



BOGAN SHIRE COUNCIL

Business Paper

26 March 2020



Published Recording of Council Meeting

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

Table of Contents

COMMITTEE MEETING MINUTES	9
1 NYNGAN MUSEUM MEETING	9
REPORT TO ORDINARY MEETING OF COUNCIL – GENERAL MANAGER’S REPORT	13
1 CHECKLIST	13
2 DROUGHT AFFECTED LOCAL GOVERNMENT SERVICES GRANT	24
3 25 ELLEN STREET	31
4 COVID -19	32
REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR PEOPLE AND COMMUNITY SERVICES.....	36
1 BOGAN SHIRE MEDICAL CENTRE.....	36
2 VISITOR INFORMATION CENTRE OPERATIONAL REPORT.....	39
REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR OF FINANCE AND CORPORATE SERVICES	41
1 INVESTMENTS FEBRUARY 2020	41
2 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION.....	43
3 CROWN LANDS TO CONVERT THE PERPETUAL SPECIAL LEASE 78218 (SALEYARDS) TO FREEHOLD AND TRANSFER TITLE TO COUNCIL	44
REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR OF ENGINEERING SERVICES.....	46
1 OPERATIONAL REPORT.....	47
2 PROVISION OF FREE DOMESTIC WATER TO RURAL LANDHOLDERS	50
REPORTS TO ORDINARY MEETING OF COUNCIL – DIRECTOR OF DEVELOPMENT & ENVIRONMENTAL SERVICES REPORT.....	51
1 DEVELOPMENT APPLICATIONS	52
2 OPERATIONAL REPORTS	52
3 ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 - DRAFT LSPS UPDATE.....	54
4 BOGAN SHIRE COUNCIL WAR MEMORIAL POOL.....	54
PRECIS OF CORRESPONDENCE	55
1 MACQUARIE HOME STAY DUBBO	55

2 OFFICE OF LOCAL GOVERNMENT 56
3 DAVID MOTLEY 56
4 NYNGAN JOCKEY CLUB..... 56
5 ANGIE WHITE 57
6 WEEKLY CIRCULARS 57

19 March 2020

COUNCIL MEETING NOTICE

The next Ordinary Meeting of Council will be held in the Council Chambers, Nyngan on Thursday 26 March 2020 at 9.30am.

AGENDA

1. Opening Prayer
2. Remembrances
3. Apologies
4. Declarations of Interest
5. Confirmation of the Closed and Confidential Minutes of the Council Meeting held on 27 February 2020
6. Engineering Services' Closed and Confidential Report
 1. Tender for the Supply and Delivery of Bulk FuelThe General Manager is of the opinion that consideration of these items is likely to take place when the meeting is closed to the public for the following reason: because it is information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business
7. Confirmation of the Ordinary Minutes of the Council Meeting held on 27 February 2020
8. Committee Meeting Minutes
9. General Manager's Report incorporating reports from:-
 - People and Community Services
 - Finance and Corporate Services
 - Engineering Services
 - Development and Environmental Services
10. Correspondence

Your attendance at this meeting would be appreciated.

Yours sincerely

Cathy Ellison

Executive Assistant



**Committee Meeting Minutes to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

COMMITTEE MEETING MINUTES

1 NYNGAN MUSEUM MEETING

Attached are the Minutes of the Nyngan Museum Committee Meeting held on 4 March 2020 at the Nyngan Museum.

1.1 Recommendation

That the Minutes of the Nyngan Museum Committee Meeting held on 4 March 2020 at the Nyngan Museum be received and noted.



**Committee Meeting Minutes to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Present:

Glad Eldridge, Leonie Montgomery, Anna Corby, Anne Quarmby, Val Keighran, Margaret Sibbald, Ray Donald, Abigail

Apologies:

Veneta, Collin Pardy, Yvonne Pardy, Bay Lovett

Guests:

Minutes last meeting: **Move:** *Anne* **second:** *Glad*

Business arising from previous minutes:

Nyngan Garden Club have agreed to donate money for the purchase of plants for the pots on the platform. We will buy and replace the plants.

New building still not complete. Buggy and cupboards still not moved. Anna and Leonie have a meeting with Derek and Graeme Bourke to establish the next step.

Railway carriages will arrive shortly, and will be stored by John Holland.

Mines room is not complete and no work has been done recently. The original contact person is no longer available, Jackson Barrow is now in charge. No contact number is available as yet. If no progress in a couple of weeks, let Ray know and he will chase up.

Treasurers Report attached: **read and moved:** *Leonie* **2nd:** *Glad*

Correspondence Out:

Letter to Nyngan Garden Club re plant purchase donation

Correspondence In:

Reply from Nyngan Garden Club re plant purchase

Abigail's Report:

Page 1 of 10

Taylor Martin needs the museum and walk way out the front of the museum, as far as the helicopter. She will be back in early April to follow up on her plan.

**Committee Meeting Minutes to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Co Ordinator's Report:

Taylor Martin wants the Museum opened on the night of Friday 24th April.. As she has already has a copy of our flood photos, and is showing our video as her outdoor theatre presentation, there would be no reason for people to visit our displays. Visiting the Museum would also take visitors from her works. The renovation of the museum may not be fully complete by this time, so any visitor may not get the full value of our display as the opening is not until Sunday after this date. In view of these problems, it was decided that the Museum will be closed on that night, but we will make available to her the VIC and platform spaces if she still needs them. Visitors would be welcome to eat on the platform if they wished. Perhaps she could organize a meeting with us when she returns in early April. Abigail will liaise with her and let us know.

The Official opening for the Museum would be on Sunday 26th April as a simple lunch and walk through. Ideas for guests and food can be discussed at the April Meeting.

The rail carriages will arrive soon, and will be stored until we are ready for them. The carriage for Nyngan will need to be outside the green shed in the new area because we can't protect or access it if it is placed in the Baby carriage space.

Leonie had a meeting with Derek and Geoff Leek about the renovations to the main building. The Shire is able to do most of the things on the list. Geoff took notes and has asked Derek if the work can be given to a contractor.

Artworks are being done slowly. Marvellous progress has been made in the Service Clubs Room and the Barber Shop. Ex Lions Club members have been contacted for more items from their club.

Glad has cleaned the communications area and carriage. School display is next. Stewart has removed the tools from the kitchen display to make more space for cooking items.

Palais Theatre room needs short throw projector. Leonie has sourced one. Derek has said he thinks the curtains from the theatre are still available. He will check.

General business

Thank you to Keith White for the donation of official memorabilia from Lodge Oxley. Also thanks to Bill Morely for his help with identifying and labelling the Lodge items.

Suggested that executive seek quotes from a handy man to complete shop room and theatre by end March. Try Irish Pete. Moved Val Keighran 2nd Margaret Sibbald



**Committee Meeting Minutes to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Meeting Closed: 10.30

General Manager’s Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

REPORT TO ORDINARY MEETING OF COUNCIL – GENERAL MANAGER’S REPORT

Mayor and Councillors

The following report is submitted for consideration:-

1 CHECKLIST

Item No.	Date	Minute No	Matter	Action Required	Officer	Status
1	27/10/2016	423/2016	Seniors Living – Rental Units	Ensure compliance with Stronger Communities grant milestones	DDES	<u>UPDATE:</u> Steel framing erected. Estimated completion date of June 2020 on track.
2	28/09/2017	283/2017	Medical Centre	The General Manager in consultation with PHN proceeds to recruit & engage a second doctor for the BSMC.	GM	Recruitment agencies engaged to source locum / permanent second doctor. Second Locum secured until 22/5/2020. Renewed recruitment effort underway for permanent doctor with the Rural Doctors Network.

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

3	21/12/2017	392/2017	Increase of train speed through Nyngan	Strong letter of concern & a request to address Council be sent to the relevant rail authorities & a copy to local member.	GM	Letter sent to Minister for Transport & Infrastructure, with copy to Kevin Humphries.
	21/06/2018	293/2018		Council seek further follow up from the responsible Minister, reiterating Council's safety concerns for pedestrians & road users due to the nature of the crossing & variation of speeds & that the best control measures would be to erect flashing lights at the Hoskins Street Crossing.	GM	406 Petitions received. On-site meeting held with Deputy Premier. Met with Minister for Regional Transport & Roads in Bourke on 25 November 2019. Council advised that this crossing is not a priority for John Holland Rail.
4	25/10/2018	340/2018	Palais Theatre	Council has been approached by interested parties to construct seniors living accommodation at the site.	DDES	Demolition works commenced. UPDATE: Contractor has advised that expected completion date extended to 31 March 2020.

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

5	28/02/2019	021/2019	Drought Works	<p>The General Manager continues to pursue grant funding opportunities to meet the cost to improve water security for Girilambone & Hermidale.</p> <hr/> <p>Council strongly points out to the relevant authorities that paying for water tanks will save the NSW Government money in the medium to long term rather than paying for the carting of water to fill the overhead tanks.</p>	DES	<p>No additional funding currently available from NSW Government.</p> <hr/> <p>NSW Government advice at this stage is that individual tanks do not meet the drought funding criteria.</p>
---	------------	----------	----------------------	---	------------	---

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

6	24/04/2019	117/2019	Cobar Water Board	<p>Whilst Council is prepared to have discussion with CWB to explore options for delivery of water to minor users within the Bogan Shire LGA, it does not agree to the Board's proposal at this stage.</p>	GM	<p>Further correspondence sent to CWB.</p> <p>Following meeting with CWB held on 11 January 2020, further agreements are to be negotiated.</p> <p>UPDATE: Agreed with Secretary CWB on the need for a further meeting to negotiate arrangements. Meeting on hold in current pandemic circumstances.</p>
---	------------	----------	--------------------------	--	-----------	--

General Manager’s Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

7	22/08/2019	263/2019	<p>Stronger Country Communities Fund – Round 3</p>	<p>Council makes a grant application to the Stronger Country Communities Fund for the construction of a Community Centre on the site of the old tennis courts incorporating a sum of money for a part-time Youth Worker for a period of one year.</p>	<p>DPCS</p>	<p>Application submitted.</p> <p>Letter sent to Deputy Premier regarding length of approval process.</p>
	22/08/2019	264/2019		<p>Council works with community orgs who deliver youth and other community support services to investigate methods of funding for ongoing employment of a part-time Youth Worker & further upgrading to the facility.</p>		<p><u>UPDATE:</u> Discussions yet to commence – reprioritised due to current pandemic circumstances.</p>

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

8	26/09/2019 <hr/> 24/10/2019	292/2019	Garford Fire Engine	<p>Council proceed with the respray of the Garford Fire Engine, with funds to be provided from the Historical Society \$5,224, Community Arts and Culture Fund \$15,362 and Accumulated Funds \$9,414.</p> <hr/> <p>Council examine options on the best way forward.</p>	DES	<p>Quotes for the Garford to be resprayed and the exterior restored have been requested.</p> <hr/> <p>Verbal report to be given at meeting.</p>
---	--------------------------------	----------	----------------------------	--	------------	---

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

9	28/11/2019	359/2019	Burrendong Dam	Council contact the relevant departments to request that as a matter of priority, a system be put in place which would have trigger points as to the level of Burrendong Dam and the release of water for use for fodder crops.	GM	Letter sent.
10	28/11/2019	360/2019	Weirs along Bogan River	Council approach the relevant departments that, as a matter of urgency, landholders along the Bogan River where weirs were previously located be allowed to reinstate these immediately and be subsidised for the work under a drought strategy plan.	GM	Letter sent.

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

11	28/11/2019	366/2019	Regional Water Supply Pipe Network	1. Council supports in principle the investigation of a Regional Water Supply Network servicing the communities currently supplied by the Macquarie River downstream of Burrendong Dam.	GM	Meeting held 11 February 2020 with Water NSW at their request. Water NSW is progressing investigation for pipeline from Narromine bore fields to Nyngan.
12	28/11/2019	368/2019	Repairs to Nyngan & Cobar Emergency Water Storage	The General Manager be authorised to procure sufficient quantities of Geosynthetic Clay Liner & Geotextile material to complete the remediation works, according to specifications provided by NSW Public Works. The procurement be carried out by way of quotations.	GM	Remediation work in progress.

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

13	28/11/2019	369/2019	Second Water Storage Project Delivery	That Council consider project delivery experience to date, explore further options to appoint a firm of consultants to undertake complete contract, project and construction management of the project.	DES	<u>UPDATE:</u> Public Works Advisory Engaged COMPLETED
14	28/11/2019	372/2019	Beleringar Creek Syphon Replacement Delivery	Council explore further options to appoint a firm of consultants to undertake complete contract, project & construction management of the Beleringar Creek Syphon Replacement Project.	DES	<u>UPDATE:</u> Public Works Advisory Engaged COMPLETED

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

15	28/11/2019	385/2019	EPA – Clean Up Notice	Clean up Notices under POEO Act received from NSW EPA for suspected asbestos contamination at Nyngan Waste Facility and Pangee Street Works Depot.	DDES	<p>Clearance Certificate obtained from external agency for Pangee Street Depot.</p> <p>Proposed staged asbestos removal plan for Nyngan Waste Facility approved by EPA.</p> <p><u>UPDATE:</u> Staged clean up works commenced at Nyngan Waste Facility with final clearance required by December 2020.</p>
16	27/02/2020	008/2020	Weather Station at Nyngan Airport	Council approach the Bureau of Meteorology & strongly recommend that daily weather readings resume being recorded at Nyngan Airport.	GM	<p><u>UPDATE:</u></p> <p>Letter has been forward to BoM.</p> <p>COMPLETED</p>

General Manager's Report to the Ordinary Meeting of Bogan Shire Council held on 26 March 2020

17	27/02/2020	009/2020	Local Land Services	Council write a letter of appreciation to the Minister for Agriculture for waiving LLS rates.	GM	<u>UPDATE:</u> Letter of appreciation to the Minister of Agriculture. COMPLETED
----	------------	----------	----------------------------	---	-----------	--

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

1.1 Recommendation

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

2 DROUGHT AFFECTED LOCAL GOVERNMENT SERVICES GRANT

Summary:-

This report is to seek Council's direction regarding an approach to the Australian Government for a once-off grant to assist all ratepayers, as well as Council, with cash-flow in relation to the payment of Council's ordinary rates.

2.1 Introduction

The purpose of this report is to seek Council's direction regarding an approach to the Australian Government for a once-off grant to assist all ratepayers, as well as Council, with cash-flow in relation to the payment of Council's ordinary rates.

2.2 Background

The NSW Government has announced the waiver of all Local Land Service rates, including general rates, for 2019 and 2020 to support farmers impacted by drought conditions. Most rural Local Governments, including Bogan Shire Council are not in a financial position to be able to do the same thing with Council's ordinary rates. Council also recognises that other business and individual ratepayers are also affected by drought conditions.

The potential for a drought-related grant from State or Federal Government, paid to Councils and to be used as a relief mechanism to offset Council rates, has been put forward by the Mayor to State and Federal politicians on a number of occasions. In the latest instance it was raised with the NSW Treasurer, the Hon Dominic Perrottet MP, at the NSW Community Cabinet Visit in Bourke on 25 November 2019.

These approaches have not received any positive response – the Treasurer's letter in this regard is attached.



**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

2.3 Discussion

Notwithstanding the recent fall of rain, the effects of the drought will be with this community for some time. Council has concerns about the ongoing ability of all ratepayers to pay their ordinary rates to Council and the impact non-payment will have on Council's cash-flow and consequential ability to retain staff and provide services.

A once-off grant payment from the Federal Government would alleviate these concerns. The attached draft letter to Council's local Federal Member, Hon Mark Coulton MP, has been prepared at the request of the Mayor for Council's consideration.

2.4 Attachment

1. Treasurer's Response to Council's letter.
2. Draft letter to the Hon Mark Coulton MP

2.5 Recommendation

For Council's Consideration

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**



The Hon. Dominic Perrottet MP
Treasurer

Reference: P19/2906

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

BOGAN SHIRE COUNCIL	
FILE	R/N
17 DEC 2019	
ASSIGNEE	

Dear Mr Donald and Mr Francis

Bogan Shire Council Meeting Items Discussed

Thank you for your time at our recent meeting in Bourke. I have investigated the issues you raised, including:

- Providing rate relief; and
- The application process for accessing grants from the Stronger Country Communities (SCC) Fund

Regarding the first point, council has at its discretion the flexibility to provide rates relief to rate payers in its local area. However, the NSW Government is currently unable to provide further funding to council to cover the associated financial impact.

I recognise that a rationale for rates relief is the current drought, which has placed significant pressure on regional communities. The NSW Government is already responding to drought with around \$2 billion in funds committed to assist individuals and affected communities.

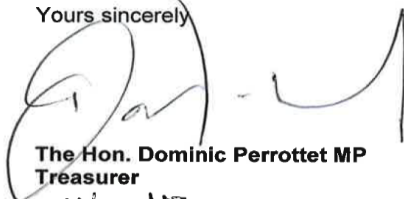
The NSW Government has also put in place a range of cost of living measures and subsidies which eligible residents in your local area can access via the Service NSW website.

With respect to the SCC Fund and possible fast-tracking of applications, I am advised the Fund is administered by the Regional NSW team within the Department of Planning, Industry and Environment, who assess applications against the Fund's eligibility criteria.

The Deputy Premier and Minister for Regional NSW, the Hon John Barilaro MP, has primary responsibility for the Fund. I understand he is also replying to you directly regarding the notification of Round 3 application approvals.

Thank you for taking the time to meet with me and bringing Bogan Shire Council's views to my attention.

Yours sincerely



The Hon. Dominic Perrottet MP
Treasurer

11/12/19

GPO Box 5341 Sydney NSW 2001 • P: (02) 8574 6900 • F: (02) 9339 5550 • W: nsw.gov.au/treasurer



**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Hon Mark Coulton MP
Federal Member for Parkes
Minister for Regional Health, Regional Communications and Local Government
PO Box 6022
Parliament House
CANBERRA ACT 2600

Dear Mark

Local Government Drought Affected Services Grant

This letter is to set out Council's motivation for a request to the Federal Government to consider granting a once-off grant to drought affected local governments to assist all ratepayers, as well as Council, with cash-flow in relation to the payment of Council's ordinary rates.

The NSW Government has announced the waiver of all Local Land Service rates, including general rates, for 2019 and 2020 to support farmers impacted by drought conditions. Most rural local governments, including Bogan Shire Council are not in a financial position to be able to do the same thing with Council's ordinary rates. Council also recognises that other businesses and individual ratepayers are also affected by drought conditions.

Introduction

In the current financial year Bogan Shire Council raised \$3M in ordinary rates with 80% being derived from Mining and Farmland. (Mining \$677,000 and Farmland \$1,763,000).

In accordance with established procedure and accounting concepts the revenue so raised is accounted for in the current financial year and considered to be available to meet Council's expenditure obligations in the current year – less any normal allowance for outstanding rate debt at year end. Put another way, every local government makes the assumption that the majority of the rates accounts that are sent out at the beginning of the financial year will be paid with only a marginal amount left as outstanding debt by the end of the year – and that the cash derived from this can be used to pay expenses such as salaries.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Effects of the drought

With over 80% of ordinary rates being derived from Mining and Farmland, Bogan Shire Council is particularly exposed to factors which influence the ability of property owners to pay these rates.

Notwithstanding the recent good fall of rain, with the current drought being unprecedented in severity and duration Council is concerned that with little or no income being derived from properties, farmers will find it very difficult to pay their rates. For the last two years there has been no harvest income for local farmers and this will continue to be the case for some time to come. The effects of the drought on other businesses, including mining which is dependent on availability of water for production, also impacts on the ability of business owners to pay their rates. At this stage local industrial water allocations for 2020/21 for users such as mines are unknown.

Bogan Shire Council manages its outstanding rates responsibly with an established policy in place to encourage those who are having difficulty paying to enter into repayment agreements before taking measures to have properties sold by auction to recover outstanding rates debt.

As previously mentioned, in any normal year Council's budgeting assumptions and procedures cater for some outstanding debt. We are concerned that we have entered abnormal times and, should the payment of farming and mining rates start to become seriously affected with the continuation of this drought, Council will be faced with a severe cash-flow problem not having inexhaustible cash reserves to make up the shortfall. To make matters worse, many rural councils out of necessity provide costly essential services in lieu of them being provided by private enterprise or other levels of government such as, in our case, the Bogan Shire Medical Centre.

Even if we were to continue to receive good rains, the effects of this drought will mean a long recovery period for all local businesses including farming. Any consequential cash flow difficulties could result in the withdrawal of some Council services with implications for staffing.

Trends in outstanding rates debt

The percentage of rates debt in arrears at year end, over the past five years, as disclosed in Council's Annual Financial Statements was:-

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Financial Year	% Ordinary Rates in arrears
2014/15	4.06
2015/16	3.29
2016/17	5.27
2017/18	4.00
2018/19	5.87

The NSW Auditor-General considers 10% to be a satisfactory level of outstanding ordinary rates debt for rural councils.

The trend in rates in arrears for the current, 2018/19, financial year so far compared to the previous two years is:

Month	% Ordinary Rates in arrears		
	2017/18 (2 Years Ago)	2018/19 (Last Year)	2019/20 (This Year)
July	3.5	3.6	5.5
August	3.0	3.3	4.6
September	3.0	3.2	4.5
October	2.9	3.1	4.4
November	2.9	3.0	4.3
December	2.6	2.9	4.2
January	2.37	2.68	4.2
February	2.23	2.44	4.2

With rates in arrears up 1.76 percentage points between February 2019 and February 2020 we are concerned that this is the start of an upward trend which could result in the cash-flow problem mentioned earlier.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Federal Government Support

Bogan Shire Council would like to respectfully suggest that the Federal Government makes provision for payments to this Council, and others similarly affected, to ensure cash flows are maintained with the object of ensuring local service provision and employment. An alternative could be payment to councils as an interest free loan which would assist them with cash-flow but this financial assistance would not flow on to ratepayers.

The proposed payment could be made as a conditional grant, to be accounted for by councils as operating revenue in lieu of ordinary rates – possibly as a temporary increase in the Financial Assistance Grant.

On receiving payment from the Federal Government, an equivalent amount of total rates debt could be rebated by Council implying that a certain percentage of outstanding rates for each ratepayer is rebated. In other words if a payment of \$1,500,000 – or 50% of rates levied – was received then 50% would be rebated on each ratepayer's account. This would not only ensure cash-flow is maintained for Council but would ease the financial burden on all ratepayers in very difficult economic times.

Conclusion

Ensuring the provision of continued Council services in the context of diminished cash-flows must be a priority for all levels of government. The role of the Federal Government in providing payments to Councils would be key to achieving.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

3 25 ELLEN STREET

Summary:-

This report is to seek Council's approval for a capital budget allocation to undertake repairs and renovations to 25 Ellen Street.

3.1 Introduction

The purpose of this report is to seek Council's approval for a capital budget allocation to undertake repairs and renovations to 25 Ellen Street.

3.2 Background

Council owns the dwelling at 25 Ellen Street and has passed a resolution to sell the property.

3.3 Discussion

Following a recent inspection, and prior to any sale of the property, it is considered prudent to carry out repairs and renovations to the house. It is expected that this will make it more marketable when it is sold.

The expected cost of repairs and renovations, including work required on the yard is \$100,000. At this stage no capital budget provision exists and it is recommended that existing capital projects be examined to determine possible savings which could be put towards this cost.

The General Manger will put forward some suggested savings at the Council meeting for Council's consideration.

3.4 Recommendation

That Council makes provision in the 2019/20 Capital budget for \$100,000 to be spent on repairs and renovation of 25 Ellen Street to be funded from savings identified.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

4 COVID -19

Summary:-

This report is to provide Council with information in relation to Council's services, staff arrangements and public events during the current Covid-19 pandemic.

4.1 Introduction

The purpose of this report is to provide Council with information in relation to Council's services, staff arrangements and public events during the current Covid-19 pandemic.

4.2 Background

This information was current at the time of writing – 19 March 2020 – and is subject to change.

4.3 Discussion

Following announcements and directives from Federal and State Government in relation to the Covid-19 pandemic Bogan Shire Council management has been working, in consultation with the Mayor, to manage situations as they arise.

Services

At the time of writing the impact of the pandemic has been minimal on the delivery of Council's services. In line with actions of other providers in Nyngan, story time playgroups at the Library have been suspended until further notice. The Early Learning Centre, Library and Visitor Information Centre continue to operate as normal with the recommended hygiene and other containment measures in place.

Volunteers

Discussions have been held with Nyngan Museum volunteers regarding their potential risk of exposure to the Covid-19 virus. Volunteers have opted to continue providing services to the Nyngan Museum and Visitors Information Centre at this stage.

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Council's management has identified business-critical operations (such as the water treatment plant) and has put in place contingency plans to address, as far as possible, issues that may arise during the pandemic.

Staff Arrangements

Staff meetings have been held to discuss staff concerns, containment measures and leave arrangements for those staff who contract covid-19 or who are impacted by caring responsibilities or quarantine requirements.

Events

The majority of public events for the Anzac Day weekend have now been cancelled or postponed. These include:-

- Anzac Day March and all ceremonies
- Tayla Martin's *Since the Flood* program
- Anzac Day Races as a public event – refer below

The Anzac Day March and events have been cancelled at the direction of the NSW Branch of the Returned and Services League in recognition of the risks to member and public health during the pandemic. Tayla Martin has advised Council that her event will be postponed until later in the year.

As the responsible Crown Land Manager for the Nyngan Showgrounds and Racecourse and Hermidale Showgrounds, Council has been directed by the NSW Government to cancel any mass gathering events (over 500 people) at these venues. This includes, at this stage the Anzac Day Races as a public event as well as the Nyngan Show.

The Nyngan Jockey Club has requested that the Anzac Day Races be permitted to continue without public spectators. The letter request has yet to be received.

The Hermidale Gymkhana Committee have requested that they be permitted to continue with their event provided measures are put in place to limit participation numbers. The attached letter, for Council's consideration, refers.



**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

4.4 Attachment

1. Letter from Hermidale Gymkhana Committee

4.5 Recommendation

1. That Council notes the content of this report.
2. That Council considers the requests of the Nyngan Jockey Club and Hermidale Gymkhana to continue with their events.

**Derek Francis
General Manager**

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

HERMIDALE PA & H Association

Nyngan NSW 2825

Dear Mr Derek Francis,

Hermidale Gymkhana Committee holds their annual Gymkhana on Easter Sunday each year.

The Gymkhana provides one of the few social events for the patrons of the Hermidale Community to look forward to each year. It not only provides an opportunity for the socially isolated community to get together, but it also raises money to upgrade the facilities of the Hermidale Sporting Grounds.

Despite the ever evolving restrictions due to COVID-19, the Gymkhana committee would like to proceed with the gymkhana this year, with the following added precautions and safety measures:

- Monitoring of the attendance numbers, to ensure there is not any more than 300. In previous years, 150 people was considered great attendance and we do not expect the attendance to be any higher than this. The crowd will not be confined in a small space and attendees will have ample room to practice social distancing. The numbers will be monitored by committee members manning the entry gates and once all tickets have been allocated, the gates will be closed.
- Notices will be put up about infection control, hand hygiene and social distancing to remind people to be diligent.
- Hand sanitizer will be available in all congregational areas as well as hand washing facilities.

The Bogan Shire's consideration is greatly appreciated on this matter and we look forward to your response.

Kind Regards

Rodney Robb
President Hermidale Gymkhana Committee

REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR PEOPLE AND COMMUNITY SERVICES

Mayor and Councillors

The following report is submitted for consideration:-

1 BOGAN SHIRE MEDICAL CENTRE

Summary:-

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

1.1 Introduction

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

1.2 Discussion

Below are the activities and statistics of the Bogan Shire Medical Centre for the January to March 2020 period.

Statistics

Total registered patients as at 01/03/2020:	3,278
Total patients who have utilised GP services:	2,733
Total CDM (Chronic Disease Management) patients:	274
Total RAC (Residential Aged Care) patients:	30
Total 75+ Health Assessment patients:	312
Total ATSI (Aboriginal and Torres Strait Islander) Health Assessment patients:	543

The Medical Centre is still consistently registering new patients.

Current waiting periods for a GP is 3 days, with appointments available for acute complaints (On the Day appointments) daily.

**People and Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Activities

- Q Fever testing continues. Both Dr Tan and Dr Mathieson have undertaken the training required to test for Q-Fever. Dr Tan conducted a clinic in early March and we are scheduling another clinic for May when Dr Mathieson returns.
- Various Allied Health professionals continue to visit weekly.
- We currently have the Measure Up Bus visiting for 1.5 days. They conduct bone density testing for all eligible patients over the age of 70. Approximately 65 patients are being tested.
- With the onset of COVID-19, we are doing our best to stay current with the everchanging information and assessing how this impacts both staff, patients and other visitors to our Practice. Extra screening measures and other processes regarding isolation and infection control have been implemented. COVID-19 testing is being conducted at BSMC for anyone who meets the criteria, but this will only continue for as long as we have sufficient PPE. We are currently unable to source PPE and other products from suppliers and we have not been given a time frame as to when this supply chain will resume. We will continue to assess how the lack of stock will affect our provision of service.

**People and Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Allied Health Services

Allied Health services for the period January to March 2020 are as listed below.

Type of Service	Days	Times	Frequency	Service Accessed by
Cardiologist	Wednesday	9am-5pm	Two Monthly	BSMC Referral
Diabetes Educator	Tuesdays	10.30am-3.15pm	Monthly	BSMC Referral
Dietician	Wednesdays	11am-5pm	Two in three weeks	BSMC Referral
Drug & Alcohol Counsellor	Tuesday & Thursday	9am-4.30pm	Fortnightly	BSMC Referral or Private appt.
Mental Health Nurse	Wednesday, Thursday & Friday	9am-4pm	Monthly	BSMC Referral
Pathology	Monday to Friday	8.30am - 11.30am	Weekly	Anyone holding a pathology request form – not required to be a patient of BSMC
Podiatrist	Wednesdays & Fridays from June	9.00am - 2.30pm	Weekly	Referral or Private appt.
Psychiatrist	Monday	9am-4pm	Monthly	BSMC Referral

- Podiatry services continue to be well supported 2 days a week.
- Precision Health Care (Physio) stopped visiting BSMC in early February. Although their service was well supported at the Practice (they were even looking at extending their visits), they made the decision to withdraw as a result of changes to service delivery at Tritton Mine.

Permanent and Locum GP Coverage

Locum doctors have been secured up to the end of June, with further coverage for the second half of 2020 also being booked in and filled. Securing recruitment of a permanent full time GP continues to be undertaken.

**People and Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

1.3 Recommendation

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

2 VISITOR INFORMATION CENTRE OPERATIONAL REPORT

Summary:-

The purpose of this report is to provide information to Council on the operations of the Visitor Information Centre.

2.1 Introduction

The purpose of this report is to provide information to Council on the operations of the Visitor Information Centre.

2.2 Discussion

The past quarter has been slower than normal for sales for the Nyngan Visitor Information Centre, with peak times just before Christmas and at the end of January

Staff reported decreased numbers of visitors and enquiries for this time of year, as the Museum renovations seem to have impacted visitors into the VIC itself. Staff have been working on an updated brochure, and merchandise has been selling well with more items available.

There has still been a strong demand for free camping, with many taking up the opportunity to park for a night at Flood Memorial Park. VIC staff have continued collecting shopping docketts from Free Campers which reflect their spending in Nyngan. Travellers reportedly make good use of the supermarkets, service stations, cafes, newsagency, small businesses and the RSL Bistro.

The VIC's range of merchandise has once again expanded with Nyngan NSW items, Big Bogan items and of course the BOGAN Nyngan NSW range which are all selling well. The BOGAN range now includes stickers, mugs, torches, shorts and ladies booty shorts with flex print "BOGAN" in large letters and Nyngan NSW in smaller font underneath.

**People and Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Bogan Country Stickers and Mugs display the Museum, Big Bogan and helicopter. All of these products have sold very well, with orders being made frequently which is aided by the installation of the EFTPOS machine and the convenience of being able to place orders over the phone and through email.

Statistics

The total number of visitors through the Centre and / or enquiries was as follows:

Visitors: 280

Phone: 96

Email: 55

Of those who called in, some utilised free camping, 38 stayed in motels & Caravan Parks, 27 were passing through. There were a lot of community members bringing in family and also ex residents visiting relatives and the remainder didn't reveal their place of stay.

2.3 Recommendation

That the Operational Report for the Visitor Information Centre be received and noted.

Debb Wood
Director People and Community Services

Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020

**REPORT TO THE ORDINARY MEETING OF COUNCIL – DIRECTOR OF FINANCE
AND CORPORATE SERVICES**

Mayor and Councillors

The following reports are submitted for consideration:-

1 INVESTMENTS FEBRUARY 2020

The following reports are submitted for consideration:-

Summary:-

The report is to outline the performance of Council's Investment Portfolio for the month of February 2020.

At 29 February 2020 Council had \$12.75 million invested. There has been no significant change in Council's investments.

1.1 Introduction

The purpose of this report is to outline the performance of Council's Investment Portfolio for the month of February 2020.

1.2 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.

1.3 Discussion

The Investment Report for February 2020 is shown below. At 29 February 2020 Council had \$12.75 million invested. There has been no significant change to Council's investments. There has however been quite a significant decrease in interest rates with offerings between 0.90% and 1.60% which is more than a 1% decrease from interest rates in the past 12 months. This will have a large budget effect in 20/21 on the amount of return on Council's investments decreasing by up to \$110,000.

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

Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020

Investment Movements for February 2020

Bogan Shire - Investment movements						
REF	Source	Maturity	Days	% rate	Bal Jan 20	Bal Feb 20
3204	NAB	08/06/2020	181	1.550%	2,000,000.00	2,000,000.00
4608	NAB	25/02/2021	365	1.450%	2,000,000.00	2,000,000.00
37908808	Commonwealth	02/03/2021	365	1.370%	2,800,000.00	2,800,000.00
	NAB	13/07/2020	180	1.600%	1,000,000.00	1,000,000.00
6894	NAB - Professional Funds	At Call		0.900%	4,948,708.29	4,956,864.08
	Balance securities held				12,748,708.29	12,756,864.08
	Balance Ledger 19010.8200.8200				12,748,708.29	12,756,864.08
	Summary by institution					
	Commonwealth				0.00	0.00
	NAB				12,748,708.29	12,756,864.08
	BankWest				0.00	0.00
					12,748,708.29	12,756.864.08

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

1.4 Recommendation

That the Investments Report for the month of February 2020 be received and noted.

**Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

2 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

Summary:-

The report is to provide a comparison of rate collections as at 29 February 2020, with the same period last year.

Total arrears have increased from \$632,535 at as 28 February 2019 to \$977,751 as at 29 February this year.

2.1 Introduction

The purpose of this report is to provide a comparison of rate collections as at 29 February, 2020, with the same period last year.

2.2 Discussion

This report is provided for the information of Councillors.

Rate Collections	2019-2020	2018-2019
Arrears Prior to 01/07/2020	344,028	233,206
First Instalment in arrears as at 29/2/2020	56,010	70,990
Second Instalment in arrears as at 29/2/2020	121,327	92,129
Third Instalment Outstanding as at 29/2/2020	456,386	236,210
Fourth Instalment Outstanding as at 29/2/2020	1,009,625	967,487
Total Arrears	977,751	632,535
Total Outstanding	1,987,376	1,600,022
Monthly Transactions		
Amount Levied & B/Fwd	5,510,046	5,324,041
Add: Adjustments	37,872	11,622
Less: Payments to end of February	-3,482,724	-3,659,440
Less: Rebates	-80,847	-79,175
Add: Postponed	3029	2,974
Gross Total Balance	1,987,376	1,600,022
Arrears of total amount levied %	17%	12%

Total arrears have increased from \$632,535 at 28 February 2019 to \$977,751 as at 29 February this year.

Each instalment amounts to approximately \$1,377,000.



**Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

(Total Rates, Waste, Water & Sewer Access Charges)

As at 29 February 2020 Council had collected \$176,716 less than at the same time last year however, an additional \$117,521 had been collected at the time of writing this report.

4.1% of rates were unpaid on the first instalment.

8.8% of rates were unpaid on the second instalment.

33% of rates were unpaid on the third instalment. This percentage has improved to 25% at the time of writing this report.

2.3 Recommendation

That the Rates and Annual Charges Collection Report for the month of February 2020 be received and noted.

3 CROWN LANDS TO CONVERT THE PERPETUAL SPECIAL LEASE 78218 (SALEYARDS) TO FREEHOLD AND TRANSFER TITLE TO COUNCIL

**Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Summary:-

This report is to provide some background to Council on an offer by the NSW Department of Planning, Industry and Environment for Council to convert the lease they currently hold on the Nyngan Saleyards to freehold and the costs involved in doing so.

3.1 Introduction

Council has received a letter from NSW Department of Planning, Industry and Environment (DPIE) regarding changes as a result of the commencement of the Crown Land Management Act, 1916 (CLMA) relating to the conversion of Council's lease of the Nyngan Saleyards to freehold. Council can apply to the DPIE to purchase the property for an estimated cost of \$35,100 being the current unimproved land value according to the Valuer General's recent revaluation of the Bogan Shire.

3.2 Background

In July 2018 the DPIE wrote to Council stating that there was a voluntary process to convert Council's lease to freehold. Council currently pays an annual rent, (2019/2020 \$495.00) and has done for many years. The DPIE had advised Council that this could change if Council chose to continue with the current lease and not convert to freehold but had given Council no indication as to how it might change. Staff at this point, due to the cost of the lease and the fact there was no obligation to purchase, made the decision to wait and see what further information they would receive from the DPIE.

In January 2020, Council has received further correspondence from the DPIE about further changes, stating that Council lease is currently a "right to apply" which will only be preserved until 1 July 2020, after which a purchase enquiry will be dealt with as part of the DPIE sales program and advise that the Council should consider matters such as public competition, community engagement, applicable legislation and policy.

3.3 Discussion

Council can opt to do nothing at this stage, as they are still under no obligation to purchase the lease, and can continue to pay the annual rental which could possibly be increased by the DPIE at anytime to a market amount. Council currently receives no income from the sale yards and under regulations would not be able to use them as saleyards without major improvements.

Council may wish however to purchase the lease and allow the property to be developed by private enterprise or Council may have some future use that could generate income

**Finance and Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

from the site. The land is 19.42ha and located at the junction of two major highways with direct access to the rail system and both water and power availability.

Preliminary investigation by Council staff into planning and zoning of the saleyards advise Council of the following:-

- the land is bushfire prone and this would need to be taken into account for any future development.
- a dwelling/rural workers dwelling would not be able to be built on the site as it does not meet the minimum lot size and does not have an existing dwelling.
- Nyngan Local Aboriginal Lands Council will need to provide comment for any development on the site.

If Council wishes to proceed with the purchase of the lease they may elect to pay the purchase monies over a period of 20 years at 8% interest to the DPIE.

There are several aAssets on the site that belong to Council and valued as follows:-

	Written Down Value	Replacement Cost
Scales Shed	\$ 1,944	\$ 9,000
Amenities Block	\$ 5,453	\$ 27,264
Sheep Pen	\$ 34,000	\$ 170,000
Cattle Yards	\$ 87,771	\$ 256,000
Lighting	<u>\$ 4,550</u>	<u>\$ 18,200</u>
	\$133,718	\$480,464

3.4 Recommendation

That the General Manager be authorised to proceed with an investigation as to the possible economic value to Council in purchasing the land for development, redevelopment or sale to commercial interests and report back to Council for a decision.

Stephanie Waterhouse
Director Finance and Corporate Services

Mayor and Councillors

I submit the following report for consideration:-

1 OPERATIONAL REPORT

1.1 Civil Works

Work undertaken during this reporting period from 17 February 2020 to 14 March 2020 consisted of the following:-

- Assisting the carpentry crew with building renovations/improvements to the old SES building/Museum in Pangee Street.
- Continuing culvert improvements on HW7 as part of the Wilgaree Shoulder Widening Project.
- Completing repairs to the public toilets at Frank Smith Oval.
- Completing building maintenance at the Works Depot in Nymagee Street.
- Completing building maintenance at the Environmental Services Offices in Cobar Street.
- Completing maintenance at the War Memorial Cenotaph in Cobar Street.
- Completing inspections of the Nyngan levee gates after recent rainfall.
- Completing repairs and maintenance to the Dental Surgery in Pangee Street.
- Completing repairs and maintenance at the Nyngan Junior League Oval in Cannonbar Street.

1.2 Community Facilities

Work undertaken by Council's Community Facilities during this reporting period consisted of the following:-

- Cleaning of Nyngan Town Hall in Cobar Street.
- Mowing and maintenance of ovals and reserves.
- 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.
- Digging and backfilling of graves.

1.3 Roads

The work undertaken during this reporting period by Rural Works Crews consisted of the following:-

**Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

No.	Name	Comments
5	Peisley Road	Causeway repairs continuing.
MR424	Monkey Bridge Road	Causeway repairs completed.
13	Bourkes Road	Re-sheeting grading commenced. Maintenance grading commenced.
MR228	Hermidale Nymagee Road	Scour repairs continuing.
9	Glengariff Road	Maintenance grading continuing.
40	Plummers Road	Maintenance grading continuing.
HW7	Mitchell Highway	Culvert improvements continuing.
HW8	Barrier Highway	Heavy patching commenced.
10	Pangee Road	Maintenance grading completed. Resheeting completed.
51	Currans Road	Resheeting continuing.
17	Booramugga Road	Maintenance grading continuing.
MR7514	Cockies Road	Causeway repairs completed. Construction commenced.
10	Pangee Road	Construction commenced.

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

- Yarrandale Road
- Barrier Highway
- Monkey Bridge Road
- Moonagee Road
- Canonbar Road
- Nyngan Town Streets
- Colane Road
- Tottenham Road

The works program for the remainder of March, and April includes but is not limited to the following works:-



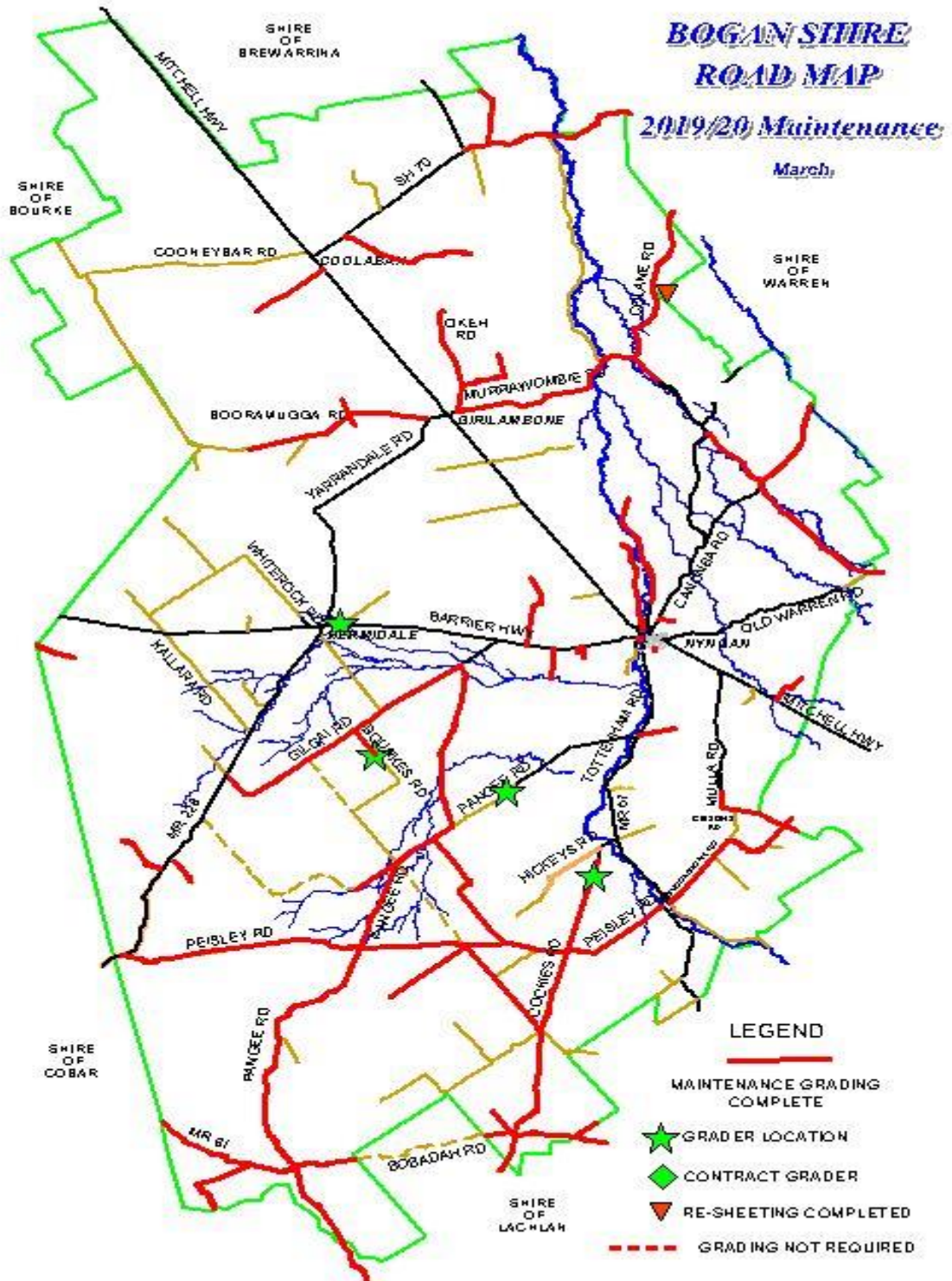
**Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

- Commencing 4.8km of shoulder widening works on the Mitchell Highway near the property Wilgaree.
- Completing the heavy patching program on the Barrier Highway.
- Continuing the construction of the footpath in Pangee Street from the river to the Flood Memorial Rest Area.
- Commencing the construction and sealing of 2km of Cockies Road under the Regional Roads Repair Grant.
- Commencing construction and sealing of 1km of Pangee Road.
- Continuing maintenance grading, or resheeting of the following roads - Peisley Road, Coffill's Road, Gilgai Road, Glengariff Road, Plummer's Road, and Whiterock Road.

1.4 Recommendation

That the Operational Report, including Civil Works, Community Facilities and Roads be for the reporting period 17 February 2020 to 14 March 2020 received and noted.

Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020





Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020

Summary:-

The purpose of this report is to seek Council's advice on the continued supply of free treated domestic water to rural property owners within the Bogan Shire.

2.1 Introduction

The purpose of this report is to seek Council's advice on the continued supply of free treated domestic water to rural property owners within the Bogan Shire.

2.2 Background

Council approved a decision made under delegated authority at the February 2019 meeting to provide treated water from the Nyngan reticulation system to rural landholders for domestic use free of charge while the drought continued.

2.3 Discussion

Council supplied up to a semi trailer load of treated water to landholders when required. Council provided the water free of charge and the pickup and delivery was arranged and paid for by the land holder.

The recent rainfall across the Shire has filled the three village water supply tanks as well as Wilga Tank. From all reports it appears that most properties would have their rainwater and ground water tanks reasonably full at present.

Treated water from the Nyngan supply is still available, as it always has been, for purchase if required for domestic use.

2.4 Recommendation

That Council suspend the supply of free treated water and delegate authority to the Mayor and Deputy Mayor to reinstate it and if when necessary during the current term of Council.

Graeme Bourke
Director Engineering Services

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

**Development and Environmental Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Mayor and Councillors

I submit the following reports for consideration:-

1 DEVELOPMENT APPLICATIONS

1.1 Introduction

Four (4) applications have been approved since Council's meeting of 27 February 2020 and one (1) application is currently with Council for consideration as tabled below:

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2019/022	John Hoare	51 Cobar Street, Nyngan	New Carport	\$7000	Additional Information Required
2019/023	Monteath and Powyers Pty Ltd	40-46 Pangee Street, Nyngan	Subdivision	-	Approved
2019/024	Monteath and Powyers Pty Ltd	1-15 Nymagee Street, Nyngan	Subdivision	-	Approved
2020/002	Woodham Petroleum Pty Ltd	16-18 Lawlor Street, Nyngan	New Bulk Fuel Storage Depot	\$200,000	Approved
2020/003	Martyn Smith	127 Pangee Street, Nyngan	New Awning	\$4000	Approved

1.2 Recommendation

That the Development Applications Report since 27 February 2020 Council Meeting be received and noted.

2 OPERATIONAL REPORTS

2.1 Introduction

**Development and Environmental Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

The purpose of this report is to outline key works undertaken by Council's Gardening Team, Ranger and Noxious Weeds Officer.

2.2 Discussion

Key works undertaken by Council's Gardening Team consisted of the following:-

- Routine upkeep and maintenance duties including manual watering, whipper snipping, mowing and weed removal at Nyngan Cemetery, Davidson Park, Vanges Park, Medical Centre, Teamsters Rest Area, Town Hall/Senior Citizens Area, Flood Memorial Rest Area, Council Administration building, Early Learning Centre, Pioneer Park, Centenary Park and Council doctor's housing.

Key works undertaken by Council's Ranger consisted of the following:-

- Investigation of complaints concerning:-
 - Nuisance noise (barking dogs);
 - Nuisance noise (rooster);
 - Dog attack x 2;
 - Roaming feral cats;
 - Animal faeces in public place;
- Seizure and euthanasia of eight (8) feral cats;
- Euthanasia of declared dangerous dog following an attack and the subsequent surrendering of the dog to Council;
- Three (3) roaming dogs impounded and rehomed with Rural Outback Animal Respite (ROAR) following expiration of mandatory claim period.

Key works undertaken by Council's Noxious Weeds Officer consisted of the following:-

- Boundary and road side inspections;
- Property inspections as required under the *Biosecurity Act 2015*;
- Spraying of highway, town streets, roadsides.

2.3 Recommendation

That the Operational Report including gardening, Ranger and Noxious Weeds be received and noted.



Development and Environmental Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020

3 ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 - DRAFT LSPS UPDATE

3.1 Introduction

The purpose of this report is to update Council on the status of the Draft Bogan Shire Council Local Strategic Planning Statement (LSPS) required under the *Environmental Planning and Assessment Act 1979* (the Act).

3.2 Discussion

Council will recall resolving at its meeting of 19 December 2019 to place the Draft Bogan Shire Council LSPS on public exhibition for a period of 28 days (following several minor amendments) in accordance with the *Environmental Planning and Assessment Act 1979*.

The Draft LSPS has since been advertised in the Nyngan Observer each week from 22 January 2020 to 19 February 2020. During the advertising period no submissions were received.

The final step in the process is for Council to now adopt the Draft LSPS and submit the final version to the NSW Department of Planning, Industry and Environment as required under the *Environmental Planning and Assessment Act 1979*.

3.3 Recommendation

That Council adopt the current Draft LSPS and submit it to the NSW Department of Planning, Industry and Environment as required under the *Environmental Planning and Assessment Act 1979*.

4 BOGAN SHIRE COUNCIL WAR MEMORIAL POOL

4.1 Introduction



**Development and Environmental Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

The purpose of this report is to brief Council on the operational status of the War Memorial Pool and for Council to make a determination in relation to the future operation of the facility.

4.2 Discussion

Council resolved at its meeting of 23 May 2019 to outsource the management of the Nyngan War Memorial Pool externally via contract (Resolution 144/2019).

Following this resolution, the hours of operation for the pool were amended (Resolution 214/2019) in response to public enquiry and the addition of a new solar heating system. The resolution was made at Council's meeting of 27 June 2019.

Expressions of interest were then sought for the management of the pool facility. Following assessment of the expressions of interest received, Mr Scott Bartley was offered a 12 month contract without an option to extend or renew.

Feedback on Mr Bartley's management of the pool has been positive since he commenced in October 2019. In particular, credit needs to be given to how clean the facility has been kept during times of constant dust storms during the drought.

In light of the swim season concluding on 30 April 2020, Council should consider options for the management of the pool next season, which commences on 3 October 2020. It should be noted that Mr Bartley has expressed interest in returning to manage the facility should Council grant him such opportunity.

4.3 Recommendation

That Council enter into a new contract for the 2020/2021 season with Mr Bartley.

Tony Payne

Director of Development and Environmental Services

PRECIS OF CORRESPONDENCE

1 MACQUARIE HOME STAY DUBBO

Attached is a copy of correspondence received from Macquarie Home Stay thanking Council for their support in providing access to affordable and comfortable
Page | 55

**Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

accommodation for many remote and rural communities whilst away seeking medical care.

1.1 Recommendation: That the correspondence received from Macquarie Home Stay thanking Council for their support in providing access to affordable and comfortable accommodation for many remote and rural communities whilst away seeking medical care.

2 OFFICE OF LOCAL GOVERNMENT

Attached is a copy of a circular announcing the release of a Councillor Superannuation Discussion Paper. This Discussion Paper is seeking the views of Councils and their local communities on whether Councillors should receive superannuation payments. Under the Commonwealth Superannuation Guarantee (Administration) Act, 1993 Councils are not required to make superannuation contribution in relations to the fees they pay to Mayors and Councillors as they are elected to a Civic Office in a Council and are not employees of the Council. Councils are encouraged to inform their local community about the Discussion Paper and encourage members of the community to make a submission. The Discussion Paper seeks the views of Councils and others on four options – listed on the Circular. Submissions should be made before COB Friday 8 May 2020.

2.1 Recommendation: For Council's Consideration.

3 DAVID MOTLEY

Attached is a copy of correspondence received from David Motley proposing an opportunity for Nyngan to develop a relationship with Dural Shire. The idea behind this relationship would be for the residents, businesses, school and general community of the Dural Shire to provide assistance and support to the community of the Bogan Shire. Mr Motley has been approached by a relative of behalf of the Dural community who appreciates the effects of the drought and would like to provide support during such times.

3.1 Recommendation: For Council's Consideration.

4 NYNGAN JOCKEY CLUB

Attached is a copy of correspondence received from the Nyngan Jockey Club seeking financial support from Council during the 2020/2021 budget to conduct various maintenance and upgrades to the Racecourse and facilities. The Jockey Club has listed

**Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

a number of maintenance and WHS issues in their correspondence and advised contact has been made with Duck Creek Picnic Race Committee seeking their assistance.

4.1 Recommendation: That Council consider the list of maintenance and WHS issues at the Nyngan Racecourse and facilities, advised by the Nyngan Jockey Club in the 2020/2021 Budget.

5 ANGIE WHITE

Attached is a copy of an email received from Angie White regarding her plans for the Blue Tree Project. This program commenced in WA in response to the suicide of a young man and has since taken off throughout Australia. In light of what is happening with the drought, Angie feels a need to make it happen in Nyngan. The project aims to make people aware that it is OK to be blue some days and also form a remembrance for those who have already succumbed to this very tragic outcome. Her thoughts were to find a tree in the main street that can be painted blue, place a chair underneath or next to it, so that people travelling past can see it and those walking past can stop, sit and read a plaque explaining the blue tree and take a minute to understand. Nyngan High School SRC are very keen to be involved in this project and Angie feels that it would be a valuable project for Council to also be involved with.

5.1 Recommendation: For Council's Consideration.

6 WEEKLY CIRCULARS

Weekly Circulars dated 18 February 2020, 20 February 2020, 28 February 2020, 6 March 2020 and 13 March 2020 have been emailed to Councillors for information.

6.1 Recommendation: That the Local Government Weekly Circulars dated 18 February 2020, 20 February 2020, 28 February 2020, 6 March 2020 and 13 March 2020 be received and noted.

Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020



1 Tony McGrane Place
DUBBO NSW 2830
Ph 02 6885 4663
hello@macquariehomestay.com.au

13 January 2020

The Mayor,
Bogan Shire Council,
81 Cobar Street
P.O. Box 221
NYNGAN NSW 2825

BOGAN SHIRE COUNCIL	
FILE	R/N
10 MAR 2020	
ASSIGNEE:	

Dear Sir,

What a year it has been, we have just celebrated the first anniversary of our opening and there is so much to be proud of.

As an important supporter of Macquarie Home Stay, we wanted to share with you our progress and the important role we have played in the health journey for many people. We have provided access to affordable and comfortable accommodation for many remote and rural communities whilst away from home seeking medical care. As one guest said this past week "I can't recommend this place enough...it's not like a motel.. it's like home.. clean comfortable and the staff are brilliant and very helpful".

Your support has enabled us to achieve so much this year. For that we are forever grateful. We are pleased to provide you with our first annual report which highlights some of our achievements.

We wish you and your families a very successful year and we look forward to your support through 2020 and beyond.

Best wishes
MACQUARIE HOME STAY



Rod Crowfoot
MANAGING DIRECTOR



Circular Details	Circular No / Date / Doc ID
Previous Circular	N/A
Who should read this	Councillors / General Managers / Council staff
Contact	Council Governance - (02) 4428 4100/ olg@olg.nsw.gov.au
Action required	Council to Implement

Release of councillor superannuation discussion paper

What's new or changing

- The Office of Local Government has issued a discussion paper to seek the views of councils and their local communities on whether councillors should receive superannuation payments.
- Under the Commonwealth *Superannuation Guarantee (Administration) Act 1993*, councils across Australia are not required to make superannuation contributions in relation to the fees they pay to mayors and councillors. This is because mayors and councillors are elected to a civic office in a council and are not employees of the council.
- The release of the discussion paper has been prompted by concerns raised by mayors and councillors that the ineligibility of councillors to receive superannuation payments is inequitable and is a deterrent to more women and younger people standing as candidates at council elections.
- The discussion paper is available on the Office of Local Government's (OLG) website at www.olg.nsw.gov.au.

What this will mean for your council

- The Office to Local Government is seeking the views of councils, councillors and council staff on this issue.
- Councils are also encouraged to inform their local communities about the discussion paper and to encourage members of the community to make submissions.
- Submissions may be made to olg@olg.nsw.gov.au, labelled 'Councillor Superannuation Consultation' and marked to the attention of OLG's Council Governance Team.
- Submissions should be made before COB Friday 8 May 2020.

Key points

- The discussion paper seeks the views of councils and others on the following four options:
 - maintaining the status quo – mayors and councillors can continue to voluntarily contribute a *portion* of their fees to a complying superannuation fund of their choice
 - mandate the current voluntary situation – amend the *Local Government Act 1993* (the Act) to make it compulsory for councils to pay a *portion* of the mayors' and councillors' fees equivalent to the superannuation guarantee amount into a complying superannuation fund nominated by the mayor and councillors

Office of Local Government
5 O'Keefe Avenue NOWRA NSW 2541
Locked Bag 3015 NOWRA NSW 2541
T 02 4428 4100 F 02 4428 4199 TTY 02 4428 4209
E olg@olg.nsw.gov.au W www.olg.nsw.gov.au ABN 44 913 630 046

**Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

- amend the Act to allow councils to voluntarily pay an amount equivalent to the superannuation guarantee into a complying superannuation fund nominated by the mayor and councillors *in addition to* the mayor's and councillors' fees – this means that the payment of councillor superannuation in addition to their fee would be at each council's discretion, allowing the council to take into account the council's resources and the local community's views, or
- amend the Act to make it compulsory for councils to pay an amount equivalent to the superannuation guarantee into a complying superannuation fund nominated by the mayor and councillors *in addition to* the mayor's and councillors' fees.

Where to go for further information

- For further information please contact the Council Governance team on 02 4428 4100 or by email at olg@olg.nsw.gov.au.

Tim Hurst
Deputy Secretary
Local Government, Policy and Planning



**Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

3rd March 2020

Mayor of Bogan Shire

Dear Mayor Donald,

I would like to propose, as discussed in previously, an opportunity for Nyngan to develop a relationship with the Dural Shire.

The idea behind this relationship would be for the residents, businesses, schools and general community of the Dural Shire to provide assistance and support to the community of the Bogan Shire.

I was approached by a relative on the behalf of the Dural Community who appreciates the effects of the drought. The idea proposed would be that of a "sister city" like approach where support during such times could be provided. They would like to be able to work with residents and businesses in the region to find ways to best provide the support, be it emotional or financial.

There have been many generous offers from the Dural Community from providing goods and services to visiting our town and surrounds.

I feel that this would be a great opportunity for our community to build such relationships bringing the city and country closer together and may have the potential to extend or be adopted by other shires in NSW.

If you wish to discuss further please feel free to contact either myself on 0447811739 or Vanessa White on 0404 808363.

Yours Sincerely

David Motley
"Gerar"
Colane Rd
Nynagn 2825



**Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**



NYNGAN JOCKEY CLUB

PO Box 14 Nyngan NSW 2825
Ph: 02 68322492/ 0427322492 Email:robbwm@bigpond.com

General Manager
Bogan Shire Council
PO Box 221
NYNGAN NSW 2825

24th February 2020

Dear Sir/Madam,

The Nyngan Jockey Club is seeking financial support or works from the Bogan Shire Council during 2020/2021 budget to conduct various maintenance & upgrades to the Racecourse & facilities. We are very appreciative of all the work the Bogan Shire Council completes and happily assists the Nyngan Jockey Club & acknowledge the fantastic effort they contribute to our Race Meeting.

Over the years the Bogan Shire council have upgraded & replaced sections of the boundary fence of the racecourse along with the Nyngan Jockey Club upgrading some internal fences. There is a small section of the boundary fence on Canonbar Street near the barriers that require maintenance as it is becoming a WHS issue for our races & trackwork. Nyngan Jockey Club is seeking Council assistance in keeping the boundary fences to the Racecourse safe.

At our recent meeting the Nyngan Jockey Club voted that it was necessary to erect a shed to house the barriers. This had been an ongoing need over the past few years that we have planned & budgeted for during this time. As barriers are very expensive the erection of a shed to store these would prolong the use of our current barriers as they would be protected from the weather & thus last longer before replacement was necessary. As this is in its infancy stages the Nyngan Jockey Club realise that they require consultation with council regarding exact location & building applications. From initial quotes received it is estimated that this project will cost approximately \$18 000 to erect a shed near the current barriers location.



**Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

We have been fortunate through the effort of the Bogan Shire to gain grants to construct new Jockeys Rooms. Whilst we have been most appreciative of this there has been many extra costs from this project that was not expected or budgeted for by Nyngan Jockey Club but have been required to undertake to make the building & surrounds sufficient for racing. We have extended the cement at the front of the building, erected an awning, added blinds, fans & extra bench seats & hooks to the rooms along with removing & erecting new fences from the building along with the possibility of laying turf at the front of the building. We will also need to purchase some furniture to complete the refurbishment of the building. Our estimated costs are approximately \$15000. We would like to take this opportunity to thank the Council for their many extra things that they have contributed to the project as well.

Nyngan Jockey Club is seeking Council assistance with these projects for the 2020 season of which some have been planned & budgeted for by Nyngan Jockey Club & others unexpectedly arose. We are currently in contact with Duck Creek Picnic Races to seek assistance with these projects from them as well.

Our committee greatly appreciates the Bogan Shire Council & its efforts to assist us with maintaining a safe & functioning Racecourse. We look forward to working collaboratively on these projects during 2020.

Kind Regards

Wendy Robb

Wendy Robb
Secretary/Treasurer
Nyngan Jockey Club



**Precis of Correspondence to the Ordinary Meeting of Bogan Shire Council
held on 26 March 2020**

Email from Angie White

Dear Kathy

Thank you for your call regarding my plans for the Blue Tree Project.

I first came along the Project earlier this year after seeing an Instagram Post and for some reason have felt totally compelled to try and get a Blue Tree painted in Nyngan.

The Blue Tree Project commenced in WA in response to the Suicide of a young man and has since taken off throughout Australia. I have no connection to it, but in the light of what is currently happening with the drought, I felt a need to make it happen in Nyngan. (I am also asking Cobar, Trangie, Narromine if they will also take part).

The project itself aims to make people aware that it's ok to be blue some days and also as a form of remembrance for those who have already succumbed to this very tragic outcome - suicide.

My Family are farmers, as are my husband and I, and more and more people on the land are taking their lives during this most difficult time, which is so sad – I work with kids also and I hear what they say and unfortunately and most sadly it is becoming more and more common that life is becoming too hard for some people and any way we can address this can only be a positive thing for the future of our kids and adults and our community.

My thoughts were to find a tree in the main street – that we can paint blue – the actual colour is hidden springs, and place a chair underneath or next to it (the chair next to the Post Office is not being used) – so that people travelling past can see it and those walking past (on the walking track) can stop sit – read a plaque explaining the blue tree, and take a minute just to understand.

I know it doesn't sound like much but it is just a small way of bringing our town together.

I have discussed it with the SRC at the High School and they are very keen to be involved and they amazed me with their grown up outlooks and understanding of the concept.

I do feel it would be a valuable project for the Council to be involved with and one that would not take much to implement. (Many thanks to Michelle Blake for finding a tree for me and not laughing when I told her what I wanted to do 😊).

I am happy to answer any questions.

Kind regards

Angie White

WSPA Nyngan

