to not only revitalize our community space but also to foster social well-being, community cohesion, economic strength, and overall pride in our village.

The Girilambone Community Hall, while historically significant, has fallen into disrepair and now remains unusable, limiting our ability to host events, gatherings, and activities that are integral to the fabric of our community. By undertaking these renovations, we envision a multitude of benefits that will enrich the lives of our residents.

From a perspective of social well-being, a renovated hall will provide a safe and welcoming environment for residents of all ages to come together, share experiences, and strengthen social bonds. The hall will serve as a central hub for cultural events, workshops, and recreational activities that enhance the mental and emotional health of our community members.

In terms of community connectivity, a vibrant hall will encourage communication and collaboration among our residents, enabling them to collectively address challenges and seize opportunities. It will create a space where diverse groups can interact, fostering a sense of unity and shared identity that transcends individual differences.

**President**  
**Carmel Walsh**  
0419 297 351

**Secretary**  
**Anthony Gibson**  
0429 683 313

**Treasurer**  
**Shirley Boothman**  
0448 217 526

**girilamboneca@gmail.com**



## GIRILAMBONE COMMUNITY ASSOCIATION

3 Myall Street  
Girilambone NSW 2831

ABN 72 510 454 950

From an economic standpoint, a renovated hall will play a pivotal role in driving local economic strength. By hosting events such as markets and workshops, we can attract visitors from neighbouring areas, boosting local businesses while creating new economic avenues for our residents.

Furthermore, the Girilambone Community Association will greatly benefit from a renovated hall as it can serve as the perfect venue for our meetings, volunteer appreciation functions, and member gatherings. This will allow us to celebrate the contributions of our volunteers while also fostering stronger connections among our members.

It is worth mentioning that this project enjoys widespread community support, reflecting the shared belief in the transformative power of a refurbished community hall. Not only will the interior renovations make the hall usable again, but the exterior improvements will also contribute to the visual appeal of our village, making it look tidier and more inviting.

We would like to request the Bogan Shire Council's support in advocating for government funding for the renovation of the Girilambone Community Hall. Your assistance in securing the necessary resources will contribute to the realisation of our vision for a thriving, connected, and prosperous community in Girilambone.

Thank you for considering our request. We look forward to the opportunity to discuss this matter further and explore avenues for collaboration. Please feel free to reach out to us at your convenience.

Kind regards,

*Patricia Peek*

Patricia Peek

Volunteer at the Girilambone Community Association

**President**  
**Carmel Walsh**  
0419 297 351

**Secretary**  
**Anthony Gibson**  
0429 683 313

**Treasurer**  
**Shirley Boothman**  
0448 217 526

**[girilamboneca@gmail.com](mailto:girilamboneca@gmail.com)**

## GIRILAMBONE COMMUNITY ASSOCIATION

3 Myall Street  
Girilambone NSW 2831

ABN 72 510 454 950

Bogan Shire Council  
Mr Derek Francis & Mrs Haylee Martin  
81 Cobar Street  
Nyngan NSW 2825

8 August 2023

Dear Derek and Haylee

### **Request for Support in Seeking Government Funding for Girilambone Playground Surface Replacement**

I hope this letter finds you well. On behalf of the Girilambone Community Association, I am writing to request your valuable support in our attempt to secure government funding for the replacement of the damaged surface in the Girilambone playground. As discussed when Council visited Girilambone in June 2023 we are concerned about the current state of the playground's surface, particularly the rubber tiled area that poses a potential hazard to the safety of the children who utilize the facility.

As you are aware, the existing rubber tiled surface has experienced significant wear and tear over time, leading to corners of the tiles lifting up due to prolonged exposure to the elements. This situation has created a tripping hazard for children playing in the area, which is a matter of considerable concern for both parents and the Girilambone community at large.

In light of this and the high costs relating to resurfacing this area, we are seeking government funding to replace the current damaged surface with a more suitable and safe alternative. After careful consideration, our association has identified two potential surface materials that could effectively address the safety concerns while providing an enjoyable play experience for the children: bark chips or a combination of bark chips and soft fall rubber.

**President**  
**Carmel Walsh**  
0419 297 351

**Secretary**  
**Anthony Gibson**  
0429 683 313

**Treasurer**  
**Shirley Boothman**  
0448 217 526

**[girilamboneca@gmail.com](mailto:girilamboneca@gmail.com)**

## GIRILAMBONE COMMUNITY ASSOCIATION

3 Myall Street  
Girilambone NSW 2831

ABN 72 510 454 950

Bark chips offer a natural and cost-effective option that can provide excellent impact absorption, reducing the risk of injuries in case of falls. Furthermore, they require minimal maintenance and have proven to be resilient even under different weather conditions. On the other hand, a combination of bark chips and soft fall rubber would offer a hybrid solution, combining the benefits of both materials. This combination could enhance the shock absorption properties while maintaining a visually appealing and accessible play area.

By supporting our initiative to secure government funding for this essential playground upgrade, the Bogan Shire Council would contribute significantly to the safety and well-being of the Girilambone community's children. We kindly request your assistance in advocating for this project and guiding us through the necessary steps to access available funding opportunities through government agencies.

We are grateful for your attention to this matter and look forward to the opportunity to collaborate with the Bogan Shire Council to create a safer and more enjoyable playground environment for our community's youngest members.

Thank you for your time and consideration.

Kind regards,

*Patricia Peek*

Patricia Peek

Volunteer at the Girilambone Community Association

**President**  
**Carmel Walsh**  
0419 297 351

**Secretary**  
**Anthony Gibson**  
0429 683 313

**Treasurer**  
**Shirley Boothman**  
0448 217 526

**[girilamboneca@gmail.com](mailto:girilamboneca@gmail.com)**

## GIRILAMBONE COMMUNITY ASSOCIATION

3 Myall Street  
Girilambone NSW 2831

ABN 72 510 454 950

Bogan Shire Council  
Mr Derek Francis & Mrs Haylee Martin  
81 Cobar Street  
Nyngan NSW 2825

8 August 2023

Dear Derek and Haylee

**Re: Request for Support in Renovating Girilambone Tennis Courts**

I hope this letter finds you well. On behalf of the Girilambone Community Association, I am writing to seek your valuable support in our attempt to secure funding for the renovation of the old Girilambone tennis courts. We believe that this project holds immense potential to benefit our community in various ways.

First and foremost, renovating the tennis courts will provide a much-needed space for our community members to come together and engage in recreational activities. The shared experience of sports fosters social connections, promotes a sense of unity, and strengthens the bond among our residents.

Furthermore, the health benefits associated with regular physical activity cannot be understated. By providing a well-maintained tennis facility, we aim to encourage community members, both young and old, to participate in outdoor sports, leading to improved physical fitness and overall well-being.

The renovated tennis grounds will not only serve as a venue for casual matches but could also be used as a hub for community events and gatherings. We also see the opportunity to use this space for various other community events like workshops, markets, outdoor movie nights and other cultural events, creating a vibrant atmosphere that brings our community even closer together.

**President**  
**Carmel Walsh**  
0419 297 351

**Secretary**  
**Anthony Gibson**  
0429 683 313

**Treasurer**  
**Shirley Boothman**  
0448 217 526

**[girilamboneca@gmail.com](mailto:girilamboneca@gmail.com)**

## GIRILAMBONE COMMUNITY ASSOCIATION

3 Myall Street  
Girilambone NSW 2831

ABN 72 510 454 950

We firmly believe that the revitalization of the Girilambone tennis courts will contribute to the enhancement of our community's quality of life. As you know however, securing funding for such a project can be challenging. This is where the support of Bogan Shire Council becomes crucial for the success of this project. We kindly request your assistance in identifying potential funding sources, offering guidance on grant applications, and advocating for the importance of this project within the broader community and government agencies.

Your expertise and commitment to community development make us confident that, with your support, we can bring this project to fruition. We are eager to collaborate with you and the Bogan Shire Council to create a lasting positive impact on Girilambone.

Thank you for considering our request. We look forward to the opportunity to discuss this matter further and explore avenues for collaboration. Please feel free to reach out to us at your convenience.

Kind regards,

*Patricia Peek*

Patricia Peek

Volunteer at the Girilambone Community Association

**President**  
**Carmel Walsh**  
0419 297 351

**Secretary**  
**Anthony Gibson**  
0429 683 313

**Treasurer**  
**Shirley Boothman**  
0448 217 526

[girilamboneca@gmail.com](mailto:girilamboneca@gmail.com)

**15.5 OFFICE OF LOCAL GOVERNMENT CIRCULAR TO COUNCILS  
23-09 /01 AUGUST 2023 /A869189 MAYORAL ELECTIONS**

Office of Local Government Circular to Councils 23-09 / 01 August 2023 /A869189,  
September 2023 Mayor elections

**Attachments**

1. Office of Local Government Circular to Council 23-09 /01 August 2023 /A869189  
Mayoral Elections, September 2023 [↓](#)

**Recommendation**

Correspondence be received and noted.

<b>Circular Details</b>	23-09 / 01 August 2023 / A869189
<b>Previous Circular</b>	21-24 September 2021 Mayoral elections
<b>Who should read this</b>	Councillors / General Managers / Governance staff
<b>Contact</b>	Council Governance Team / 02 4428 4100/ <a href="mailto:olg@olg.nsw.gov.au">olg@olg.nsw.gov.au</a>
<b>Action required</b>	Council to Implement

## September 2023 mayoral elections

### What's new or changing

- Councils that elect their mayors are required under section 290(1)(b) of the *Local Government Act 1993* (the Act) to hold mid-term mayoral elections in September 2023.
- Mayors elected in September 2023 will hold their office until council elections are held on 14 September 2024.
- Deputy mayors hold their office for the term specified by the council's resolution. An election for deputy mayor should be held when the deputy mayor's term expires.

### What this will mean for your council

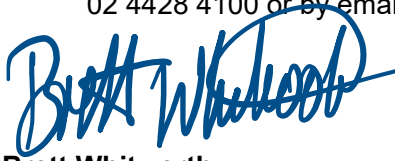
- Mayoral elections must be conducted in accordance with Schedule 7 of the *Local Government (General) Regulation 2021*.
- Schedule 7 prescribes three methods of election of mayors:
  - open ballot (eg a show of hands)
  - ordinary ballot, or
  - preferential ballot.
- Councillors can participate in mayoral elections using an open ballot by audio visual link but not where the other two methods of election are used.
- Ordinary and preferential ballots are secret ballots and councillors will need to attend the meeting in person to vote if the mayoral election is held using either of these methods.

### Key points

- Mayors elected by councillors normally hold their office for two years (unless a casual vacancy occurs). Because of the postponement of the last ordinary council elections to 4 December 2021, mayors elected by councillors during this term will have a shorter term than the usual two years.
- Councils that elect their mayors are required under the Act to hold mid-term mayoral elections in the month of September. This means that the mid-term mayoral elections will need to be held in September 2023.
- The term of office of mayors elected in September 2023 will automatically expire on 14 September 2024, when their term as a councillor expires.

**Where to go for further information**

- The Office of Local Government has issued a fact sheet on conducting mayoral elections, which is available [here](#).
- For further information please contact the Council Governance Team on 02 4428 4100 or by email at [olg@olg.nsw.gov.au](mailto:olg@olg.nsw.gov.au)



**Brett Whitworth**  
**Deputy Secretary, Local Government**



**15.6 THE HON. ROSE JACKSON MLC, MINISTER FOR WATER**

Attached is a copy of correspondence received from The Hon. Rose Jackson MLC, Minister for Water regarding the Nyngan Off-Water Storages.

**Attachments**

1. Letter from the Hon. Minister Rose Jackson, Water Minister. Nyngan Off-River Water Storages [↓](#)

**Recommendation**

Correspondence be received and noted.

**The Hon Rose Jackson MLC**  
Minister for Water, Minister for Housing,  
Minister for Homelessness  
Minister for Mental Health, Minister for Youth  
Minister for the North Coast



MF23/1311

Mr Derek Francis  
Bogan Shire Council  
81 Cobar Street  
NYNGAN NSW 2825

By email: [admin@bogan.nsw.gov.au](mailto:admin@bogan.nsw.gov.au)

Dear Mr Francis

Thank you for your letter of 25 May 2023, requesting water be made available to fill off-river water storages at Nyngan.

I am pleased to hear Nyngan now has 2 water storages to help Nyngan, Cobar and the highly valued, aquatic ecology of the Nyngan Weir Pool, during droughts.

I am advised that the Department of Planning and Environment - Water will honour the commitment made in 2019 to fill the Nyngan storage following the recent repairs on the basis that there is sufficient funding in the existing project (DWS047) to cover the water purchase to fill storage 1A, based on the estimated amount of \$200,000 required for this water purchase.

I am also advised that the second storage was constructed under the Nyngan Cobar Water Security Project (RNSW1875), which is managed by Infrastructure NSW (INSW). I encourage you to discuss the additional funding request to fill storage 1B with INSW in the first instance.

Improving the water security of regional towns is a priority of the NSW Government. Thank you for completing this important work.

If you would like more information, please contact Carla Antunes on 0428 329 985 or [carla.antunes@dpie.nsw.gov.au](mailto:carla.antunes@dpie.nsw.gov.au).

Yours sincerely

Thanks for writing - I hope this provides some clarity - we are working to fill the Nyngan storage as committed.  
R.

**Rose Jackson MLC**  
Minister for Water, Minister for Housing, Minister for Homelessness,  
Minister for Mental Health, Minister for Youth, Minister for the North Coast

Date: 4.8.23

**15.7 THE HON. ROSE JACKSON MLC, MINISTER FOR WATER**

Attached is a copy of correspondence received from The Hon. Rose Jackson MLC, Minister for Water regarding the Nyngan Emergency Bore.

**Attachments**

1. Letter from the Hon. Minister Rose Jackson, Water Minister. Nyngan Emergency Bore  
[↓](#)

**Recommendation**

Correspondence be received and noted.

**The Hon Rose Jackson MLC**  
Minister for Water, Minister for Housing,  
Minister for Homelessness  
Minister for Mental Health, Minister for Youth  
Minister for the North Coast



Our ref: MF23/1437

Councillor Glen Neill  
Mayor  
Bogan Shire Council  
PO BOX 221  
NYNGAN NSW 2825

By email: [admin@bogan.nsw.gov.au](mailto:admin@bogan.nsw.gov.au)

Dear Councillor Neill

Thank you for your letter of 25 May 2023, about the Nyngan Emergency Bore. I appreciate this is a longstanding matter and understand the reasons that have prompted you to write, and I apologise for the time it has taken for you to receive my response.

#### **Amendment of the water sharing plan**

I am pleased to confirm that the Department of Planning and Environment – Water (the department) has now drafted an amendment to the *Water Sharing Plan for the NSW Great Artesian Basin Water Sources 2020* (the Plan). The amendment seeks to address the unintended restrictions currently in the Plan on the location of water supply works from other works and property boundaries.

Please note that amendments to water sharing plans must be in the public interest and must have concurrence of the Minister for the Environment. The department will therefore be consulting on the draft amendment through a public exhibition process. The public exhibition period is scheduled to commence in August 2023 and will run for 40 days.

The public exhibition period will provide opportunities for water users, stakeholders and other interested parties to learn more about the proposed amendment, and to make submissions and comment on the draft amendment. Feedback and issues raised during the public exhibition period will be considered when finalising the amendment.

I am advised that even if the proposed amendment is made, this will not guarantee approval of the bore as it will still need to be assessed, and approval will be subject to conditions to ensure minimal impact on neighbouring bores.

#### **Availability of original funding and additional funding**

Unfortunately, no further funding is currently available beyond what has already been committed to the Nyngan Bore project (DWS083). I note that there are requirements under the Drought Program that need to be met, in relation to the already committed

funding. The department will be in contact with Council to discuss these requirements to progress the funding offer.

I understand that in March 2023, the Acting CEO of Water Infrastructure NSW wrote to your colleague, Ms Stephanie Waterhouse, advising that funding under the Safe and Secure Water Program is also fully allocated, but that should additional funding become available to assist with the bore project, the department will be in contact with Council to discuss this.

I am very conscious of the significant increase in the estimated cost of the project that you have brought to my attention. Significant capital works cost increases are being felt across government. Unfortunately, no new funding has become available that could assist with the bore project since the Acting CEO of Water Infrastructure NSW wrote to you in March.

I trust this information is of assistance and I thank you for the time you and your colleagues have invested in bringing this matter to my attention. My office will be in touch to discuss a suitable time to meet with you.

Yours sincerely



**Rose Jackson MLC**

Minister for Water, Minister for Housing, Minister for Homelessness,  
Minister for Mental Health, Minister for Youth, Minister for the North Coast

Thanks for the letter - we are progressing with the WSP amendment, but funding is a challenge right now. I am more than happy to meet you and the Mayor at a suitable time to discuss.  
R.

Date: 5.8.23

**16 MEETING CLOSURE**