



# **BOGAN SHIRE COUNCIL**

## **Ordinary Business Paper**

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

**Date: Tuesday, 23 April 2024**

**Time: 7.00PM**

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

**Derek Francis  
General Manager**





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

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



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

**5 CONFIRMATION OF ORDINARY MINUTES**

**6.1 MINUTES OF ORDINARY MEETING - 28 MARCH 2024**

The minutes of the Ordinary Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 28 March 2024 have been circulated to Council.

**Recommendation**

That the minutes of the Ordinary Council Meeting held at the Bogan Shire Council, Council Chambers, 81 Cobar Street, Nyngan on 28 March 2024, be received and noted.



**6 NOTICE OF MOTION**

Nil

**7 MAYORAL MINUTES**

Nil

**8 COMMITTEE MEETING MINUTES**

Nil

**10 GENERAL MANAGER’S REPORTS**

**10.1 GENERAL MANAGERS CHECKLIST**

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

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Item	Date	Minute No	Matter	Action Required	Officer	Status
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 new Minister for Water, advising them of resolution 122/2022 and seeking clarification on funding. Minister for Water has advised that: <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>
	23/02/2023	010/2023		Council vote for a 200mm pipe instead of 375mm pipe, on the basis of water consumption.  A decision on the request for a meeting be deferred until Council receives a response from the NSW Government on	<b>GM</b>	Public Works have provided an alternative cost estimate of \$5.092M, based on the 200mm pipeline.  On hold pending response.

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Item	Date	Minute No	Matter	Action Required	Officer	Status
	27/04/2023	081/2023		<p>whether the emergency bore hole project is to be funded.</p> <p>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.</p>		<p>Letter sent to Richard and Virginia Woodlock advising them of Council's resolution.</p>
	24/08/2023	184/23		<p>That Council prioritises remaining available grant funding of \$7,111,871 across the following projects:</p>		<p>DPE advised accordingly.</p>

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Item	Date	Minute No	Matter	Action Required	Officer	Status
				<ul style="list-style-type: none"> <li>a. Water purchases</li> <li>b. Belaringar Creek Syphon</li> <li>c. Nyngan Emergency Bore pipeline</li> </ul>		
3	27/05/2021  28/09/2023	126/2021	<b>Addressing Local Job Vacancies</b>	<p>Council delays the launch of the marketing campaign until progress is made with establishing more housing accommodation in Nyngan.</p> <p>Council provides a budget of \$25,000 for production of videos for the relocation campaign.</p>	<b>DPCS</b>	<p>Planning for new residential subdivision has commenced.</p> <p>Scheduled for 2024/25.</p>

Item	Date	Minute No	Matter	Action Required	Officer	Status
4	23/06/2022	126/2022	<b>New Water Treatment Plant Site</b>	A further report to Council be considered for location of the New Water Treatment Plant, including the location as presented to Council, as well as other options outside/adjacent to the levy bank.	<b>DES</b>	Public Works to discuss with Crown Lands use of site adjacent to electricity sub-station at the end of Dandaloo Street.
	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 pump station site when the funding deed has been signed. Site investigation in progress  <b>UPDATE:</b> Report to April meeting refers.

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Item	Date	Minute No	Matter	Action Required	Officer	Status
5	28/07/2022	171/2022	<b>Hoskins Street Subdivision</b>	<p>Council notes the proposed changes to the design and layout of the Hoskins Street subdivision and that Council staff progress detailed design and development of tender specifications accordingly.</p> <p>The General Manager be authorised to lodge a development application for Stage 1 of the Hoskins Street subdivision.</p>	<b>DES</b>	<b>UPDATE:</b> In progress
	23/11/2023	279/23		<p>The General Manager be authorised to proceed to final preparation of tender documents, based on the layout contained in the Concept Plan, attached to report 5.3, with a view to inviting tenders for</p>		

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Item	Date	Minute No	Matter	Action Required	Officer	Status
	22/02/2024	005/24		<p>construction on a “subject to DA” basis.</p> <p>That consideration be given in 2024-2025 budget discussions to cover any shortfall in available grant funding, with this to be recovered from land sales.</p>		
6	23/03/2023	053/2023	<b>Reclassification of Land – 8 Tabratong Street</b>	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>	<b>UPDATE:</b> In progress.
7	22/06/2023	139/2023	<b>Banking Situation in Nyngan</b>	Council write to the National Australia Bank regarding the future of the	<b>GM</b>	Letter written.  Further letter written, November

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Item	Date	Minute No	Matter	Action Required	Officer	Status
	28/03/2024	036/24		<p>Nyngan Branch of the National Australia Bank.</p> <p>That Council write to the National Australia Bank and follow-up Council's previous correspondence addressing earlier concerns and Council's disappointment in no response to previous request.</p>		<p>2023. No response.</p> <p><b>UPDATE:</b> Additional letter forwarded to National Australia Bank, April 2024.</p>
8	27/07/2023	160/23	<b>School Exchange Program</b>	The General Manager commence discussions around the future of the Tongling Exchange Program, with a report to Council.	<b>GM</b>	Not yet commenced.
9	28/09/2023	209/23	<b>Relocation Marketing Campaign –</b>	Council investigates creating an artwork that acknowledges Country that can be used in the	<b>DPCS</b>	Not yet commenced.

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Item	Date	Minute No	Matter	Action Required	Officer	Status
			<b>Promotional Videos</b>	videos and other purposes, with a report to a future meeting of Council.		
10	26/10/2023  22/02/2024	247/23  009/24	<b>Before and After School Care, Nyngan</b>	That the Before and After School Care matter be further pursued with the Department of Education, and if necessary the Minister.	<b>GM</b>	Verbal update given at Council Meeting 23/11/2023.  Issue of lack of Before and After School Care in Nyngan be referred to Local Member. <b>UPDATE:</b> Correspondence sent to Local Member.
11	23/11/2023	278/23	<b>Nyngan Year-Round Fishery</b>	That Council provide in principle support for the development of a Memorandum of Understanding with DPI Fisheries for a managed fishery in the Nyngan off-river storages, with a further report to Council	<b>DES</b>	<b>UPDATE:</b> In Progress

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Item	Date	Minute No	Matter	Action Required	Officer	Status
				to consider a draft Memorandum of Understanding.		
12	28/03/2024	046/24	<b>Crown Road Off Cockies Road</b>	That the General Manager, Mayor and Deputy Mayor enter into discussions with the property owners, to determine what if any alternatives they have for accessing the property via Lachlan Shire and whether they have approached Lachlan Shire Council and have discussed this matter, or have any outcome from those discussions with Lachlan Shire Council. That Council contact Lachlan Shire Council to obtain information on		<b>UPDATE:</b> Meeting scheduled for April 2024.

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Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>their intention in relation to this matter.</p> <p>That the General Manager provides a report to Council in May or June, confirming:</p> <p>a Options for transferring the unformed Shire road, after transfer from the Crown is complete, into private ownership. Or alternatively if Lachlan Shire could take over the Crown land, either by transfer or purchase from Bogan Shire Council.</p> <p>b The costs of clearing timber and forming the road to the minimum acceptable standard.</p> <p>c Mechanisms to ensure current and future owners of “Hopbush Valley”</p>		

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Item	Date	Minute No	Matter	Action Required	Officer	Status
				<p>property are aware that Council has no intention of upgrading the road beyond the minimum acceptable standard.</p> <p>That Council defers any decision on this matter until the General Manager's report comes to Council.</p>		

**1. Attachments**

Nil

**Recommendation**

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

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Item 10.1

## **10.2 PRE-MEETING BRIEFING SESSIONS**

### **1. Introduction**

The purpose of this report is for Councillors to determine whether or not to amend the adopted Bogan Shire Code of Meeting Practice to include pre-meeting briefing sessions.

### **2. Background**

The Model Code of Meeting Practice for Local Councils in NSW is prescribed under section 360 of the Local Government Act and Regulations and applies to all meetings of councils.

Bogan Shire Council adopted a Code of Meeting Practice, based on the Model Code, at its meeting on 24 September 2020.

### **3. Discussion**

The Model Code includes certain provisions or clauses that are not mandatory. These include clauses 3.33 to 3.38 which relate to pre-meeting briefing sessions which were not adopted as part of the Bogan Shire Council Code of Meeting Practice.

Attachment 1 is an extract of the Model Code listing these clauses.

From time to time suggestions have been made that this Council holds pre-meeting briefing sessions to brief councillors on the business to be discussed at the Council meeting.

Within the Alliance of Western Councils region, Dubbo, Mid-Western and Brewarrina Councils routinely hold pre-meeting briefing sessions.

With the general agreement of Councillors, pre-meeting briefing sessions have been trialled for the February, March and April Council meetings. Councillors should now determine whether or not to amend the Bogan Shire Code of Meeting Practice to incorporate clauses 3.33 to 3.38 to provide for pre-meeting briefing sessions on a permanent basis moving forward.

### **4. Attachments**

1. Extract: Model Code of Meeting Practice

### **5. Recommendation**

1. For Council's consideration.

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## Pre-meeting briefing sessions

- 3.33 Prior to each ordinary meeting of the council, the general manager may arrange a pre-meeting briefing session to brief councillors on business to be considered at the meeting. Pre-meeting briefing sessions may also be held for extraordinary meetings of the council and meetings of committees of the council.
- 3.34 Pre-meeting briefing sessions are to be held in the absence of the public.
- 3.35 Pre-meeting briefing sessions may be held by audio-visual link.
- 3.36 The general manager or a member of staff nominated by the general manager is to preside at pre-meeting briefing sessions.
- 3.37 Councillors must not use pre-meeting briefing sessions to debate or make preliminary decisions on items of business they are being briefed on, and any debate and decision-making must be left to the formal council or committee meeting at which the item of business is to be considered.
- 3.38 Councillors (including the mayor) must declare and manage any conflicts of interest they may have in relation to any item of business that is the subject of a briefing at a pre-meeting briefing session, in the same way that they are required to do so at a council or committee meeting. The council is to maintain a written record of all conflict of interest declarations made at pre-meeting briefing sessions and how the conflict of interest was managed by the councillor who made the declaration.

## **10.3 RENTAL TO NSW HEALTH**

### **1. Introduction**

The purpose of this report is for Council to consider a request from NSW Health to rent one of our residential units to them.

### **2. Background**

NSW Health has been successful in recruiting a nurse to Nyngan who is coming with their family including two children. As they have no suitable accommodation available for this family, and there is a general shortage of residential accommodation in Nyngan, they have asked whether Bogan Shire Council can make one of our residential units available to them.

### **3. Discussion**

Recognising the need to take responsibility for providing accommodation to attract and retain staff, including doctors to Nyngan, Bogan Shire Council has invested in a range of accommodation over the years including three and four bedroom houses and smaller units.

At this stage there are no houses available for rental. With at least one key staff movement over the next six months, which will probably result in the need to offer a house or unit, Bogan Shire Council has a strong demand for our accommodation with not much capacity for rentals to other parties.

Having said this, it is recognised that it is in the community's best interests to try and work with NSW Health to provide accommodation, notwithstanding that it is not Council's responsibility to provide accommodation to other employers. This same philosophy prompted the rental of the old ambulance station residence to the NSW Police.

The General Manager is of the opinion that a residential unit can be made available to NSW Health without impacting the supply of accommodation to our staff / future staff.

### **4. Attachments**

Nil

### **5. Recommendation**

That the General Manager negotiates a 12-month lease of one of Council's residential units with NSW Health at an appropriate market rental.



## 11 PEOPLE AND COMMUNITY SERVICES REPORTS

### 11.1 BOGAN BUSH MOBILE - TERM 1 REPORT

#### 1. Introduction

The purpose of this report is to advise Council on the Term 1 activities of the Bogan Bush Mobile service.

#### 2. Background

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

#### 3. Discussion

##### Statistics:

Total Children Enrolled:	Children 79, Families 58
Term 1 Attendance:	64 Children
Term 1 Sessions:	36
Term 1 Total KM'S:	7,568kms

##### Current Areas being visited:

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

##### Term 1 Activities:

Bogan Bush Mobile had a good start for Term 1, 2024.

##### Easter 2024

The Bogan Bush Mobile planned and implemented many educational programs throughout Term 1, which concluded with an Easter program. The children engaged in Easter crafts, sensory play and much more. Easter egg hunts were also carried out in the last 2 weeks of the Term, which the children absolutely enjoyed.

##### Recent Activities

The Bogan Bush Mobile team have been compiling children's craft to have in the Nyngan Show display. This year they are focussing their craft on Australian animals. The children will also be starting to make gifts for Mother's Day shortly. The team will have discussions with the children to determine what gifts they would like to make. A focus book of the month program was recently implemented, and April's book is *Possum Magic*. This activity allows children to extend on their language skills, imagination, and curiosity, leading to group discussions and art works.

**School Holidays**

The School Holidays run from April 15 – April 26. During this time the Bogan Bush Mobile Educators will continue to operate the Marra and Collie Day Care sessions to support families in these remote areas. Educators will support operations in the Early Learning Centre on other days.

**4. Attachments**

Nil

**5. Recommendation**

That the Bogan Bush Mobile 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 11/04/2024: 79
- Total children scheduled to attend for the week ending 11/04/2024: 70

#### Usage Capacity

	Monday	Tuesday	Wednesday	Thursday	Friday	Ave.
January 24	57%	57%	67%	63%	37%	57%
February 24	80%	71%	67%	67%	55%	68%
March 24	78%	69%	63%	73%	60%	68%

#### Staffing

The ELC capacity continues to be constrained by the number of appropriately qualified educators employed. Capacity could be closer to 100% with more staff. Council has undertaken extensive advertising to recruit educators including Seek, radio, Facebook, newspapers, and other social media over the past 12 months. Some of the vacancies have been filled with new part time employees, however this still does not meet Council’s budgeted positions for 2023/24. None of the Council budgeted positions for the new room have been filled yet.

#### Waitlist

There are now 53 children on the waitlist for the 0-3 years room, with 5 unborn babies and 8 not requiring days until the second half of 2024.

There are 12 children on the waitlist for the 3-5 years room, however 8 of those children will be progressing from the 0-3 years room over the coming months.

There are two Educators coming back from parental leave in June whose children are in the priority list and two healthcare workers whose children are in the priority list.

School Based Trainees:

The ELC now has four school-based trainees, who all work one day per week at the Centre and are progressing well with their studies. One student submitted her last unit recently, with only her practical placement to be signed off. The students are in their second year of the program and are due to complete their studies by the end of October, with their traineeships being finalised in November.

Nyngan Show:

Staff are currently working with the children on their craft items for a display at the upcoming Nyngan Show. The 0-3 years room's theme is based around the classic Australia picture book, Wombat Stew and the 3-5 years room's theme is based on Australian animals.

**3. Attachments**

Nil

**4. Recommendation**

That the Early Learning Centre Operational report be received and noted.

## 11.3 PRIORITY OF ACCESS - AT RISK CHILDREN

### 1. Introduction

The purpose of this report is for Council to determine whether to establish a priority of access policy for the Bogan Shire Early Learning Centre (ELC) for children deemed to be at risk of harm.

### 2. Background

The ELC currently has no priority of access policy for children at risk of harm.

Current NSW childcare legislation and regulations do not place any obligation on a service to prioritise children at risk of harm.

The Child Care Provider Handbook issued by the Australian Government, Department of Education states:

#### ***Do vacancies need to be prioritised?***

There are no requirements for filling vacancies. Providers can set their own rules for deciding who receives a place.

Providers are asked to (but are not legally obliged to) prioritise children who are:

- at risk of serious abuse or neglect
- a child of a sole parent who satisfies, or parents who both satisfy, the activity test through paid employment.

This meets the Australian Government's aims of helping families who are most in need and supporting the safety and wellbeing of children at risk.

### 3. Discussion

Should Council adopt a priority of access policy for children deemed to be at risk of harm, each case would still need to be assessed on its merits which include Council having full access to information regarding family circumstances where that may affect our Service. This includes for example court orders and legal proceedings relating to parents of the children.

Consideration will have to be given to for example, whether the parents of the children have legal access to them, which allows the parents to enter the Early Learning Centre. Other considerations revolve around having suitably trained staff and impacts on the Workplace Health and Safety of staff. Also, the safety of children and other parents attending the ELC need to be taken into consideration.

Additional funding may be available for eligible children to allow the employment of an Inclusion Support Educator to support those children identified as having additional needs, which includes one-on-one care. Given current childcare employment circumstances, this is not likely to be possible, meaning that existing educators would be required to manage the additional responsibility and workload.

Councillors should also be aware that, given the existing extensive waitlist, admitting at risk children via a priority of access policy will mean that other children remain on the wait list for longer.

**4. Attachments**

Nil

**5. Recommendation**

That Council consider whether to introduce a priority of access policy for children at risk of harm.

## **11.4 BIG BOGAN STREET FESTIVAL**

### **1. Introduction**

The purpose of this report is to inform Councillors of success in a grant application to enable Council to host a Big Bogan Street Festival, for Council to accept the grant funding and to set a date for the event.

### **2. Background**

Council staff became aware of an opportunity to apply for funding to hold an event under the Open Streets Program administered by Transport for NSW. Aware of positive sentiments expressed by the Community and Councillors following the Big Bogan Festival held in 2022, Council staff pursued this opportunity which was on a “first-in-first-served” basis, with the General Manager submitting an application in March.

Transport for NSW confirmed on 8 April 2024 that Council had been successful with its application for a grant of \$141,000.

### **3. Discussion**

The objectives of the Open Streets Program are to:

- Temporarily close streets to vehicles and open them for people, with projects over a day or series of days, and provide safe spaces for community events and activities.
- Bring vibrancy to our streets by creating a sense of excitement and discovery with creative events and activities that are inviting and inclusive to all the community.
- Support job creation in local businesses and the cultural sector.
- Support the development of longer-term place management outcomes through projects that encourage private-public partnerships.

Council’s grant application included the following summary of the proposed Big Bogan Street Festival:

Big Bogan Street Festival aims to create a vibrant community celebration in the heart of Bogan Shire LGA. The event is named after our titular tourist attraction, the Big Bogan, and will feature live music, a best-dressed bogan competition, kids activities, delicious food from local vendors, vibrant markets, and support for local suppliers.

A proposed event date was required for the grant application, and this has been tentatively set as Saturday 28 September 2024 based on experience with the 2022 festival, subject to Council approval. In line with the Program’s objectives, the event involves closing part of Nyngan’s main street to make space for market stalls, dining infrastructure, activities, live music, and food vendors. It is proposed to use the Teamster’s Rest and Davidson Park in addition to Pangee Street itself. Attached is a draft layout plan for the event.

Drawing on Council’s experience with the Big Bogan Festival in 2022, the Festival budget allows for hire of live music, security and first aid staff, lease of staging, lighting, and furniture as well as resources for activities and advertising.

The General Manager, in consultation with the Mayor, has signed the grant agreement as the required deadline for this was 18 April 2024.

**4. Attachments**

1. Big Bogan Street Festival Site Map

**5. Recommendation**

That:

1. Council accepts grant funding under the Open Streets Program for the hosting of the Big Bogan Street Festival.
2. The Big Bogan Street Festival takes place on Saturday 28 September 2024.





-  Street closure
-  Live music stage
-  Priority parking
-  Table, seats, marquee tent
-  Fenced-off bar area
-  Kids activities, games, etc.
-  Vendor/market stalls (space for main street stores to open)

**12 FINANCE AND CORPORATE SERVICES REPORTS**

**12.1 INVESTMENTS MARCH 2024**

**1. Introduction**

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

**2. Background**

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

**3. Discussion**

The Investment Report for March 2024 is shown below. At the 31st March 2024 Council had \$30.7 million invested. There has been a decrease of \$1.32 million due to expenditure of grant funds received in advance as well as flood damage works and ordered works not yet claimed.

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

**Investment Movements for March 2024**

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

REF	Source	Maturity	Days	% rate	Bal Feb 24	Bal Mar 24
6894	NAB - Professional Funds	4/05/2016	At Call	4.350%	17,316,098.89	15,989,520.68
88-392-4994	NAB	30/05/2023	29/05/2024	4.900%	2,000,000.00	2,000,000.00
37908808	Westpac	15/12/2023	16/12/2024	5.015%	6,000,000.00	6,000,000.00
87-912-8864	NAB	22/02/2024	21/02/2025	5.080%	2,000,000.00	2,000,000.00
43-308-2777	NAB	22/05/2023	21/05/2024	4.900%	2,800,000.00	2,800,000.00
41-459-6828	NAB	22/02/2024	21/02/2025	5.080%	2,000,000.00	
	Balance securities held				<b>32,116,098.89</b>	<b>30,789,520.68</b>
	Balance Ledger 19010.8200.8200				<b>32,116,098.89</b>	<b>30,789,520.68</b>
	<b>Summary by institution</b>					
	WESTPAC				6,000,000.00	6,000,000.00
	NAB				26,116,098.89	24,789,520.68
	COMMONWEALTH				0.00	0.00
					<b>32,116,098.89</b>	<b>30,789,520.68</b>

**4. Attachments**

Nil

**5. Recommendation**

That Council receive and note the investments report for March 2024.

## 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 31st March, 2024, with the same period last year.

### 2. Background

This report is provided for the information of Councillors.

### 3. Discussion

Rate Collections	2023-2024	2022-2023
Arrears Prior to 01/07/2023	374,760	501,657
First Instalment in arrears as at 31/3/2024	-8584	68
Second Instalment in arrears as at 31/3/2024	63,639	58,338
Third Instalment in arrears as at 31/3/2024	247,194	110,999
Fourth Instalment Outstanding as at 31/3/2024	989,608	984,833
<b>Total Arrears</b>	<b>677,009</b>	<b>671,062</b>
<b>Total Outstanding</b>	<b>1,666,617</b>	<b>1,655,895</b>
<b>Monthly Transactions</b>		
Amount Levied & B/Fwd	6,259,330	6,045,433
Add: Adjustments	96,383	36,002
Less: Payments to end of March	-4,614,922	-4,344,151
Less: Rebates	-74,174	-81,390
Add: Postponed	0	0
<b>Gross Total Balance</b>	<b>1,666,617</b>	<b>1,655,895</b>
<b>Arrears of total amount levied %</b>	<b>10.8%</b>	<b>11%</b>

Total arrears have increased from \$671,062 at the 31st March 2023 to \$677,009 as at 31st March this year.

Each instalment amounts to approximately \$1,565,000 (Total Rates, Waste, Water & Sewer Access Charges).

The first instalment shows it is in credit due to payments made in advance by some ratepayers however there would be ratepayers that owe money on the first instalment therefore this is not indicative of the amount owed.

Council has 4 % in arrears on the second instalment.

Council has 15.7 % in arrears on the third instalment.

Council is still awaiting settlement on three of the properties sold for unpaid rates, however, on two of the properties the funds are held in Trust by the Real Estate agent and the third property the Real Estate agent holds the deposit. I can inform Council that amounts owed to Council on the properties that were auctioned at the sale including legal costs and agents' fees amounted to \$115,629. Of this, Council will receive \$81,728 towards the outstanding debts. Therefore, an amount of \$33,901 will be written off once all properties settle.

**4. Attachments**

Nil

**5. Recommendation**

That Council receive and note the Rate and Annual Charges collection report for March 2024.

## 12.3 THIRD QUARTER BUDGET REVIEW

### 1. Introduction

The purpose of this report is twofold:

1. To review actual performance against budget for the first nine months of the 2023/2024 financial year up to 31 March 2024.
2. To adjust the budget in response to changes in the financial landscape and changes to Council's corporate goals

### 2. Background

Clause 203 (1) of the Local Government (General) Regulation 2005 requires that Council complete a budget review within 2 months of the end of each quarter. More importantly the review should be completed to enable good financial management of Council's resources.

Referring to Appendix A, the Projected Year End Result has been adjusted to allow for third quarter recommended changes. The third quarter changes are shown in a separate column and discussed below and need to be considered at this meeting. A copy of the updated Capital Budget is shown in Appendix D.

The figures in the Projected Year End Result column are the estimate of income and expenditure at the end of the financial year. It is the sum of the originally adopted budget for 2023/2024, plus or minus approved changes made at the first and second quarter review, plus or minus recommended changes at this third quarter budget review.

### 3. Discussion

#### Performance Against Budget

The year-to-date performance against budget still shows a \$108,927 positive change to the original projected balance. Council budgeted for a cash surplus of \$279,568 overall and the changes to the budget now show a cash surplus of \$388,495 across all funds.

There were \$288,527 in favourable adjustments in the first quarter and \$179,600 unfavourable adjustments in the second quarter. All adjustments in the third quarter have a nil effect on the overall budget as savings were identified to offset any expenditure that had gone over budget.

Council should also note an amount of \$67,648 was transferred from cash reserves to balance the Sewer Fund and \$253,012 to balance the Plant Fund in the 2023/2024 original budget.

The general fund now shows a cash surplus of \$158,616 which is an increase of \$108,927 to the original surplus.

The Water Fund has no changes to the original budget. Any changes have been adjusted against other changes in the budget.

The Sewer Fund has no changes to the original budget. Any changes have been adjusted against other changes in the budget.

The state of the individual funds is shown in Appendix C:

Councillors and staff need to be aware of decisions made and the impact on Councils budget. It is always important that corresponding savings are found when making decisions on additional spending and this is not always possible therefore funds would need to come from any available surplus cash. Council does have a budget surplus at the moment, so any changes to the budget are being funded by this.

The third quarter adjustments are divided into favourable and unfavourable and explained below:

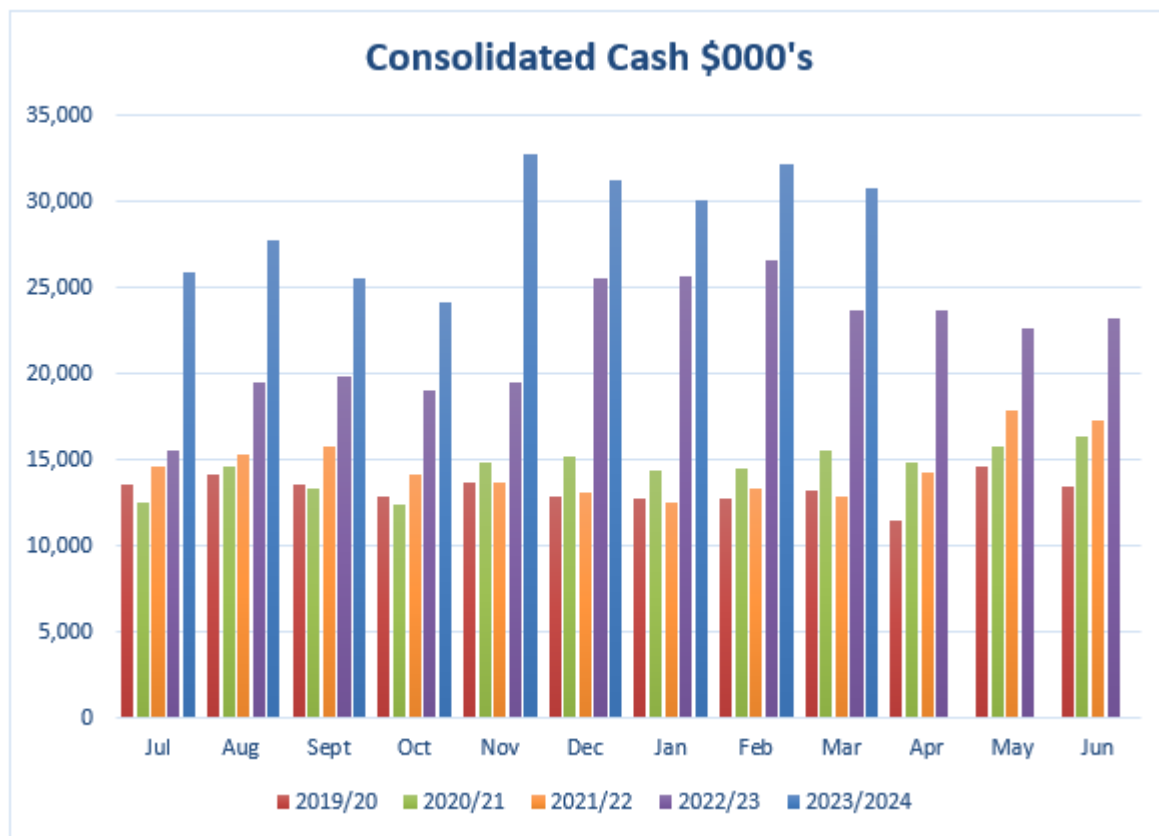
Favourable adjustments are where Council has found that it is going to get more income than budgeted or expects to spend less than originally budgeted. Unfavourable adjustments are the reverse. These are where the program is going to cost more than originally budgeted, income is going to be less, or Council has resolved to spend additional funds to the original budget. The budget is therefore adjusted accordingly to reflect these changes.

These have been summarised in Appendix B.

### **Cash**

Council is still holding significant cash balances due to Council receiving 40% of Local Roads and Community Infrastructure (LRCI) Round 4 and \$4,125,233 for Rural Emergency Road Repair Fund (RERRF). The cash balance is expected to continue to decrease over the next six months as grant funds are expended however the LRCI and RERRF are not expected to be expended before 30th June 2024 so these funds will keep the cash balance higher.

Although Council is holding a lot of cash, the majority of the cash Council holds is restricted for specific purposes and cannot be used unless they are for that purpose. As at 30th June 2023, Council had only \$392,000 in unrestricted cash.



**Budget Review Contracts and Other Expenses**

Following is a list of contracts above \$50,000 that have been entered into during the quarter and have yet to be fully performed;

Contractor	Contract detail & purpose	Contract Value (Excl GST)	Commencement Date	Duration of Contract	Budgeted Y/N
Precinct Commercial Pty Ltd	Construct Larkin Oval Changerooms & Toilets	\$523,482	27/07/2023	Until complete	Y

**Consulting and Legal Expenses**

The budgeted and actual spending on consultants and legal expenses is shown below. The consultancy expenditure has been spent on Engineering Services, Environmental Services, Economic Development, Town Planning Services, Financial Services, Work Health and Safety services, Water and Sewer services. The revised budget for consultancies is mainly due to grant funds received for the Local housing Strategy for \$163,636 and the expenditure side going to consultants.

Expense	Budget \$	Expenditure YTD \$	Revised \$
Consultancies	392,172	274,497	568,753
Legal	47,000	8,250	47,000

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulations 2005.

It is my opinion that the Quarterly Budget Review Statement for Bogan Shire Council for the quarter ended 31/3/2024 indicates that Council's projected financial position at 30/6/24 will be *satisfactory* at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.



Signed: \_\_\_\_\_ date: 13/04/2024

Stephanie Waterhouse

Responsible Accounting Officer, Bogan Shire Council

#### **4. Attachments**

1. 2023/2024 Third Quarter Budget Review Summary
2. 2023/2024 Budget Review Statement
3. 2023/2024 Cash Position of Funds Project Balance
4. 2023/2024 Capital Budget Updated

#### **5. Recommendation**

That Council:

1. Note the report on Actual compared to Budget for the quarter ended 31 March 2024.
2. Adopt the adjustments to the 2023/2024 budget as shown in the Budget Review Statement at Appendix B to this report.



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**Bogan Shire Council  
Budget Review  
For Period 2023/24 - March**

**Appendix A**

Resource	2023/24 Full Year Budget	2023/24 Review1 Approved Changes	2023/24 Review2 Approved Changes	2023/24 Review3 Recommended Changes	2023/24 Review3 Projected Year End Result	2023/24 YTD Actuals (including Commit) March
<b>Grand Total</b>	<b>4,422,592</b>	<b>7,652,262</b>	<b>190,127</b>	<b>0</b>	<b>12,264,981</b>	<b>2,175,452</b>
<b>Operating</b>	<b>1,901,751</b>	<b>4,794,016</b>	<b>-1,426,784</b>	<b>-42,640</b>	<b>5,226,343</b>	<b>565,986</b>
<b>Social</b>	<b>2,629,639</b>	<b>1,140,079</b>	<b>-1,437,311</b>	<b>171,075</b>	<b>2,503,482</b>	<b>1,177,856</b>
Community Centres	1,098,985	8,080	-1,467,311	46,125	-314,121	(107,328)
Emergency Services	235,883	80,550	0	0	316,433	249,615
Social & Cultural	141,410	16,180	30,000	12,000	199,590	108,087
Education	1,800	0	0	0	1,800	1,800
Inclusive Communities	237,195	307,899	0	302,950	848,044	447,085
Public Health	914,366	727,370	0	-190,000	1,451,736	478,597
<b>Infrastructure</b>	<b>1,902,413</b>	<b>3,507,310</b>	<b>0</b>	<b>-2,891</b>	<b>5,406,832</b>	<b>161,578</b>
Water	(24,879)	0	0	0	-24,879	(424,890)
Plant System	(653,988)	5,521	0	0	-648,467	(1,084,693)
Sewer	218,648	0	0	0	218,648	160,526
Transport Networks	2,362,632	3,501,789	0	-2,891	5,861,530	1,510,635
<b>Environmental</b>	<b>2,201,911</b>	<b>509,634</b>	<b>10,527</b>	<b>0</b>	<b>2,722,072</b>	<b>1,580,413</b>
Built Environment	1,572,645	123,894	10,527	0	1,707,066	1,274,612
Health, Safety & Regulation	473,424	84,643	0	0	558,067	362,811
Waste & Recycling	(113,609)	0	0	0	-113,609	(296,431)
Natural Environment	269,451	301,097	0	0	570,548	239,421
<b>Economic</b>	<b>266,140</b>	<b>38,444</b>	<b>0</b>	<b>1,500</b>	<b>306,084</b>	<b>192,184</b>
Local Industries and Business	69,970	29,089	0	1,500	100,559	68,982
Tourism	126,215	0	0	0	126,215	72,032
Public Transport and Air Services	69,955	9,355	0	0	79,310	51,170
<b>Civic Leadership</b>	<b>(5,131,949)</b>	<b>-401,451</b>	<b>0</b>	<b>-212,324</b>	<b>-5,745,724</b>	<b>(2,535,928)</b>
Disaster Management	7,000	0	0	0	7,000	6,804
Managing Our Business	(6,014,725)	-400,973	0	-168,710	-6,584,408	(3,081,842)
Leadership, Advocacy & Governance	875,776	-478	0	-43,614	831,684	539,111
<b>Labour Overheads</b>	<b>33,597</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>33,597</b>	<b>(10,117)</b>
Labour Overheads System	33,597	0	0	0	33,597	(10,117)
<b>Capital</b>	<b>2,520,841</b>	<b>2,858,246</b>	<b>1,616,911</b>	<b>42,640</b>	<b>7,038,638</b>	<b>1,609,466</b>
<b>Social</b>	<b>149,120</b>	<b>469,250</b>	<b>275,000</b>	<b>32,640</b>	<b>926,010</b>	<b>254,244</b>
Community Centres	66,000	287,390	270,000	0	623,390	164,667
Inclusive Communities	54,440	177,615	5,000	0	237,055	56,650
Public Health	28,680	4,245	0	32,640	65,565	32,927
<b>Infrastructure</b>	<b>2,100,227</b>	<b>1,388,033</b>	<b>834,787</b>	<b>0</b>	<b>4,323,047</b>	<b>1,060,639</b>
Plant System	1,587,000	0	60,000	0	1,647,000	1,838,022
Sewer	74,000	0	0	0	74,000	150,377
Water	335,000	0	0	0	335,000	1,615,055
Transport Networks	104,227	1,388,033	774,787	0	2,267,047	(2,542,816)
<b>Environmental</b>	<b>142,494</b>	<b>893,651</b>	<b>489,624</b>	<b>0</b>	<b>1,525,769</b>	<b>443,915</b>
Health, Safety & Regulation	0	0	3,000	0	3,000	210,025
Natural Environment	27,000	0	50,000	0	77,000	43,177
Waste & Recycling	45,618	190,108	0	0	235,726	40,442
Built Environment	69,876	703,543	436,624	0	1,210,043	150,270
<b>Economic</b>	<b>89,000</b>	<b>107,312</b>	<b>0</b>	<b>0</b>	<b>196,312</b>	<b>(223,003)</b>
Local Industries and Business	24,000	107,312	0	0	131,312	(108,131)
Public Transport and Air Services	60,000	0	0	0	60,000	0
Tourism	5,000	0	0	0	5,000	(114,872)
<b>Civic Leadership</b>	<b>40,000</b>	<b>0</b>	<b>17,500</b>	<b>10,000</b>	<b>67,500</b>	<b>73,671</b>
Disaster Management	0	0	0	0	0	12,418
Managing Our Business	40,000	0	17,500	10,000	67,500	61,253

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OPERATING BUDGET	March Budget Review Statement of Adjustments 2023/2024				APPENDIX B
	Favourable	Unfavourable	Neutral Transfers	Net	Notes
	- 418,505	375,865	-	- 42,640	
<b>1 Social</b>	<b>- 190,000</b>	<b>361,075</b>	<b>-</b>	<b>- 171,075</b>	
Revenue					
Inclusive Communities		302,950		302,950	Early Learning Centre - Adjust Income - Third room not open this financial year.
Inclusive Communities	- 110,000			- 110,000	Medical Centre - Adjust Income - improved billings
Inclusive Communities			- 3,412	-	Youth Services - Youth week Grant
Expenditure					
Community Centres		30,000			Swimming Pool - Utilities Water Charges
Community Centres		16,125			Town Hall - Engineering Consultant
Social & Cultural		12,000			Non for profit community expenses - materials
Inclusive Communities	- 80,000				Medical Centre - Adjust expenditure - cost savings
Inclusive Communities			3,412		Youth Services - Youth week expenditure
<b>2 Infrastructure</b>	<b>- 2,891</b>	<b>-</b>	<b>-</b>	<b>- 2,891</b>	
Revenue					
Transport Networks	- 2,891				Engineering Administration - Wage Subsidy
Transport Networks			- 738,578		Roads - Flood Damage
Expenditure					
Roads Bridges Footpaths			738,578		Roads - Flood Damage
<b>3 Environmental</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
Revenue					
Building Control			- 163,636		Grant - Local Housing Strategy
Expenditure					
Building Control			163,636		Grant Expenditure - Local Housing Strategy
<b>4 Economic</b>	<b>-</b>	<b>1,500</b>	<b>-</b>	<b>1,500</b>	
Revenue					
Expenditure					
Commercial undertakings		1,500			Utilities - Water
<b>5 Civic Leadership</b>	<b>- 225,614</b>	<b>13,290</b>	<b>-</b>	<b>- 212,324</b>	
Revenue					
Managing Our Business	- 142,000				Increased interest revenue
Managing Our Business	- 40,000				Increased Diesel Fuel Rebate revenue
Leadership, Advocacy & Governance	- 974				Wage Subsidy
Expenditure					
Leadership, Advocacy & Governance	- 42,640				Election Costs removed
Managing Our Business		13,290			Finance - Increased IT costs

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CAPITAL BUDGET	Budget Review Adjustments				Description
	Favourable	Unfavourable	Neutral Transfers	Net	
	-	10,000	32,640	42,640	
<b>1 Social</b>	-	-	32,640	32,640	
Revenue					
Expenditure					
Inclusive Communities			32,640		Medical Centre - Upgrade Server
<b>2 Infrastructure</b>	-	-	-	-	
Revenue					
Expenditure					
<b>3 Environmental</b>	-	-	-	-	
Revenue					
Expenditure					
<b>4 Economic</b>	-	-	-	-	
Revenue					
Expenditure					
<b>5 Civic Leadership</b>	-	10,000	-	10,000	
Revenue					
Expenditure					
Managing our Business		10,000			Upgrade Council CCTV Server

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**Cash Position of Funds - 2023-2024 projected operating result**

Appendix C

*Note: The cash position reflected takes into account cash transfers to and from Council's Reserves (Investments) to fund capital expenditure.*

	<b>General Fund (Incorporating Waste and Plant) (Columns A+B+C)</b>	<b>September Recommended Changes</b>	<b>General Fund Total Budget after First Quarter Changes</b>	<b>December Recommended Changes</b>	<b>General Fund Total Budget after Second Quarter Changes</b>	<b>March Recommended Changes</b>	<b>General Fund Total Budget after Third Quarter Changes</b>
<b>1 General Fund</b>							
Operating Income	23,345,183	1,595,660	24,940,843	8,179,175	33,120,018	1,351,239	1,351,239
Less: Operating Expenditure	25,053,165	1,264,315	26,317,480	6,741,864	33,059,344	1,308,599	1,308,599
	- 1,707,982	331,345	- 1,376,637	1,437,311	60,674	42,640	42,640
Add back depreciation	3,676,500		3,676,500		3,676,500		-
<b>Cash from current year available to fund Capital</b>	<b>1,968,518</b>	<b>331,345</b>	<b>2,299,863</b>	<b>1,437,311</b>	<b>3,737,174</b>	<b>42,640</b>	<b>42,640</b>
Add Capital Grants to fund Capital Projects	1,361,524		1,361,524	729,792	2,091,316		-
Add Sale of Capital Plant Items	339,000		339,000		339,000		-
Less Gross Capital Spending as per Draft Capital Budget	3,652,024	42,818	3,694,842	2,346,703	6,041,545	42,640	42,640
Less loan repayments used to fund capital projects	160,341		160,341		160,341		-
	- 143,323		- 145,204		- 34,396		-
Transfer from loan funds	-	-	-	-	-	-	-
Transfer from Reserves	193,012		193,012		193,012		-
<b>Cash Balance</b>	<b>49,689</b>	<b>288,527</b>	<b>338,216</b>	<b>- 179,600</b>	<b>158,616</b>	<b>-</b>	<b>-</b>
<b>2 Sewer Fund</b>							
Operating Income	619,091		619,091	3,000	622,091	235,390	235,390
Less: Operating Expenditure	837,739		837,739	3,000	840,739	235,390	235,390
	- 218,648		- 218,648		- 218,648		-
Add back depreciation	225,000		225,000		225,000		-
<b>Cash from current year available to fund Capital</b>	<b>6,352</b>		<b>6,352</b>		<b>6,352</b>		<b>-</b>
Gross Capital Spending as per Draft Capital Budget	74,000		74,000		74,000		-
Transfer In from Sewer Reserve	67,648		67,648		67,648		-
<b>Cash Balance</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>3 Water Fund</b>							
Operating Income	2,203,522		2,203,522		2,203,522	33,400	33,400
Less: Operating Expenditure	2,178,643		2,178,643		2,178,643	33,400	33,400
	24,879	-	24,879	-	24,879	-	-
Add back depreciation	540,000		540,000		540,000		-
<b>Cash from current year available to fund Capital</b>	<b>564,879</b>	<b>-</b>	<b>564,879</b>	<b>-</b>	<b>564,879</b>	<b>-</b>	<b>-</b>
Add Capital Grants to fund Capital Projects	-		-		-		-
Gross Capital Spending as per Draft Capital Budget	335,000		335,000		335,000		-
<b>Cash Balance</b>	<b>229,879</b>	<b>-</b>	<b>229,879</b>	<b>-</b>	<b>229,879</b>	<b>-</b>	<b>-</b>
<b>4 Consolidated</b>							
Operating Income	26,167,796	1,595,660	27,763,456	8,182,175	35,945,631	1,620,029	1,620,029
Less: Operating Expenditure	28,069,547	1,264,315	29,333,862	6,744,864	36,078,726	1,577,389	1,577,389
	- 1,901,751	331,345	- 1,570,406	1,437,311	- 133,095	42,640	42,640
Add back depreciation	4,441,500	-	4,441,500	-	4,441,500	-	-
<b>Cash from current year available to fund Capital</b>	<b>2,539,749</b>	<b>331,345</b>	<b>2,871,094</b>	<b>1,437,311</b>	<b>4,308,405</b>	<b>42,640</b>	<b>42,640</b>
Add Capital Grants to fund Capital Projects	1,361,524	-	1,361,524	729,792	2,091,316	-	-
Add Sale of Plant	339,000	-	339,000	-	339,000	-	-
Gross Capital Spending as per Draft Capital Budget	4,061,024	42,818	4,103,842	2,346,703	6,450,545	42,640	42,640
Less loan repayments used to fund capital projects	160,341	-	160,341	-	160,341	-	-
Transfer from Sewer Fund Reserve	67,648	-	67,648	-	67,648	-	-
Transfer from unrestricted cash	193,012	-	193,012	-	193,012	-	-
<b>Cash Balance</b>	<b>279,568</b>	<b>288,527</b>	<b>568,095</b>	<b>- 179,600</b>	<b>388,495</b>	<b>-</b>	<b>-</b>



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Description	Carryover from 2022/2023 (Operating Revenue)	Proposed Adopted New Items 2023/2024	September Budget Review	December Budget Review	March Budget Review	SOURCE OF FUNDING					Appendix D
						Grants	Plant Fund	2023/24 General Fund Operating Revenue	2023/24 Sewer Fund Operating Revenue	2023/24 Water Fund Operating Revenue	Totals
<b>WATER</b>											
<b>Maintenance &amp; Renewals</b>											
Water main renewal		80,000								80,000	80,000
Household Meter Replacement		10,000								10,000	10,000
APC Channel desilting (68% funded by Cobar Water Board)	177,596	100,000								100,000	100,000
APC Annual Channel Structures Renewal program (68% funded by CWB)	93,941	80,000								80,000	80,000
Tools & Equipment - Water		5,000								5,000	5,000
Raw Water to Junior League Oval/Moonagee Park	25,500										-
Extend Raw Water to Race Course	5,000										-
Depot Improvements											-
Work at Villages		20,000								20,000	20,000
<b>Water Storage</b>											
New Water Treatment Plant - Planning, Investigation & Design (\$600,000)	599,200										-
<b>Bore Pipeline</b>											
Construction of Pipeline	3,877,750										-
<b>Raw Water</b>											
Replace Belaringar Syphon - Grant Funded	546,441										-
APC- Leak Repairs - Grant Funded	849,620										-
Replace Powdered Activated Carbon Plant	80,000	40,000								40,000	40,000
<b>Pump Stations</b>											
Raw Water Pumping Station Pump Renewal	94,268										-
Instal scada to off river storage pumps	20,000										-
<b>Subtotal - Water Fund</b>	<b>6,369,316</b>	<b>335,000</b>				<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>335,000</b>	<b>335,000</b>
<b>SEWER</b>											
<b>Renewals</b>											
Replace lids & ladder & valves No 1 pump station	13,800										-
Tools & Equipment - Sewer		3,000							3,000		3,000
Fit out confined space trailer with safety gear, fall arrest, tripod etc		16,000							16,000		16,000
Inspect Pump Stations and Reline	25,000										-
Replace asbestos roofs 1 & 2 Pump Stations		30,000							30,000		30,000
Reline Sewer Mains - R4R9 (\$699,993.25)	43,089										-
<b>Treatment Works</b>											
Upgrade Existing aeration & circulation system		25,000							25,000		25,000
<b>Subtotal - Sewer Fund</b>	<b>81,889</b>	<b>74,000</b>				<b>0</b>	<b>0</b>	<b>0</b>	<b>74,000</b>	<b>0</b>	<b>74,000</b>
<b>PLANT FUND</b>											
Additions of Plant as per spreadsheet		1,911,000		60,000			1,971,000				1,971,000
Disposal of Plant as per spreadsheet		-339,000					-339,000				-339,000
Small Plant Purchases		15,000					15,000				15,000
		<b>1,587,000</b>		<b>60,000</b>	<b>0</b>		<b>1,647,000</b>				<b>1,647,000</b>
<b>GENERAL FUND</b>											
<b>Buildings and Community Facilities</b>											
Showground Capital Works	7,875	10,000						10,000			10,000
Nyngan Showground - Wye Pavilion & Walker Pavilion LRCI4 (\$40,000)				40,000		40,000					40,000
Cemetery - Memorial Ashes Wall		6,000						6,000			6,000
Cemetery - Water Tank/Pump and connections		5,000						5,000			5,000
Cemetery - Improvements		20,000						20,000			20,000
Tools - Building		5,000						5,000			5,000
Renewal to 8A & B Dandaloo St - (Funded by Internal loan)	24,479										-
ELC Extensions and CCTV - LRCI Rnd 3 (\$260,000)	98,627										-
Nyngan Pool Upgrades - LRCI Rnd 3 (\$76,000)	15,559										-
ELC Landscaping - LRCI4 (\$40,000)				40,000		40,000					40,000
ELC Extensions - Fitout			23,000	5,000				28,000			28,000
Larkin Oval - Female amenities block - R4R8 (\$436,189)	62,385										-
Larkin Oval - Female amenities block - LRCI4 (\$135,524)				135,524		135,524					135,524
Tennis Courts and Club House Improvements - R4R9 (\$318,079.38)	73,860										-
Amenities Block Nyngan Lower Weir - R4R9 (\$127,000)	47,290										-
Resurrection of the Old Nyngan Fire Station and Antique Fire Engine - SCCF5 (\$156,029)	47,860										-
Pool Improvements - Disable Toilets & Showers & Shade Shelter - R4R9 (\$196,000)	31,453										-
Waste Facility - Hermidale purchase site	20,000										-
Waste Facility	24,414										-
Waste Facility - Recycling	76,233										-
Waste Facility Upgrade - R4R8 (\$340,592)	157,990										-
Additional Kennels & Flood light at Pound facility	38,840										-

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Description	Carryover from 2022/2023 (Operating Revenue)	Proposed Adopted New Items 2023/2024	September Budget Review	December Budget Review	March Budget Review	SOURCE OF FUNDING					Appendix D Totals
						Grants	Plant Fund	2023/24 General Fund Operating Revenue	2023/24 Sewer Fund Operating Revenue	2023/24 Water Fund Operating Revenue	
BSYCC Improvements - R4R9 (\$723,556.75)	513,800										-
ELC Commercial Dishwasher/ Oven and Cooktop		9,500						9,500			9,500
Nyngan golf Club - Improve ladies amenities - SCCF4 (\$63,500)	63,500										-
Brightening Up Nyngan Community Spaces with Art - SCCF5 (\$136,967)	136,967										-
Electrical upgrades to 76A Pangee St				6,000				6,000			6,000
Town Hall roof repairs				44,100				44,100			44,100
Upgrades to 26 Flashman Ave				35,000				35,000			35,000
BSYCC - acoustic improvements - LRCI4 (\$30,000)				30,000		30,000					30,000
BSYCC - Garden Landscaping - LRCI4 (\$5,000)				5,000		5,000					5,000
Larkin Oval and Parks - CCTV and Lighting - LRCI4 (\$80,000)				80,000		80,000					80,000
Nyngan Tennis Courts - Fencing - LRCI4 (\$10,000)				10,000		10,000					10,000
Girilambone Train Station Museum - restore carriages - LRCI4 (\$35,000)				35,000		35,000					35,000
<b>Managing Our Business</b>											-
Extensions to Welding Area of Workshop	30,463	10,000						10,000			10,000
Environmental Services Building - Petition Walls, Doors and air conditioning		21,000						21,000			21,000
Key System for Council buildings - Stage 4	14,470										-
CCTV Cameras at Council Depot				9,000				9,000			9,000
Aerodrome - Exclusion fence 2Km		40,000						40,000			40,000
Aerodrome - Security Camera near fuel bowsers		20,000						20,000			20,000
IT Equipment		20,000						20,000			20,000
PC Upgrades		20,000						20,000			20,000
Upgrade Council internal phone system				17,500				17,500			17,500
Medical Centre Server Operating Systems Upgrade					32,640			32,640			32,640
Upgrade Council CCTV Server					10,000			10,000			10,000
Improve Main Street for Xmas		5,000						5,000			5,000
Village Improvement Fund - Collierreina	26,529	6,000						6,000			6,000
Village Improvement Fund - Coolabah	20,483	6,000						6,000			6,000
Village Improvement Fund - Girilambone	28,564	6,000						6,000			6,000
Village Improvement Fund - Hermidale	31,736	6,000						6,000			6,000
Village Improvements - Coolabah - R4R9 (\$100,035)	89,214										-
Village Improvements - Girilambone - R4R9 (\$100,035)	46,499										-
Village Improvements - Hermidale - R4R9 (\$100,035)	32,933										-
Development Contribution - Community Asset			7,573					7,573			7,573
New Vaccination Fridge - Medical Centre			4,245					4,245			4,245
<b>Parks and Reserves</b>											-
Garden Small Plant & Tools		4,000						4,000			4,000
Parks and Reserves Small Plant & Tools		5,000						5,000			5,000
Bush Care Nursery Small Plant & Tools		5,000						5,000			5,000
Bush Care Nursery Shade for Benches		15,000						15,000			15,000
Bush Care Nursery Irrigation		3,000						3,000			3,000
Bush Care Nursery - Shade LRCI4 (\$30,000)				30,000		30,000					30,000
Bush Care Education Shelter - Lower weir LRCI4 (\$20,000)				20,000		20,000					20,000
National Tree Planting Day		5,000						5,000			5,000
Tree Planting Program - Nyngan Streets and Parks	0	15,000						15,000			15,000
Nyngan Railway Heritage - R4R7 (\$599,772)	35,533										-
Jack Hargreaves Park - Signage	3,000										-
Youth Precinct - O'Reilly Park - R4R8 (\$761,445)	556,284										-
Youth Precinct - O'Reilly Park - LRCI4 (\$200,000)				200,000		200,000					200,000
Bogan River Informational Signage x 4			8,000					8,000			8,000
Remedial works - Lot 37-59 Cathundril St				3,000				3,000			3,000
Rotary Park Entrance - LRCI4 (\$30,000)				30,000				30,000			30,000
<b>R2R</b>											-
Gravel Resheeting		684,340					684,340				684,340
Reseal of Local Roads		227,184					227,184				227,184
<b>Repair Grant</b>											-
Cockies Road - Construction		150,000		-150,000							-
Tottenham Road - Rehabilitation		300,000		-300,000							-
<b>Fixing Local Roads</b>											-
Benah Rd - Rehab & Maint Rnd 4 \$647,156	144,500										-
Colane Rd - Rehab & Maintenance Rnd 4 \$449,718	72,827										-
<b>Local Roads &amp; Community Infrastructure</b>											-
Foothpaths Priority Replacements - LRCI Rnd 3 (\$150,000)	119,955										-
Mitchell Highway Exercise Pathway - Shade - LRCI Rnd 4 (\$16,000)				16,000		16,000					16,000

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Description	Carryover from 2022/2023 (Operating Revenue)	Proposed Adopted New Items 2023/2024	September Budget Review	December Budget Review	March Budget Review	SOURCE OF FUNDING					Appendix D Totals
						Grants	Plant Fund	2023/24 General Fund Operating Revenue	2023/24 Sewer Fund Operating Revenue	2023/24 Water Fund Operating Revenue	
Extension of Mitchell Highway Exercise Pathway - Mick Glennie to Heritage Park - LRCI Rnd 4 (\$190,000)				190,000		190,000					190,000
Footpath/Walkway Tabratong St - LRCI Rnd 4 (\$50,000)				50,000		50,000					50,000
Buckiinguy Rd - LRCI Rnd 4 (\$200,000)				200,000		200,000					200,000
Moonagee Rd - LRCI Rnd 4 (\$100,000)				100,000		100,000					100,000
West bogan Rd - LRCI Rnd 4 (\$100,000)				100,000		100,000					100,000
Eulogien Rd - LRCI Rnd 4 (\$75,000)				75,000		75,000					75,000
Bogan Lane - LRCI Rnd 4 (\$50,787)				50,787		50,787					50,787
<b>Infrastructure Betterment Fund</b>											-
1Km Budgery Rd				78,653		78,653					78,653
4km Currans Rd				314,611		314,611					314,611
5km Gilgai Rd				393,264		393,264					393,264
5km Coffils Lane				393,264		393,264					393,264
<b>Resources for Regions - Round 8</b>											-
Lead in Infrastructure for New Subdivision - R4R8 (\$1,676,584)	1,526,414										-
<b>Resources for Regions - Round 9</b>											-
New Car Park Nyngan Lower Weir - R4R9 (\$158,734)	120,151										-
Pangee Rd Construction 6km - R4R9 (\$1,003,500)	989,526										-
Coffils Lane Upgrading - R4R9 (\$1,450,142)	1,419,354										-
Okeh Rd Causeways - R4R9 (\$296,140)	295,920										-
Town Streets Rehabilitation - R4R9 (\$300,472)	300,379										-
Replacement Kerb & Gutter - R4R9 (\$185,203)	153,947										-
Replacement Footpath - R4R9 (\$114,483)	114,483										-
New Footpath - Dandaloo St Larkin Oval Side - R4R9 (\$44,614.46)	44,614										-
<b>Stronger Country Communities - Round 5</b>											-
Safe Pedestrian Access to Nyngan Golf Course - SCCFS (\$135,468)	84,131										-
<b>Flood Grant - AGRN 1025 NSW Severe Weather Floods 2022</b>											-
Scour Protection - Levee Pump Station (\$100,000)	10,414										-
Bogan River - Upper Weir Repairs (\$30,000)	7,058										-
Extension to Storm Water Pump Station Network (\$400,000)	229,385										-
Drainage Improvements to Storm Water Network (\$100,000)	57,818										-
All Weather Access for Weir to nyngan & Cobar Pump Stations (\$50,000)	36,337										-
Jack Hargreaves Park - Re-establishment (\$30,000)	9,752										-
Bogan River Nature Trail - Re-Establishment (\$25,000)	3,978										-
Bogan River Nature Trail - Native Plants (\$10,000)	2,692										-
Additional Permanent Signage (\$10,000)	10,000										-
<b>Own Works</b>											-
Extend Information Bays advertising sign frames	5,000										-
Ground Tanks	22,984										-
Pipe Culvert Renewals Rural roads	120,000	20,000						20,000			20,000
Bridge Repair Program	120,000	20,000						20,000			20,000
Footpath Repair Program	42,371	20,000						20,000			20,000
Kerb & Gutter Repair Program	51,560	20,000						20,000			20,000
Grid Removal - Rural Roads Grid Removal Subsidy (as per Policy)	7,680	12,000						12,000			12,000
Civil Works Tools		5,000						5,000			5,000
<b>Subtotal - General Fund</b>	<b>8,480,070</b>	<b>1,726,024</b>	<b>42,818</b>	<b>2,286,703</b>	<b>42,640</b>	<b>3,498,627</b>		<b>599,558</b>	<b>0</b>	<b>0</b>	<b>4,098,185</b>
<b>Capital portion of Loan Repayments</b>		<b>160,341</b>						<b>160,341</b>			<b>160,341</b>
<b>TOTAL - ALL FUNDS</b>	<b>14,931,275</b>	<b>3,882,365</b>	<b>42,818</b>	<b>2,346,703</b>	<b>42,640</b>	<b>3,498,627</b>	<b>1,647,000</b>	<b>759,899</b>	<b>74,000</b>	<b>335,000</b>	<b>6,314,526</b>
<b>Available Funds</b>		<b>3,901,273</b>				3,498,627	1,393,988	905,875	6,352	564,879	
Cash Transferred in from Reserves		320,660					253,012	-	67,648		
<b>Excess of/ Shortfall in Capital Funding</b>		<b>- 339,568</b>				<b>0</b>	<b>0</b>	<b>145,976</b>	<b>0</b>	<b>229,879</b>	

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## **12.4 REVIEW OF COUNCIL PROCUREMENT POLICY**

### **1. Introduction**

The purpose of this report is to review policy FIN004 Procurement Policy. The policy was last adopted in February 2020 and is due to be updated and reviewed.

### **2. Background**

The Procurement Policy is one of the most important Council policies. It is important that Council staff have clear expectations in regard to both purchasing and tendering within Council that are set by Council and to also ensure compliance with the Local Government Act 1993. It is also an important part of Council's risk management strategies in fraud prevention.

### **3. Discussion**

This Policy sets out Council's expectations for ensuring transparency, fairness and accountability in every procurement process so that community members, suppliers, councillors and staff are aware of these expectations in order to comply with them.

The policy also provides for a preference for local procurement in certain circumstances. A local purchasing arrangement seeks to encourage spending with approved local suppliers through a price advantage when Council is procuring goods or services in the Bogan Shire Council Local Government area.

Lastly, in the interests of transparency, it sets out Council's policy in relation to assessment of tenders.

There have been no significant changes to the previous policy adopted in February 2020.

### **4. Attachments**

1. Procurement Policy FIN004

### **5. Recommendation**

That Council review and adopt the Procurement policy FIN004.



**COUNCIL POLICY FIN004  
PROCUREMENT**



Bogan Shire Council Policy FIN004 (Procurement)

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Authority	7
Policy Owner / Further Assistance	8
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Bogan Shire Council Policy FIN004 (Procurement)

## **Policy Outcomes Statement**

This Policy sets out Council's expectations for ensuring transparency, fairness and accountability in every procurement process so that community members, suppliers, councillors and staff are aware of these expectations in order to comply with them.

The policy also provides for a preference for local procurement in certain circumstances. A local purchasing arrangement seeks to encourage spending with approved local suppliers through a price advantage when Council is procuring goods or services in the Bogan Shire Council Local Government area.

Lastly, in the interests of transparency, it sets out Council's policy in relation to assessment of tenders.

## **Overview**

Bogan Shire Council procures in excess of \$20 Million in a typical financial year. As a public institution it is essential that this procurement is carried out in accordance with the highest standards of good governance.

This Policy is to be read in conjunction with the applicable provisions of the Local Government Act, 1993, the Local Government (General) Regulations, 2005 and Council's own operational policies, procedures and guidelines. It replaces all previous Bogan Shire Council Procurement Policies.

## **Applicability**

This Policy applies to councillors, contractors and staff of Bogan Shire Council involved in procurement processes and decisions as well as to suppliers where appropriate.

## **Principles**

In developing this Policy Council wishes to express its commitment to a policy that maintains the highest standards of good governance and transparency in procurement.

The principle of responsible financial management is to be applied to all procurement activities. Public funds are to be used efficiently and effectively to procure goods, services and works and every attempt must be made to contain the costs of the procurement process without compromising other relevant considerations including timing, efficiency and good governance.

The following procurement principles have been considered in developing this policy and apply to all procurement activities:

- Internal control measures that are efficient as well as effective
- Appropriate authorisation for all procurement activities

Bogan Shire Council Policy FIN004 (Procurement)

- Value for money
- Opportunities to maximise savings through joint procurement arrangements
- Decisions are to be based on full and complete knowledge of total cost and other attributes of goods and services (whole of life costing).

A policy position on local procurement is also incorporated into this Policy as Council recognises the importance of local businesses to the Bogan Shire economy. Council is committed to shopping locally wherever possible in the best interests of Council. This Policy therefore allows a price advantage to Local Suppliers. It is noted, however, that pricing is only one factor in Council's procurement decision-making. A range of factors including after-sales service, quality and ready availability of products will affect Council's procurement decisions.

## **Policy**

### **1. Ethics and Integrity**

It is expected that everyone involved in procurement processes and decision making must have regard to Council's Code of Conduct requirements and shall observe the highest standards of ethics and integrity. All involved must act in an honest and professional manner which supports the standing of the Council at all times.

### **2. Procurement Principles**

It is expected that the following principles, standards and behaviours must be observed and enforced through all stages of the purchasing process to ensure the fair and equitable treatment of all parties:

- 2.1. Full accountability shall be taken for all procurement decisions and the efficient, effective and proper expenditure of public monies based on achieving value for money.
- 2.2. All procurement practices shall comply with relevant legislation, regulations, and requirements consistent with the Council Policies and Code of Conduct.
- 2.3. Procurement is to be undertaken on a competitive basis with the highest standards of professionalism and probity.
- 2.4. All processes, evaluations and decisions shall be transparent, free from bias and fully documented in accordance with applicable policies, audit requirements and relevant legislation.
- 2.5. Any actual or perceived conflicts of interest for both existing and potential suppliers are to be identified, disclosed and appropriately managed; and
- 2.6. Any information provided to the Council by a supplier shall be treated as commercial-in-confidence and should not be released unless authorised by the supplier or relevant legislation.
- 2.7. No staff member or Councillors shall seek or receive personal gain.

## Bogan Shire Council Policy FIN004 (Procurement)

- 2.8. All suppliers and tenderers shall be provided with the same information and equal opportunity;
- 2.9. Decision makers must be able to account for all decisions and provide feedback on them;
- 2.10. Staff involved in procurement must not be involved in any activity such as performing work with suppliers, consultants or contractors;
- 2.11. Procurement is not to engage in the practice of so-called "order splitting" with suppliers, consultants or contractors.
- 2.12. Council seeks best value for money in procurement, recognising that this does not necessarily equate to the lowest price to specification. Reasons for selecting other than the lowest price must be recorded, referenced to the purchase order and retained.

### 3. Local Purchasing

A price advantage shall be given to approved and registered Local Suppliers in considering each individual quotation for the supply of goods, materials and / or services to Bogan Shire Council below \$150,000. No price advantage shall be given for the supply of goods, materials and / or services to Bogan Shire Council over \$150,000.

#### 3.1. Price Advantage

In the process of determining the successful supplier, an amount of (a) 5% for prices over \$5,000 up to \$150,000, and (b) 10% for amounts under \$5,000, will be nominally deducted from the Local Supplier quotation for the purpose of price comparison only. These prices include GST. No price advantage shall be given to prices over \$150,000.

#### 3.2. Local Supplier

A Local Supplier is defined as meeting the criteria provided in both (a) and (b) below:

- (a) An organisation that operates from premises within the boundaries of the Bogan Shire Council Local Government Area (LGA) and has operated from those premises for a minimum period of three (3) months before submitting the quotation; and
- (b) An organisation that is more than 49.9% owned by an individual (or individuals) that reside within the boundaries of the Bogan Shire Council LGA and has done so for a minimum period of three (3) months before the organisation submits the quotation. It is assumed that the individual(s) reside(s) at her/his/their address(es) on the electoral roll.

Bogan Shire Council Policy FIN004 (Procurement)

### 3.3. Annual Registration

Any supplier that wishes to be considered as a Local Supplier must request and complete the approved Bogan Shire Council application form to register as a Local Supplier at least once every 12 months and indicate on their quotations that they are to be considered a Local Supplier. This puts the onus of proof onto the supplier.

A local purchasing price advantage may only be given to registered suppliers who indicate this on their quotations.

### 3.4. False Declaration

If it is substantiated that a false declaration has been made on the Local Supplier application form then that supplier will not be considered a "Local Supplier" and the Local Purchasing Policy will not apply. Furthermore that supplier shall not be able to supply goods, materials and / or services to Bogan Shire Council for a period of 12 months.

## 4. Tendering

The Local Government Act, 1993, Section 55 provides for a requirement to invite tenders before entering into certain contracts. Bogan Shire Council shall assess each tender using the following standard assessment criteria as a minimum. Whilst other criteria may be used which are more specific to each tender, the following criteria must be applied to all assessments:

### 4.1. Financial Assessment

The tender must include identification of all relevant costs, individual analysis of costing's contained in each submission, and cost comparisons between all competing submissions. The initial (once only), and ongoing costs, must be identified and calculated in the process of assessment of tender submissions.

### 4.2. Capability Assessment

The tender shall include the experience of the tenderer and the experience and qualifications of the key personnel who will be operating the contract, including management and supervision, and the capability of the contractor to work within the relevant policies of Council.

### 4.3. A Work Health and Safety Assessment

The tender must be performed where the tender involves the completion of works of any description. When purchasing goods, materials or services for Council, the provisions of the *Work Health and*

Bogan Shire Council Policy FIN004 (Procurement)

*Safety Act 2011* (NSW) should be adhered to. This includes:

- (a) ensuring that any plant or substance provided for use by the employees at work is safe and without risks to health when properly used;
- (b) providing such information, instruction, training and supervision as may be necessary to ensure the employees' health and safety at work;
- (c) all safety aid operating information must be supplied with all products and equipment; and
- (d) a work method statement must be completed before any plant items are purchased.

#### 4.4. Environmental Assessment

An environmental assessment is especially essential where environmental issues may be involved. All persons or organisations responding to public calls for tenders, quotations or expressions of interest shall be asked to provide the following information within their submissions:-

- (a) a copy of their environmental policy or equivalent;
- (b) details of their environmental management strategy (where appropriate);
- (c) their commitment to due diligence in regard to environmental legislation;
- (d) documentation outlining past performance in regard to environment protection; and
- (e) evidence of selection and use of products based on a principle of 'value for money' over their life cycle, and consideration of other issues such as low wastage levels and use of recycled content and usability of those products.

Assessment criteria shall be weighted by the General Manager in order of importance and relevance to the specified tender. The assessment criteria and their weightings are to be included in the tender documentation.

#### **Authority**

Council resolution no XXX dated xxxx

Bogan Shire Council Policy FIN004 (Procurement)

**Policy Owner / Further Assistance**

Director Finance and Corporate Services

**Related Information**

1. Local Government Act, 1993,
2. Local Government (General) Regulations, 2005
3. Council Policy FIN003 (Credit Cards)
4. Operational Policy AP006 (Delegations from the General Manager)
5. Bogan Shire Council Procurement Procedure
6. Bogan Shire Council Code of Conduct

**Review Date**

February 2027

**Revision History**

Date	Description of Change	Sections Affected
27/02/2020	New policy drafted	All
23/04/2024	Policy Reviewed – No changes	All



## **12.5 DELIVERY PROGRAM**

### **1. Introduction**

The purpose of this report is to provide information regarding progress with respect to the principal activities detailed in Council's adopted Delivery Program.

### **2. Background**

The General Manager is required under the provisions of Section 404(5) of the Local Government Act to provide Council with regular reports regarding progress with respect to the principal activities detailed in Council's Delivery Program.

Council previously resolved that these reports be provided in October and April.

### **3. Discussion**

A full Delivery Program Report listing each strategy and activity in the Delivery Program is available on request from the General Manager or on Council's website. Attached to this report, however, is an extract of the full Delivery Program Report showing those activities which are marked as:

- Not started
- Not progressing
- Progressing with issues
- Completed

All other activities are marked as "Progressing – No Issues".

The Report mirrors the layout of Council's Delivery Program and 2023/2024 Operating Plan and Budget. Directors responsible for each of the activities listed under the Strategies and Outcomes have indicated the current status of the activity and, where appropriate, have included comments.

### **4. Attachments**

1. Extract of Delivery Program Report - 2023/2024 Activities

### **5. Recommendation**

That Council receive and note the Delivery Program report.

**Key - Status**

**NS:** Not Started

**NP:** Not Progressing

**PNI:** Progressing no Issues

**PWI:** Progressing with Issues

**C:** Completed

**Only add a very brief comment for activities that have the following status:**

(NS), (NP) or (PWI).

**No comment is required for C (Completed) or PNI (Progressing no Issues) activities.**

Strategy 1.1.1				
Continue to support and create opportunities for community festivals, events and cultural activities through direct involvement and various forms of assistance.				
	Activities 2023/24	Status	Action Comments	Council Lead
ii	Seek sponsorship for and organise the Christmas Lights and Rural Mailbox Competitions	C	Completed	Director People and Community Services
Strategy 1.1.3				
Identify, respect and preserve sites and items of historical significance.				
	Activities 2023/24	Status	Action Comments	Council Lead
i	Maintain and preserve Council owned historic buildings	PWI	Some rooms in Nyngan Town Hall affected by leaking roof and are becoming more unusable.	Director Development and Environmental Services
Strategy 1.2.1				
Provide and maintain Nyngan Pool facilities to cater for a variety of users.				
	Activities 2023/24	Status	Action Comments	Council Lead
i	Operate the Nyngan Pool and maintain best practice standards	PWI	Cause of water leak yet to determined and addressed. Further investigations planned for April 2024.	Director Development and Environmental Services
Strategy 1.3.1				
Provide childcare facilities, preschools, after hours care and playgroups that meet the needs of the whole community.				
	Activities 2023/24	Status	Action Comments	Council Lead
iii	Lobby Government to address the need for before and after school care	NP	Provider withdrew from tender process, matter has been forwarded to Roy Butler's office for follow up.	Director People and Community Services
Strategy 1.3.4				
Identify and support a range of recreational, sporting and other opportunities for personal development, interaction and healthy lifestyle for seniors through education, support networks and facilities.				
	Activities 2023/24	Status	Action Comments	Council Lead
i	Work with community organisations to develop a program of workshops and/or events in Seniors Week, depending on funding.	C	Completed	Director People and Community Services
ii	Sponsor and organise Senior Citizen of the Year Awards, Morning Tea and Concert in Seniors Week	C	Completed	Director People and Community Services
Strategy 1.5.1				
Work with the community and governments to ensure health services and facilities meet the needs of residents and visitors.				
	Activities 2023/24	Status	Action Comments	Council Lead
ii	Liaise with Western LHD to resolve relevant issues	PWI	Continuing to monitor the staffing situation at Nyngan MPS through a Community Committee, initiated by Local Member, Roy Butler.	General Manager
Strategy 2.1.1				
Efficient local and regional transport networks that meet community and business needs.				
	Activities 2023/24	Status	Action Comments	Council Lead
i	Adopt and implement the asset management plan for all shire roads	NS	Current asset management plan requires review and updating	Director Engineering Services

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vi	Investigate funding for development of Active Transport Plan and develop the plan	C	New Plan prepared and adopted	Director Engineering Services
<b>Strategy 2.2.1</b>				
Encouraged increased use of rail for transporting agricultural and mining products.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
ii	Work with UGL Linx, the RMS and NSW Police to ensure current standards of rail and crossing safety are maintained and promoted within the community	NP	The safety of the Hoskens Street level crossing remains a concern. Issue has been referred to Local Member, Rou Butler.	General Manager
<b>Strategy 2.4.1</b>				
Provide a financially viable and efficient sewerage system that meets best practice and has sufficient capacity for current and projected growth requirements.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
ii	Monitor and review the development of a database of all sewerage management systems within the Local Government Area	NS	Not currently resourced to undertake this activity.	Director Development and Environmental Services
<b>Strategy 2.4.2</b>				
Ensure effective management of liquid trade waste.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
i	Continue implementation of Trade Waste Policy, including licencing practices and inspections	NS	Not currently resourced to undertake this activity.	Director Development and Environmental Services
<b>Strategy 3.1.3</b>				
Ensure our community's buildings are safe, healthy and maintained.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
i	All essential services measures to be inspected and the register maintained	NS	Not currently resourced to undertake this activity.	Director Development and Environmental Services
<b>Strategy 3.1.4</b>				
Develop and implement flood management plans for all urban flood plain areas.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
ii	Review requirements under LEP and DCP for Flood Management	NS	Not currently resourced to undertake this activity.	Director Development and Environmental Services
iii	Develop, review and implement Flood Risk Management Plan in accordance with NSW Government Guidelines	NS	An updated flood study will be completed for the Housing Strategy, this can then be used to assist in the development of a Flood Risk Management Plan.	Director Development and Environmental Services
<b>Strategy 3.2.2</b>				
Provide Bogan Shire waste facilities to comply with standards, regulations and licence requirements.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
iii	Operate village landfill sites to meet requirements	PWI	Scrap steel to be removed from village landfills. Hermidale landfill is reaching end of life.	Director Development and Environmental Services
<b>Strategy 3.4.1</b>				
Liaise with Local Liquor Accord to ensure compliance strategies are maintained to maximise public health and safety.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
ii	Provide advisory services to the Liquor Accord	NS	As required.	Director Development and Environmental Services
<b>Strategy 4.1.1</b>				
Support and promote our local business and industry, to identify gaps and develop initiatives for sustainable economic growth and local employment opportunities.				
	<b>Activities 2023/24</b>	<b>Status</b>	<b>Action Comments</b>	<b>Council Lead</b>
iii	Prepare an Economic Development Plan for Bogan Shire	NS	BSC operates under the Western RED Strategy	Director People and Community Services
<b>Strategy 4.2.1</b>				
Develop and implement a tourism strategy which includes the identification of potential opportunities for growth and new tourism products through consultation with stakeholders.				

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	Activities 2023/24	Status	Action Comments	Council Lead
i	Develop a tourism strategy	NS	Scheduled for development in late 2024.	Director People and Community Services
<b>Strategy 5.2.2</b>				
Manage our people effectively to ensure Council meets its goals and can implement its mission and deliver on its vision.				
	Activities 2023/24	Status	Action Comments	Council Lead
i	Develop Council's Workforce Plan	C		Director People and Community Services
<b>Strategy 5.2.3</b>				
Implement sound asset management practices to ensure adequate provision is made for the maintenance and long-term replacement of Council's infrastructure assets.				
	Activities 2023/24	Status	Action Comments	Council Lead
i	Develop and adopt Council's Asset Management Strategy and Asset Management Policy	C		Director Finance and Corporate Services
ii	Develop and implement Asset Management Plans for the major categories of Council's assets: Transport and Stormwater, Water Supply and Sewerage and Buildings	C		Director Finance and Corporate Services
iii	Provide periodic asset management reports to inform decision-making	NS	Asset management systems reports are still under development	Director Finance and Corporate Services
<b>Strategy 5.2.4</b>				
Manage Council's operations effectively and on business-like principles to maximise service delivery for the community.				
	Activities 2023/24	Status	Action Comments	Council Lead
ii	Initiate a customer service training program	NS		Director People and Community Services

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**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 regarding the activities of the Engineering Services Department.

**2. Background**

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

**3. Discussion**

**Roads**

Road work undertaken for the reporting period 18 March 2024, to 5 April 2024 consisted of the following:

No.	Name	Comments
	<b>Local Roads</b>	
7	Laroo Road	Maintenance grade completed
39	Hickeys Road	Maintenance grade completed
92	Colane Road	Re-sheeting for R2R & FLR continuing
17	Booramugga Road	Maintenance grading continuing
60	Whiterock Road	Maintenance grading completed
23	Buckiinguy Road	Continuing 2km's rehabilitation works
71	Euloglenn Road	Re-sheeting continuing
63	Westlyn Road	Maintenance grading & re-sheeting continuing
20	Murrawombie Road	Re-sheeting continuing
21	Gongolgon Road	Patching works completed
	<b>Regional Roads</b>	
7514	Cockies Road	Flood damage repairs continuing
57	Tottenham Road	Shoulder grading completed
461	Condo Cobar Road	Maintenance grading continuing
57	Tottenham Road	Flood damage repairs completed
424	Monkey Bridge Road	Flood damage repairs to sealed sections completed



	State Highways	
HW7	Mitchell Highway	Resealing works commenced
HW8	Barrier Highway	Resealing works commenced
MR70	Arthur Hall VC Way	Resealing works commenced
HW8	Barrier Highway	Shoulder grading completed

Council has completed pothole repairs on the following roads:

• Nyngan Town Streets	• Hermidale Nymagee Road
• Gilgai Road	• Yarrandale Road
• Mitchell Highway	• Barrier Highway
• Mulla Road	• Cockies Road
• Colane Road	

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

- Commencing, continuing maintenance grading, re-sheeting, or flood damage repairs on the following roads Euloglenn Road, West Bogan Road, Westlyn Road, Moonagee Road, Buckiinguy Road, West Bogan Road, and Cockies Road.
- Installation of 2 culverts on the Colane Road.
- Continuing heavy patching to repair the damaged sealed sections of Cockies Road, Colane Road, and Canonba Road.
- Completing reseals of HW7, HW8, and MR70, Tottenham Road & Hermidale Nymagee Road.

**Works and Services**

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

Civil Works

- Footpaths replacement and upgrade in Davidson Park commenced
- Commenced erection of decorative screen behind Vinnies
- Carried out ongoing culvert maintenance at intersection of Minore and Derrybong Streets
- Carried out levee bank crossing repairs at intersection of Bogan & River Streets
- Laid turf beside tennis club house
- Installed raised garden beds at Teamsters Rest car park extension
- Installed concrete slab in preparation for irrigation tank to service new watering system Davidson Park
- Carried out repairs to seating on racecourse grandstand in preparation for Anzac races
- Installation of new kitchen at Walker pavilion commenced (Contractors)
- Fabrication and installed of permanent shelving at Wye Pavilion commenced

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.
- Preparing racecourse for Anzac Race meeting
- Weed spraying lane ways and culverts (ongoing)
- Ant spraying carried out on levee bank and nature strips (ongoing)

Water & Wastewater

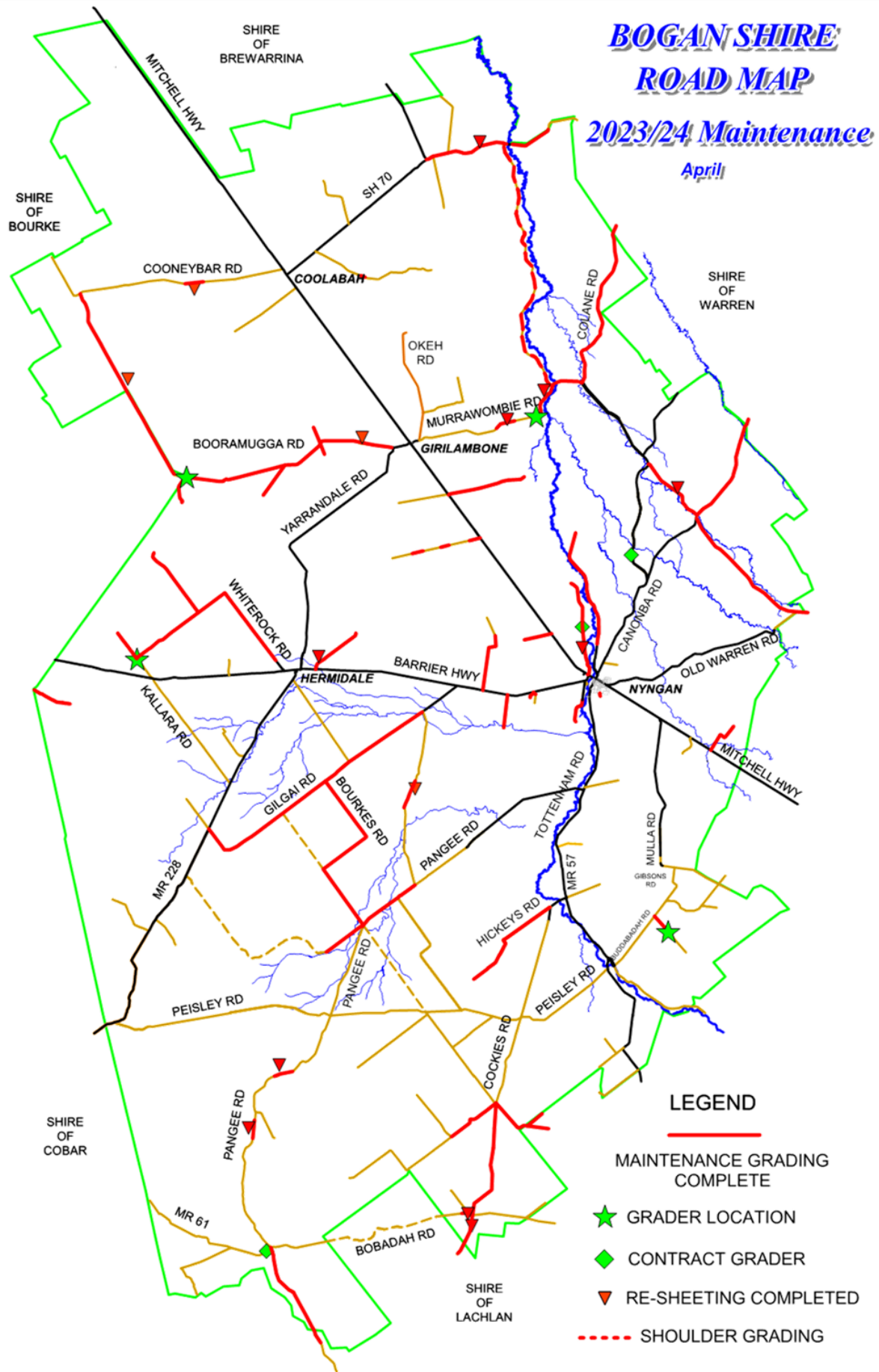
- Assisted interflow in relining of water main under railway line in Derrybong Street
- Upgraded aeration system for sewer treatment ponds (Contractors)
- Installed sprinkler system at tennis clubhouse
- Replaced water service in Warren Street
- Lime dosing of sewer pump stations carried out (ongoing)
- Water mains flushing carried out throughout network (ongoing)
- Upgraded water service to Walker Pavilion
- Carried out repairs to water supply fluoride plant

**4. Attachments**

1. Road Maintenance Map

**5. Recommendation**

That the Engineering Departmental Report be received and noted.



## **13.2 MONKEY BRIDGE LOW LEVEL BYPASS**

### **1. Introduction**

The purpose of this report is to advise Council that the Department of Primary Industries has issued a Fisheries Management (Bogan River Remediation Work) Order 2024, for unauthorised reclamation works near Monkey Bridge Road.

### **2. Background**

At a Coolabah Village meeting held on the 9<sup>th</sup> May 2023, Council was requested by the community to repair the Monkey Bridge low level bypass to reinstate the gravel pavement after several flows in the Bogan River.

Council had contractors working in the area that were able to carry out the repairs shortly after, using crushed rock pavement material to provide access to all vehicles.

Council was then contacted by DPI Fisheries who were concerned that the work had been carried out without their approval, and that the gravel will be washed into the river during the next big river flow causing damage to fish habitat. After further discussions with Fisheries, they advised that the existing low-level crossing, constructed with two concrete pipe culverts is not suitable for fish passage, and should be removed and replaced with a bed level crossing or a multi cell box culvert that does not restrict the flow of water in the river.

### **3. Discussion**

Council received several comments at the time from users of the Monkey Bridge Road that a river bed level rock crossing would not be suitable for use most of the time as the depth of water in the river is too deep. It was also mentioned that because Monkey Bridge is a single lane bridge, this crossing has been constantly in use for more than 40 years by wide vehicles, farm machinery, and for stock movements.

On 25/08/2023 Councils Director Engineering Services emailed Fisheries to ask if we could arrange a meeting with them, the General Manager, and Mayor to better understand the requirements of Fisheries for remediation.

On 04/09/2023 Fisheries had a meeting with the Mayor and Director Engineering Services, and it was agreed they would carry out an inspection of the rocky riffle area downstream of the existing bypass for suitability as a bed level river crossing.

On 20/09/2023 the Director Engineering Services emailed Fisheries to advise the inspection had been carried out and although there appeared to be a lot of rock on the riverbed in the 50 metres downstream of the crossing, it was believed it would have been washed down over the years from the crossing and would still need excavation of the bed. If the crossing was to be moved downstream there would be significant removal of trees and excavation of the riverbank required. For this reason, Council believes the existing bypass location is the preferred one.



Monkey Bridge bypass looking downstream.



Looking upstream at Monkey Bridge and the bypass.

The email asked if time could be given for Council to consult with locals regarding the removal of the existing crossing and if it was required by Fisheries, the majority of the recently placed gravel could be removed.

Fisheries replied on 28/11/2023 to say the crossing would need to be at bed level or a box culvert structure that spans the watercourse and not restrict fish passage at low flows. Council replied on 5/12/2023 to say we were asking the local community for comments on Fisheries requirements before the end of December and understand that a remediation proposal had not progressed since our last meeting.

Council then sent out an information flyer to the Coolabah community asking for comments on the removal of the crossing as Fisheries were preparing a Remediation Order that requires a proposal to remove the existing crossing and apply for a permit to replace it with a rock crossing at river-bed level or a multi cell bridge size culvert.

Council sent an email on 12/01/2024 to Fisheries stating 26 written letters or emails were received expressing concerns with a bed level crossing with a summary of the feedback from the Coolabah community advising most people said:

*“A bed level crossing would have too much depth of water to go through with stock and machinery and the bridge is not suitable”.*

*“It would be too steep for long machinery or low loader with equipment”.*

*“The existing crossing has been in place since 1975 or 1976 and seems to have worked OK”.*

Five said *“if the existing crossing is removed, a new large culvert would be required rather than a bed level crossing”.*

The comments from the users of the bypass was that *“they strongly oppose its removal and replacement with a bed level crossing for the reasons given”.*

The email also asked *“what is the next step for Council, they will want to retain the existing crossing as requested by the locals, and fisheries want us to remove it and install the low-level crossing.*

*The next best option for the road users is a bigger box culvert structure that could cost \$300,000 or more and I understand from our earlier conversations that this is not a preferred option by Fisheries.*

*If Fisheries agreed to this type of structure, Council would then need to look at grant funding options for the work which could take some time.*

*It is my understanding from my last conversation that we may be issued with a remediation order to remove the existing structure as the next step. If that is the case, would it have to be done immediately.*

*Is there the possibility of a large box culvert being approved by fisheries, and does your department have any ability to assist with funding for this type of work. We are meeting with the Roads Minister tonight, and we will discuss this issue and ask if there some is sort of funding available.*

*If you could guide me in the next step that would be appreciated. If I need further discussions or a decision from Council quickly, I would need your advise by the end of this month so I can get a report to Council for the February meeting.*

*Thank you for your time and assistance”.*

No other correspondence was received from Fisheries until the 27/03/2024 when Council received a Fisheries Management (Bogan River Remediation Work) Order 2024, requiring the removal of the recently placed gravel followed by the removal of the two culverts and existing river crossing.

#### **4. Attachments**

Nil

#### **5. Recommendation**

That:

1. Council apply to Fisheries for a permit to remove the excess gravel on the bypass crossing.
2. Council requests Fisheries to retain the existing low-level bypass.

### **13.3 NEW WATER TREATMENT PLANT SITE SELECTION**

#### **1. Introduction**

The purpose of this report is for Council to determine the site of the new water treatment plant to allow Public Works to proceed with a detailed site investigation and design.

#### **2. Background**

Council requested Public Works in March 2023 to prepare a report on the cost, and pros and cons on the various proposed new water treatment plant sites. A previous report considered two vacant residential land private property sites that have been included for comparison purposes.

#### **3. Discussion**

The Public Works report has been prepared to:

- discuss the site requirement for the new water treatment plant (WTP)
- examine feasible locations for the WTP
- discuss environmental and flood risk considerations of each location
- consider proximity to exiting services, raw/treated water delivery arrangement, construction convenience, construction cost
- land ownership considerations
- compare construction cost and O&M costs
- discuss constraints, pros and cons of each site and provide a summary table
- recommend a suitable site for the new WTP.

#### **Identified Sites**

Sites 1 and 2 are freehold, privately owned properties located adjacent to Boundary Street East inside the levee which are currently utilised for rural residential and pastoral purposes. The current residential land use zoning (R1 and R5) at both sites is incompatible with WTP development. Voluntary or compulsory land acquisition would be required by Council to construct a WTP at either of the sites.

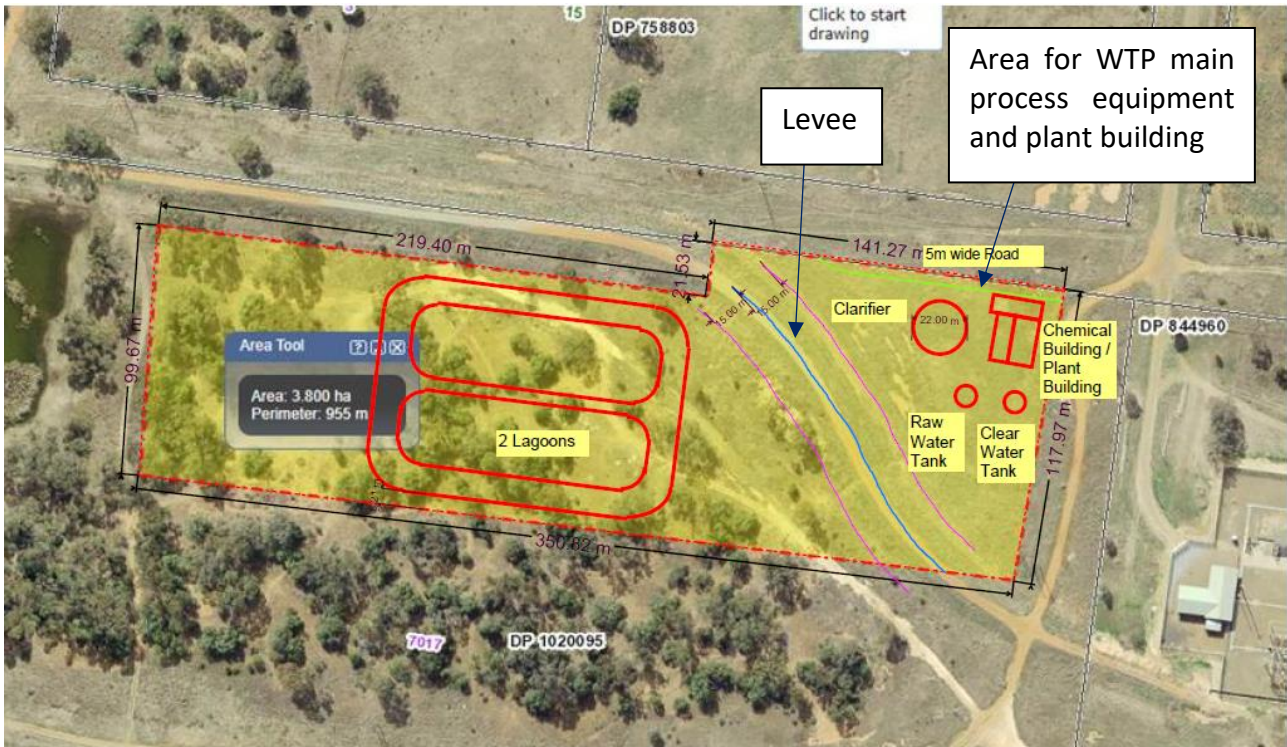
Site 3 is located adjacent to the sub-station on Boundary Street East within Lot 7017 DP 1020095, approximately 1.5 km south of the Nyngan town centre. The majority of the property comprises disturbed native vegetation, with a cleared area in the eastern section of the site comprising grass cover and an unsealed access road, as shown below.

The property is Crown Reserve (Reserve number 94366) under the management of Local Land Services (Central West region) as Travelling Stock Reserve (TSR).

The current primary production land use zoning (RU1) is compatible with WTP development.



The Crown Reserve is subject to two undetermined Aboriginal Lands Claims (ALCs). It is anticipated that compulsory land acquisition from NSW Crown Lands would be required by Council to construct a WTP at the site, subject to prior withdrawal or determination of the ALCs.



Conceptual arrangement of the WTP on Site 3

As shown above, part of Site 3 is located inside the Nyngan Levee, and the remaining area is outside the levee. The area outside the levee is susceptible to flooding. If this site is selected for the new WTP, the main process equipment, plant building, water tanks, etc., need to be located within the area inside the levee. Waste handling facilities (Sludge lagoons) can be situated within the area susceptible to flooding.

Site 4 is located on Tottenham Road adjacent to the raw water pump station within Lot 7013 DP 1020839, approximately 2.7 km south-west of the Nyngan town centre. The proposed WTP site is a cleared area in the western section of the property comprising grass cover and an unsealed access road to the current town water supply pump station situated on the banks of the Bogan River (see Figure below).

The property is Crown Reserve (Reserve number 97917) under the management of Bogan Shire Council for public recreation/water supply use.

The current primary production land use zoning (RU1) is compatible with WTP development.

Preliminary feedback from NSW Crown Lands indicates that the Crown Reserve is not subject to any ALCs. It is anticipated that either Crown land acquisition, amendment of Council’s existing Crown Reserve management agreement and/or a licence to occupy with NSW Crown Lands would be required to construct a WTP at the site.

The site has a relatively flat elevation throughout.



Approximate arrangement of new WTP infrastructure at Site 4

**Flood Study**

Site 4 and access road to the site sit below the 1 in 100-year flood level and partially below the 1 in 20-year flood level. Accordingly, flood mitigation works (e.g. site infill or a levee) would be required to prevent inundation of the WTP site and access road during a significant flood event. Similar to Site 3, site fill or the levee can be limited to the area where the WTP process units and plant building are located. The sludge lagoons can be constructed on the existing ground without a landfill.

For site 4 to be accessible during a major flood, the site, access road, and a section of the Tottenham Road needs to be raised in height at an estimated cost of \$1,888,896 including a 25% contingency.

**Environmental Overview**

The four sites identified for new WTP have been considered in a Preliminary Environmental and Planning Overview study.

A number of potential environmental impacts including flood risk, bushfire hazard, biodiversity values and Aboriginal heritage have been identified, and these would need to be examined further through specialist assessments and investigations. Subject to the findings of a detailed environmental impact assessment (REF), and consultation with the relevant NSW government agencies, it is predicted that all environmental impacts associated with the proposal could be managed through the implementation of suitable mitigation measures.

**Raw and treated water delivery**

Site 1 and 2 are located next to the existing raw water rising main. The proposed new treated water line (1.5km) can also be constructed parallel to the raw water line. Although the existing 60-year old AC raw water rising main can be converted to the new clearwater rising main, it is planned to construct a new clearwater rising main from the new WTP to the town reservoir.

Site 3 requires 250m of pipeline extension to obtain raw water from the existing raw water line and 1.8km of treated water line is to be constructed.

Site 4 is very close to the existing raw pump station and a small pipe section (about 50m) required to divert the raw water to the new plant. Approximately 3.3km of treated water rising main will be required to transfer the water from the new WTP to the reservoir.

**Power supply**

The power demand estimate for the new WTP reveals that the power requirement needs to be sized for not less than 250KVA. The existing transformers located near the four sites are 200KVA and 100KVA. A new transformer of 315KVA (standard next size after 200KVA) to supply the estimated 250KVA WTP power need is proposed and installed near the site.

The existing 200KVA transformer on the boundary of Site 4 is supplying power to three premises including Council's main raw water pump station. A new 315KVA pole mounted transformer is proposed at the plant. The estimated cost to power supply is:

Sites 1, 2, and 3 is in the order of \$300,000, Site 4 cost is \$100,000.

**Cost Comparison**

Construction Cost Comparison (x\$1000)

	Site 1	Site 2	Site 3	Site 4
WTP site fill and, raising of site access road and Tottenham Road cost	\$0	\$0	\$0	\$1,889
WTP Cost	\$14,015	\$14,015	\$14,165	\$14,015
Land purchase	\$500	\$500	\$350	\$100
Raw water Pipeline Cost (only the cost of pipe extension from existing raw water rising main)	\$35	\$35	\$88	\$18
New dedicated treated water pipeline	\$588	\$588	\$685	\$1,073
Power supply	300	300	300	100
<b>Total Capital Cost</b>	<b>\$15,438</b>	<b>\$15,438</b>	<b>\$15,588</b>	<b>\$17,195</b>

**Site Evaluation**

Sites 1 & 2

These two sites are considered as the last resort due to the proximity to the town centre and the need for residential developments. The current residential land use zoning at both sites is incompatible with a WTP.

Site 3

Preferred location on the outskirts of the town centre.  
 Current primary production land use zoning is compatible with WTP development.  
 Main WTP will be built inside the existing levee, with lagoons outside the levee and is considered acceptable.  
 Estimated site acquisition time is 12 months.

Site 4

Preferred location on the outskirt of the town centre.  
 Current primary production land use zoning is compatible with WTP development.  
 Land fill for main WTP area is required. Raise height of access road and Tottenham Road above major flood level.  
 Lagoon area is susceptible to flooding and considered acceptable.  
 Estimated site acquisition time is 4 months.  
 The cost of road flood protection works would not be covered under the Safe and Secure Water Program funding.

**4. Attachments**

Nil

**5. Recommendation**

That Council select site 3 as the preferred location for the new water treatment plant.

## 13.4 TRAFFIC COMMITTEE MEETING REPORT

### 1. Introduction

The purpose of this report is to present the discussions of the Traffic Committee Meeting held on Wednesday 13th March 2024 and for Council to consider their recommendations.

### 2. Background

The Traffic Committee meets quarterly to discuss traffic and pedestrian facilities and related issues, and to make recommendations to Council.

### 3. Discussion

The following issues were discussed:

#### Saint Joseph's School drop off and pick up zone

TfNSW have been investigating a "kiss and drop zone" in Terangion Street and have been trialling parking on the Eastern side of the street. The principal has advised that cars have not been obstructing busses, but a steel gutter crossing is required for student access during wet weather.

#### Hermidale School Signs

"School" direction signs to be installed in Hermidale.

#### Road Safety Grants

TfNSW representative advised that applications for road safety projects are open in April.

#### Mitchell Highway segment 2735

This section of highway near Paynes Road with steep narrow shoulders and batters was discussed again during a recent Joint Planning Assessment with TfNSW. The site is the location of two truck accidents and is scheduled for further TfNSW assessment.

### 4. Attachments

Nil

### 5. Recommendation

That the Traffic Committee Meeting Report be received and noted.

**14 DEVELOPMENT AND ENVIRONMENTAL SERVICES REPORTS**

**14.1 DEVELOPMENT APPLICATIONS REPORT**

**1. Introduction**

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

**2. Discussion**

Development Applications

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

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2022/040	A.T & B.M Burton	24 Pangee Street, Nyngan	New Serviced Apartments	\$700,000	Additional Information Required
2023/019	T Walsh	74 Oatley Street, Nyngan	New private shed	\$70,000	Additional Information Required
2023/021	Mr D Boyd	33-39 Oval Place, Nyngan	New Private Shed	\$30,000	Under Assessment
2023/024	Mr J Jenkins	287 Wyes Road, Nyngan	New Rural Workers Dwelling	\$843,000	Approved
2024/001	Mr R Harries and Ms L Battye	100 West Bogan Street, Nyngan	New Private Patio	\$70,000	Approved
2024/003	Mr M Castelletti	1211 Yarrandale Road, Girilambone	Rural Subdivision	-	Approved

Council staff continue to receive enquiries and assist the public in relation to Development Applications and the complexity of their lodgment on the NSW Planning Portal.

Attachment 1 contains statistical and historical information in relation to applications received.

Council staff, with input from consultants, have commenced work towards compiling a list of relevant stakeholders that may have an interest in the Bogan Shire Council Local Housing Strategy. There will be an opportunity for Councillors to provide feedback regarding identified stakeholders.

Community consultation will involve a survey to raise awareness and seek input. Once the survey has been completed, the results will be used to inform workshops planned for June

2024. All stakeholders will be given with the opportunity to provide input to the development of the strategy.

**3. Attachments**

1. Development Applications Statistics

**4. Recommendation**

That the Development Applications Report be received and noted.

	Application Type							Application Value
	Totals		Breakup					
	DA	CDC	Dwellings	Shed/Garage/ Patio/Awning	Pool	Sub- division	Other	
July 2023	5	-	2	3	-	-	-	\$1,993,252.00
August 2023	1	-	-	1	-	-	-	\$40,000.00
September 2023	0	0	0	0	0	0	0	\$0.00
October 2023	3	0	2	0	0	0	1*	\$799,442.00
November 2023	1	0	0	1	0	0	0	\$60,000.00
December 2023	2	0	1	0	0	0	1	\$1,200,000.00
January 2024	2	0	0	1	0	0	1**	\$260,000.00
February 2024	4	0	1	3	0	0	0	\$937,000.00
March 2024	1	0	0	1	0	0	0	\$30,000.00
April 2024								
May 2024								
June 2024								
<b>Total 2023/24</b>	<b>19</b>	<b>0</b>	<b>6</b>	<b>10</b>	<b>0</b>	<b>0</b>	<b>3</b>	<b>\$5,319,694.00</b>
<b>Total 2022/23</b>	<b>33</b>	<b>1</b>	<b>7</b>	<b>12</b>	<b>5</b>	<b>2</b>	<b>8</b>	<b>\$ 7,443,708.00</b>
<b>Total 2021/22</b>	<b>26</b>	<b>0</b>	<b>13</b>	<b>8</b>	<b>2</b>	<b>1</b>	<b>5</b>	<b>\$ 6,354,396.00</b>
<b>Total 2020/21</b>	<b>34</b>	<b>3</b>	<b>5</b>	<b>14</b>	<b>3</b>	<b>5</b>	<b>9</b>	<b>\$ 4,107,610.00</b>
<b>Total 2019/20</b>	<b>24</b>	<b>0</b>	<b>0</b>	<b>10</b>	<b>1</b>	<b>3</b>	<b>10</b>	<b>\$ 11,294,300.00</b>

\* Secondary dwelling

\*\* Communications Tower



**14.2 NYNGAN WAR MEMORIAL POOL ACTIVITY REPORT**

**1. Introduction**

The purpose of this report is to advise Council of the activities and statistics relating to the Nyngan War Memorial Pool.

**2. Background**

The Nyngan War Memorial Pool (the Pool) was in operation from 30 September 2023 to 4 April 2024 for the 2023/2024 season.

**3. Discussion**

The Nyngan War Memorial Pool had a successful season with a total of 19,852 visitors, which is an increase of 1,788 visitors compared to the 2022/2023 season as identified in the table below.

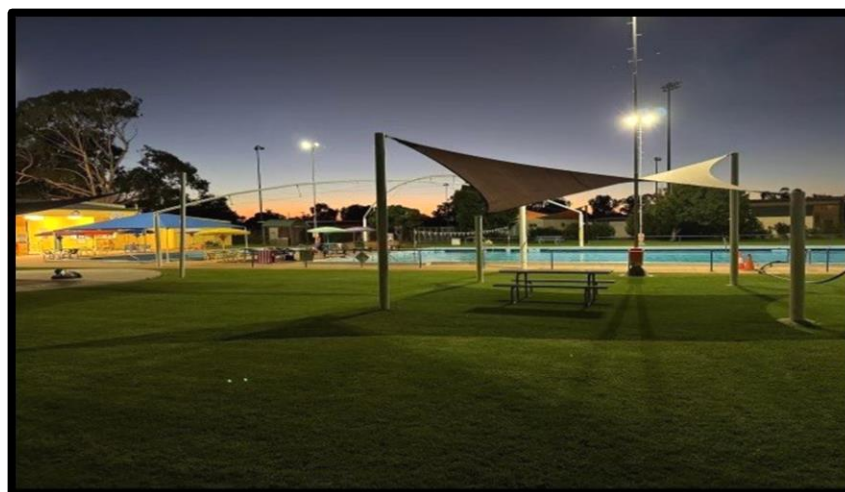
<b>Nyngan War Memorial Pool</b>	
	<b>Number of Visitor</b>
October 2023	2,685
November 2023	3,068
December 2023	3,852
January 2024	4,168
February 2024	3,976
March 2024	2,103
April 2024	Closed
<b>Total 2023/24</b>	<b>19,852</b>
<b>Total 2022/23</b>	<b>18,064</b>
<b>Total 2021/22</b>	<b>18,202</b>

The Pool played host to several swimming carnivals and activities throughout the 2023/2024 season. These included swimming carnivals for the local Nyngan schools, as well as Girilambone, Hermidale and The Marra small schools.

Other carnivals included the Nyngan Amateur Swim Club (NASC) annual carnival and championships. There was regular NASC Friday evening swimming activities, swimming lessons, morning and afternoon swimming training, water aerobics, and the regular Sunday morning Splashers group also took advantage of the pool precinct.



A movie night was also held at the pool and was funded under the Regional Youth Holiday Break funding. This funding allowed free entry and catering for youth ages 12-24. It was estimated a total of 75 people attended the movie night, of which 30 were aged between 12-24 years.



Free entry to the Pool was again provided on Australia Day, with a total of 118 visitors which allowed patrons to escape the heat.

During the season a new water bubbler was installed to replace the old bubbler which could not be fixed.

Unfortunately, the large shade shelter at the shallow end of the 50m pool was damaged beyond repair during storms in November and December. A new shade sail will be installed during the off season with costs covered by insurance.

Other maintenance work to be completed during the off season will include:

- Repair and replace broken tiles around the pool edge
- Repaint lines on the basketball court
- Paint older style table and chairs
- Pool cleaner and equipment to be serviced.

In addition to regular maintenance that occurs during the off season, it is expected that the new fully accessible amenities block funded under R4R9 will be completed and operational prior to the commencement of the 2024/2025 season.

Remaining works to be completed include connecting power, removal and replacement of boundary fence around these new facilities, installation of an access ramp and general landscaping, once all this work is complete.

The ongoing leak at the pool continues to cause concern. Previous investigations had identified a probable area which may have been the source of the leak. Further investigation is scheduled to be carried out by a contractor at the end of April 2024. This will involve the pool being completely emptied of water and special cameras used to investigate pipes in the problem area. Once complete, the contractor will then issue a report which will identify recommended rectification measures and outline the costs involved to repair.

As a result of the pool leak, chemical costs and water costs have increased resulting in the budget being exceeded. Chemicals budgeted to cost \$32K, actually cost Council \$42K, and water budgeted to cost \$125K has to date cost \$144K.

Overall, the 2023/2024 Pool season has been successful as is reflected in the attendance figures, with few disruptions to daily operations and general comments received from the public regarding the Pool grounds and the water play features have been complimentary.

#### **4. Attachments**

Nil

#### **5. Recommendation**

That the Nyngan War Memorial Pool Activity Report be received and noted.

**15      PRECIS OF CORRESPONDENCE**

**15.1    CORRESPONDENCE FROM THE HON. RON HOENIG MP, MINISTER FOR LOCAL GOVERNMENT**

Attached is copy of correspondence received from The Hon. Ron Hoenig MP, Minister for Local Government.

**Attachments**

1.    Correspondence from The Hon. Ron Hoenig MP, Minister for Local Government

**Recommendation**

That the Correspondence from The Hon. Ron Hoenig MP, Minister for Local Government be received and noted.

**The Hon. Ron Hoenig MP**

Leader of the House in the Legislative Assembly  
Vice-President of the Executive Council  
Minister for Local Government



Our Ref: A887244

Cr Craig Davies  
Chair  
Alliance of Western Councils  
PO Box 115  
NARROMINE NSW 2821

Via email: [secretariat@narromine.nsw.gov.au](mailto:secretariat@narromine.nsw.gov.au)

Dear Cr Davies,

Thank you for correspondence regarding the proposed dissolution of the Orana Joint Organisation (JO) and establishment of the Alliance of Western Councils.

The *Local Government Act 1993* (the Act) provides me, as Minister, with the discretion to recommend to the Governor the amendment or dissolution of JOs. Given the broad interest in this issue amongst councils and JOs across NSW, I have asked the Office of Local Government (OLG) to provide me with policy advice to guide me on how to effect the dissolution of Orana JO as a matter of priority. When this advice is to hand, I will contact you again.

You have also sought my advice on the incorporation of the Alliance of Western Councils. Section 358 of the Act states that a council may not form or participate in the formation of a corporation or other entity without my consent as the Minister. In 2022 OLG issued guidelines under section 23A of the Act to assist councils to understand what matters they must address in making such applications (the Guidelines).

I would encourage you to review these guidelines, which should assist you in determining the next steps.

If you have any further questions you can contact OLG's Council Engagement team on 02 4428 4100 or via [olg@olg.nsw.gov.au](mailto:olg@olg.nsw.gov.au).

Yours sincerely,

A handwritten signature in blue ink, appearing to read "Ron Hoenig", written over a blue line.

The Hon. Ron Hoenig MP  
Leader of the House in the Legislative Assembly  
Vice-President of the Executive Council  
Minister for Local Government

22 MAR 2024

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

02 7225 6150  
[nsw.gov.au/ministerhoenig](http://nsw.gov.au/ministerhoenig)

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**16 MEETING CLOSURE**