



BOGAN SHIRE COUNCIL

Business Paper

26 November 2015

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19 November 2015

COUNCIL MEETING NOTICE

The next Ordinary Meeting of Council will be held in the Council Chambers, Nyngan on Thursday 26 Novmebr 2015.

At 10.15am, a representative from John Holland Rail Pty Ltd will address Council concerning the fence at Davidson Park.

At 12 noon the audited Financial Reports and Auditor's Report for the year ending 2015 will be presented to the public, in accordance with Section 418(3) of the Local Government Act 1993.

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 22 October 2015
6. Manager Engineering Services' Confidential Report
 1. **Tender for Supply and Delivery of Bulk Bitumen Emulsion**
 2. **Review of Gravel / Crushed Rock Royalty Payments**

In accordance with the provision of Section 10A(2)(d)(i) of the *Local Government Act 1993* the Manager Engineering Services is of the opinion that consideration of these items are likely to take place when the meeting is closed to the public for the following reason: commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.
7. Committee Meeting Minutes
8. Confirmation of the Minutes of the Council Meeting held on 22 October 2015
9. General Manager's Report incorporating reports from:-
 - Manager Corporate Services
 - Manager Engineering Services
 - Manager Development and Environmental Services
10. Correspondence
11. Grants and Funding

Your attendance at this meeting would be appreciated.

Yours sincerely

Cathy Ellison

Executive Assistant

COMMITTEE MEETING MINUTES

1 SHOWGROUND USERS ADVISORY GROUP MEETING

Minutes of the Showground Users Advisory Group Meeting held at Bogan Shire Council Chambers on 16 October 2015

The meeting opened at 5:00pm.

Present:

Mayor Ray Donald (Chair), Deputy Mayor Jim Hampstead, Kathy Korn, Bruce Cleaver, Rod Dewhurst, Rowan Cleaver, Vernetta Gibson, Wendy Robb, Will Marr, Derek Francis (General Manager), Graeme Bourke (Manager Engineering).

1. Apologies:

Dennis Thorpe, Phillip Gibson, Robyn Harris.

2. Previous Minutes:

The minutes of the previous meeting were adopted.

(Moved Vernetta Gibson, seconded Rowan Cleaver)

3. Matters Arising:

a) Wye Pavilion Renovations and other improvements:-

- No reported concerns about water draining away from the building.
- Concerns about removal of fascia board on bar area (was damaged and not replaced) - Shire to remedy.

b) Racecourse:-

- Centre of track - long grass, fire hazard – NSW Fire Brigade cancelled controlled burn. Suggestion made for the Shire to consider farming the inside of the track.
- Request to once again consider moving the fence to the north of the Pavilion and erect a security fence to enlarge the public area to the east of the grandstand. (Formally resolved to request the Shire to reconsider this matter – Wendy / Rowan.)
- Toilets – much better this year due to additional tank and pumping out during the Duck Creek event.

c) Showgrounds:-

**Committee meeting Minutes to the Ordinary Meeting
of Bogan Shire Council held on 26 November 2015**

- Arena rails (rodeo area) have not been painted yet. Confirmed paint is available if volunteers can be sourced. Rodney Robb to investigate.

d) Show Day Public Holiday:-

- Council received strong objection from Tritton Mines regarding the possibility of a full day public holiday. As a result the half day holidays will continue.

4. Other Matters:

a) Racecourse:-

- Concerns about the photo box – needs renovations, cleaning and better arrangements for safekeeping of key. (Graeme to liaise with users.)
- Hard areas on the race track 900/1100 m area and 300m area, needs more natural fill to build it up and then sand placed on it. (Wendy, Bruce and Rodney to meet Graeme on site.)
- Duck Creek request to plant hedge behind toilets. (Graeme to liaise with Bruce to ensure species suitability, adequate water supply and maintenance issues are addressed.)
- Duck Creek requires improved crowd control measures with a stage barrier structure needed. (Graeme to liaise with Duck Creek.)

b) Showgrounds:-

- Showground toilet septic tanks in close proximity to food and wine area for Ag Expo. (Shire to consider extension of sewerage.)
- Boards need to be replaced on stands. (Graeme to cost and report to Council if required.)
- Photography / Art room walls to be repaired and repainted. (Graeme to cost and report to Council if required.)
- Signage at entrance gates updated. (Graeme to action.)
- Electricity supply – mushrooms blowing during Show. (Already fixed).
- Steel ladder for stage needed for fashion parade – previous one reported stolen. (Graeme to action.)
- Users to advise Shire if they can identify any areas for tree planting. (Shire to consider.)
- More picnic tables – need another 15. (Shire to consider.)
- Painting of the bar area to match pavilion and grandstand. (Shire to consider.)



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Users were asked to consider making a contribution to bar painting and security fence costs – Shire will send out letters once costs are known.

Next meeting to be held prior to 2016 events.

The meeting closed at 6:05pm.

1.1 Recommendation

That the Minutes of the Showground Users Advisory Meeting held on Friday 16 October 2015 be received and noted.

RL Donald

MAYOR

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	25/10/2012	315/2012	Local Heritage Sites	When new VIC commences, signpost heritage sites with heritage colour and erect sign with the history of each location.	GM	VIC accreditation approved. Design of signs underway.
2	13/12/2012 28/03/2013	418/2012 098/2013	Davidson Park Revitalisation Program	Council remove the entire playground, equipment, associated ground cover, fencing & park-bench seating with shelter. Establish paving pathways to the mural.	MDES	Most works completed. Due to competing priorities and medical centre planning, majority of remaining works to be reprogrammed to 4 th quarter 2015/2016.
3	19/12/2013	532/2013	Rezoning of Rural Land Outside the Nyngan Township	Report on estimated cost be provided to February 2014 Council meeting prior to progressing with the proposal.	MDES	Planning proposal lodged with the NSW Department of Planning and Infrastructure. Gateway Determination: Rezoning to proceed subject to conditions.

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						<p>Consultants underway.</p> <p>Draft Bushfire Assessment completed.</p> <p>Deadline for completion of Planning Proposal is February 2016.</p>
4	27/02/2014	006/2014	Medical Services	Pursue & make enquiries into using the Nyngan Multipurpose Service Centre & waiting rooms to attract an additional Medical Officer with VMO rights.	GM	Discussions with Senior Management of NSW Western LHD ongoing – use of MPS is a possibility.
5	28/05/2015	156/2015	Teamster Rest Area	Cobb & Co Coach & Wool Wagon location.	MDES	Ongoing discussions progressing with NHS.
	24/09/2015	342/2015		Invite NHS to make suggestions for internal & external painting that the school could undertake.		

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6	22/06/2014	209/2014	Tourist Information Bay	<p>On commencement of project, Council advise owners/apparent owners of existing highway signage that existing signs to be removed & may be replaced by signs on the Information Bays.</p> <p>Council charge an annual fee and an initial fee.</p>	GM / MES	<p>DA approved.</p> <p>Sign construction commenced.</p> <p>Earthworks delayed due to wet weather.</p> <p>Programmed to be completed by 30th November.</p>
7	26/09/2014	362/2014	Nyngan Waste Management & Resource Facility	<p>Cost analysis be presented to Council to compare costs of providing additional staff to man the facility against awarding a contract to an external party.</p>	MDES	<p>Section 96 modification application under assessment to amend the hours of operation as no Sunday trading is currently approved.</p> <p>Expression of Interest to be advertised within the Region to enable cost analysis once Waste Facility Operational Plan is prepared. This will provide the details to understand how the facility will need to be managed during operation and in accordance with licence requirements for either Council staff or contractor.</p> <p>Further report to Council once above matters have been finalised.</p>

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8	26/09/2014	363/2014	Fire Safety Audit Program	Further report on progress of compliance with Program.	MDES	Fire Safety Audit Reports (FSARs) to all selected properties completed. Meetings held with several owners/Board of Directors.
	26/02/2015	033/2015		Legal proceedings including the issuing of Notices and Orders to commence against the owner/occupier of any premises who fails to confirm their agreement to comply with the findings of the FSAR.		Efforts still being made to have owners upgrade building voluntary.
9	26/02/2015	024/2015	Long Day Care	Loan be raised for Council's contribution to the project.	MCS	Will be raised towards the end of 2015/16 financial year.
	24/09/2015	337/2015		Subject to checking the LG Act, Council proceed with constructing the project itself.	MDES	Site works commenced Monday 26 th November.
	22/10/2015			Monthly Status Reports be provided to Council. Advise appropriate name for Nyngan Long Day Care Centre.		Included in current Business Paper - COMPLETED . Verbal report at Council meeting.

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10	26/02/2015	034/2015	Street Trees	An Arborist Report be obtained and a report to April 2015 Council meeting.	MDES	Included in current Business Paper.
11	26/02/2015 25/06/2015	042/2015 224/2015	Chinese Portion – Nyngan Cemetery	Repairs to the burner be carried out in the current year's program. Other upgrading matters be considered in 2015/16 estimates. A Heritage Conservation & Management Report be prepared by a selected Consultant within the allocated budget. Send a copy of the MDES report & recommendations from the Heritage Conservation & Management Report to Mr White. Send a letter to the Chinese Embassy with a copy of the Heritage Conservation & Management Report.	MDES	Three quotes received and preferred consultant to be selected based on budget and inclusions within quotation. Action pending completion of report. Action pending completion of report.

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12	23/07/2015	243/2015	Dental Surgery	Report be prepared for Council on the cost/benefit of co-locating the Dental Surgery with the Medical Centre.	MDES	Scheduled for last quarter 2015.
13	23/07/2015	252/2015	Railway Turntable	Make enquiries through Rail Heritage, or elsewhere, to source the availability of an old steam engine, & if so, what would be the cost of locating it onto the old Turntable.	MES	No suitable engines have been located to date. No further progress.
14	23/07/2015	263/2015	Crushed Waste Rock	Council approach Tritton Mines to offer to purchase the rock.	MES	Tritton have not yet set a price. Council staff to inspect material.
15	23/07/2015	269/2015	O'Reilly Park Toilet Facility Upgrade	Upgrades to toilet facility, an access way, ramp and handrail.	MDES	Works scheduled to commence in December 2015.
16	20/08/2015	297/2015	Removal of shed – proposed Medical Centre, Pangee Street.	Call for Expressions of Interest for the purchase & removal of shed.	MDES	EOI placed in local paper 28 October 2015. One (1) EOI received. Removal of shed expected to commence shortly.

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17	24/09/2015	377/2015	Baby Change Tables	Baby Change Tables be made available in O'Reilly Park & Davidson Park.	MDES	Quotes received. Installation programmed simultaneously with the toilet facilities upgrade works.
18	22/10/2015	402/2015	Councillors & Officer Liability insurance	Report to Council on the requirement of the Insurance, giving examples form other Councils that have made use of the cover.	COR	Representative from StateWide Mutual / JLT to address Council at the February 2016 meeting.
19	22/10/2015	406/2015	Maintenance Grading of Logans Road	Council, in consultation with affected property owners, develops & communicates a policy in regard to gates on public roads so as to comply with the provision of the Roads Act.	MES	No progress to date.
20	22/10/2015	408/2015	Use of Roundup	Letter to Local Land Services enquiring whether or not the use of roundup is still appropriate, or whether it causes harm to the environment.	MDES	Response received included in precis. COMPLETED

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21	22/10/2015	414/2015	Weeds Action Program 2015/16	Letter of concern to the Minister for Environment regarding the drastic reduction on funding.	MDES	COMPLETED
22	22/10/2015	415/2015	Returned Services League of Australia – Nyngan Branch RSL.	Council invite the Ambassador of Belgium to Anzac Day 2016.	GM	<u>UPDATE:</u> Invitation sent. COMPLETED
23	22/10/2015	420/2015	Liberty Swing	Advise Western District Supported Employment that Council retains its initial decision to locate the Liberty Swing in O'Reilly Park with work to start in December 2015.	GM	<u>UPDATE:</u> Letter sent. (Delivery of swing expected to take 6 weeks based on advice from sole supplier.) COMPLETED

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 NYNGAN SHOW DAY

Summary:

- *This report recommends a request to the Minister for Finance and Services for a public holiday from 12 noon on Monday 9 May 2016 for the Nyngan Show.*

2.1 Introduction

The purpose of this report is to advise Council of community response to the declaration of a local event day / public holiday for Nyngan Show Day in 2016 and to recommend a request to the Minister for Finance and Services for a public holiday from 12 noon on Monday 9 May 2016 for the Nyngan Show.

2.2 Background

Traditionally Council has requested that the relevant State Minister declare a half-day public holiday for the Bogan Shire area on Monday afternoon of the Nyngan Show.

The NSW Government introduced legislation in 2010 which makes provision for the declaration of local event days as an alternative to local public holidays. Based on information provided by NSW Industrial Relations the potential impacts on business and the community for a public holiday as opposed to a local event day in a designated local government area are:

Public Holidays

- Banks are required to close unless they hold specific approval to remain open.
- Shops are free to open without restriction.
- All employees who work in the designated area are entitled to be absent from work.
- Those employees who work may have an entitlement to penalty rates.

Local Event Day

- Banks and shops are free to open without restriction.
- Entitlements to paid time off work or penalty rates for employees will only arise where they have been agreed at a workplace level.

Following community consultation last year, Council applied for a half-day public holiday as the most appropriate option given the intent behind the half-day holiday is to encourage as many people as possible to participate in the Show.

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In 2014, for the first time, the relevant education authorities directed local schools to have classes on the morning of Show Day (the non-gazetted holiday portion of the day) rather than to close the schools and be allowed to make up this time during the year.

Following the Show, Council received feedback from the Nyngan Show Society, the community and schools on the impact this had on them. Firstly, it prevented students (and some parents / carers) from legitimately participating in Show activities in the morning and secondly it limited the extent to which families could participate in the Sunday night Show events, it being a "school night".

On the basis of this feedback, Council took a resolution on 26 June 2014 that Council request a full day public holiday for the Nyngan Show.

Notwithstanding this resolution, in the process of making application to the NSW Government for the declaration of a holiday, Council was expected to take into account the costs to business and the local community through appropriate public consultation. During this process Straits Tritton Mines expressed opposition to a full-day public holiday citing disruption to operations and significant cost implications for them.

Accordingly, following the period of community consultation, Council applied for a half-day public holiday in 2015.

2.3 Discussion

As part of the standard required public consultation process for 2016, the Acting General Manager recently wrote to Straits Tritton Mine, local banks and schools asking them to advise Council if they would prefer the declaration of a Local Event Day over a Public Holiday.

The attached correspondence was received from Nyngan Combined Schools. No other correspondence was received.

2.4 Attachment

1. Letter from Nyngan Combined Schools.

2.5 Recommendation

That Council apply to the Minister for Finance and Services for the declaration, under the Public Holidays Act 2010, of a local public holiday for the Bogan Shire Council Local Government area from 12 noon on Monday 9 May 2016.

General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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ATTACHMENT 1



Nyngan Combined Schools

Friday 30th October 2015

Bogan Shire Council
Bogan St
NYNGAN NSW 2825

Dear Mr Francis and Councillors,

Re: Nyngan Show

We write to you in relation to the Nyngan Show for 2016.

Our schools enjoy supporting the show by encouraging our students to enter works in the show competitions, as well as showcasing our schools in the school displays in the Wye Pavilion. Our students thoroughly enjoy the leadership opportunity of being involved in the show as junior stewards.

Comments from community members indicate that there are less school students in attendance at the show when the schools are open during the show.

As in previous years, principals have been directed to have schools open during the non-gazetted holiday portion of the Monday of the show. As such, there will once again be a portion of students at school from the beginning of the school day on Monday of the Show period until 12pm.

Please be assured that there is no disrespect intended. Principals are directed to have schools opened unless there is a gazetted public holiday. Should council decide to extend the length of the Public Holiday, the schools would be entitled to arrange their opening hours accordingly.

Yours sincerely,



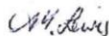
Nicole Hunt
Principal
Nyngan High School



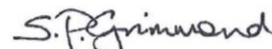
Leone Dewhurst
Principal
Hermidale Public School



Kylee Pearce
Principal
Nyngan Public School



Angela Lewis
Principal
Girilambone Public School



Sharon Grimmond
Principal
St Joseph's Primary School

3 LIONS PARK

Summary:

- *The purpose of this report is to inform Council of funding available that is suitable for undertaking upgrades to Lions Park and request Council consider applying for this funding.*

3.2 Introduction

The purpose of this report is to request Council consider applying for funding to undertake upgrades to Lions Park in Wambiana Street.

3.2 Background

The Social Housing Community Improvement Fund (SHCIF) aims to create better and stronger social housing communities by improving local amenities through the provision of one off grants up to \$50,000 to physically improve areas adjacent to social housing. This includes:

- improving community facilities
- enhancing open space
- increasing accessibility to improve resident safety
- improvements to facilitate better integration between social housing and the surrounding community.

SHCIF applications can be made to improve any social housing community and will be assessed on merit against the program criteria:

- Physically improves the liveability and amenity adjacent to, or on, social housing communities or sites
- Provides benefit to social housing tenants
- Collaborates with, and involves, social housing tenants and the local community
- Partners with other community stakeholders, and, where possible, leverages additional resources

Discussion has been undertaken with Local Aboriginal Land Council and Bogan Aboriginal Corporation with a view to forming a partnership with Council for the proposed project. Housing community residents and children will be consulted about design ideas for the project.

3.3 Discussion

Lions Park is located close to social housing communities and is an ideal location for young children and youth to undertake recreational activities in a safe environment. O'Reilly Park is quite a distance from Wambiana Street and children are required to



**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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cross a highway and busy main street to access playground equipment. Lions Park facilities are aged, unattractive and broken. Upgrades being considered are: a unisex disabled toilet, bike track, cricket pitch and community garden.

3.4 Recommendation

That Council consults with the community, including Local Aboriginal Land Council and Bogan Aboriginal Corporation, and submits a Social Housing Community Improvement Fund grant application for recreation facilities in Lions Park.

Derek Francis

GENERAL MANAGER



Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 November 2015

REPORT TO ORDINARY MEETING OF COUNCIL – MANAGER CORPORATE SERVICES

Mayor and Councillors

The following reports are submitted for consideration:-

1 BANK RECONCILIATION

1.1 Introduction

The purpose of this report is to present the reconciliation of Council's cash book, bank statements and ledger bank account as at 31st October 2015.

1.2 Background

The presentation of the reconciliation of Council's cash book, bank statements and ledger bank accounts is not a requirement of any Act, however historically it has been provided for the information of Councillors.

Bank Reconciliation for August 2015		
Council General Fund		
Bank Statement Balance	\$	516,677.50cr
Add Deposits not yet receipted	\$	21,996.49cr
Less Unpresented Payments	\$	3,102.04dr
Balance as per Council	\$	535,571.95cr
Represented by the following in Council Ledgers		
Account		
19001.8000.8000	\$	535,571.95cr
Difference	\$	0.00

1.3 Recommendation

That the bank reconciliation report be received and noted.

2 INVESTMENTS OCTOBER 2015

2.1 Introduction

The purpose of this report is to outline the performance of Council's investment portfolio for the month of October 2015.

2.2 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.

2.3 Discussion

The Investment Report for October 2015 is shown below. At the 31st October 2015 Council had \$9.8 million invested. There has been an decrease to Council's investments since the September 2015 report due to the need to pay accounts mostly relating to road maintenance.

All money has been invested in accordance with Council's investment policy.

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

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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Investment Movements for October 2015

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

Bogan Shire - Investment movements for October 2015							
REF	Source	Maturity	Days	% rate	Interest	Bal 30/09/2015	Bal 3/10/2015
4493	CBA	11-Feb-16	365	3.250%	32,500	1,000,000.00	1,000,000.00
6784	NAB	06-Nov-15	180	2.900%	7,309	500,000.00	500,000.00
5189	NAB	08-Nov-15	180	2.900%	14,619	1,000,000.00	1,000,000.00
3204	NAB	11-Sep-15	180	2.900%	14,460	1,000,000.00	1,000,000.00
1203	NAB	17-Sep-15	180	2.950%	14,943	1,000,000.00	1,000,000.00
7202	NAB	17-Oct-15	180	2.930%	8,015	800,000.00	800,000.00
4608	NAB	01-Mar-16	180	2.900%	28,921	2,000,000.00	2,000,000.00
802	Westpac - Maxi direct	n/a	n/a	Variable		3,163,036.53	2,466,178.35
	Balance securities held					10,463,036.53	9,766,178.35
	Balance Ledger 19010.8200.8200					10,463,036.53	9,766,178.35
	Summary by institution						
	CBA					1,000,000.00	1,000,000.00
	NAB					6,300,000.00	6,300,000.00
	Westpac					3,163,036.53	2,466,178.35
						10,463,036.53	9,766,178.35

2.4 Recommendation

That the Investments Report be received and noted.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

3.1 Introduction

The purpose of this report is to provide a comparison of rate collections as at 31st October 2015, with the same period last year.

3.2 Background

This report is provided for the information of Councillors.

Rate Collections	2015-2016	2014-2015
Arrears Prior to 01/07/2015	296,938	312,421
First Instalment Outstanding as at 31/10/2015	75,005	81,477
Second Instalment Outstanding as at 31/10/2015	908,604	876,300
Third Instalment Outstanding as at 31/10/2015	940,988	905,800
Fourth Instalment Outstanding as at 31/10/2015	947,438	910,230
Total Arrears	371,943	393,898
Total Outstanding	3,168,847	3,086,229
Monthly Transactions		
Amount Levied & B/Fwd	4,956,752	4,748,665
Add: Adjustments	-2252	17,123
Less: Payments to end of September	-1,707,929	-1,605,299
Less: Rebates	-80,734	-77,231
Add: Postponed	3010	2971
Gross Total Balance	3,168,847	3,086,229
Arrears of total amount levied %	8%	9%

Total arrears have decreased from \$394,000 at the 31st October 2014 to \$372,000 as at 31st October this year.

Each instalment amounts to approximately \$1,240,000
(Total Rates, Waste, Water & Sewer Access Charges)

Council has collected at this date \$103,000 more than at the same time last year. This has improved significantly since the September 2015 report.

6% of Ratepayers are in arrears for their first instalment.

3.3 Recommendation

That the rates collections report be received and noted.

4 ANNUAL FINANCIAL REPORTS

Summary:

- *The purpose of this report is to update Council on the Financial Reports for the year ended 30 June 2015.*
- *Council's Auditor's Report will be available for inspection from the Manager Corporate Services prior to the meeting.*

4.1 Introduction

The Financial Reports for the year ended 30 June 2015 have been completed. The Council's auditors conducted their final audit and we have received their Audit Report.

A full set of the Financial Reports including the Auditor's Report will be tabled at the meeting. They will be available for inspection from the Manager Corporate Services prior to the meeting.

Consideration of this report means that Council is complying with the Local Government Act 1993.

4.2 Background

The Financial Reports for the year ended 30 June 2015 have been prepared in accordance with the Local Government Act 1993 and the Regulations made there under, the Australian Accounting Standards and Professional Pronouncements and the Local Government Code of Accounting Practice and Financial Reporting.

4.3 Discussion

Section 418 to Section 421 of the Local Government Act 1993 outlines the procedures that Council must follow with regards to the presentation of its Financial Reports.

In accordance with Section 418 Council is required to hold a public meeting in order to present the Financial Reports. Notification of the meeting was advertised in the local newspaper and the presentation is scheduled to occur at a meeting of Council on Thursday 26 November 2015.

In accordance with section 420 "any person may make submission to the Council with respect to the Council's audited financial statements". ***At the time of writing this report, no submissions had been received.***

Council's Auditors have stated in their report that Council's overall financial position was in their opinion sound.

4.4 Recommendation

That the Financial Reports and Auditor's Report for the period 1 July 2014 to 30 June 2015 be presented to the public and be received and noted.

5 ANNUAL REPORT 2014/2015

Summary:

- *Within 5 months after the end of each year, a council must prepare its annual report for that year reporting as to its achievements in implementing its delivery program and the effectiveness of the principal activities undertaken in achieving the objectives at which those principal activities are directed.*
- *The purpose of this report is to update Council on the Annual Report for the financial year 1 July 2014 to 30 June 2015.*

5.1 Introduction

In accordance with Section 428 of the *Local Government Act 1993* Council must, within 5 months of the year end, prepare an Annual Report. This report must be submitted to the Minister.

5.2 Discussion

The Annual Report has been prepared and will be tabled at this meeting. This report showcases Council to the public and is another mechanism by which a Council is made accountable for its actions. It was compiled after all Senior Officers had provided input and updated their respective sections of the report.

The report is available for inspection from the Manager of Corporate Services prior to the Council meeting.

Preparation of this report means that Council is complying with the *Local Government Act 1993*.

5.3 Recommendation

That the report be received and noted.

6 FINANCIAL ASSISTANCE TO THE GIRL GUIDES ASSOCIATION

Summary:

- *The purpose of this report is to advise Council of a request for financial assistance in relation to service charges levied on the Girl Guides Association.*

6.1 Introduction

The purpose of this report is to advise Council of a request for financial assistance in relation to service charges levied on the Girl Guides Association.

6.2 Background

The Girl Guides Association applied for financial assistance early in the financial year. They were granted financial assistance of \$1,307.55 which was the total of their rates and service charges on their rates assessment at the Council meeting held on 20 August 2015.

The Girl Guides Association is now requesting that the non-residential sewer component fixed charge of \$540 also be waived. The letter is reproduced below.

6.3 Discussion

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

The work of the Girl Guides does help to achieve outcome 1.4 in the operational plan, which is "Children and young people are cared for, safe and actively engaged with support and development opportunities to encourage them to reach their potential."

At its meeting in August Council provided rate relief to other organisations but did not provide relief for service charges. Granting relief here could create a precedent where other like organisations expect similar treatment.

Council has spent \$3,173 of a total budget of \$5,000 in this area.

6.4 Attachment

- 1 Letter from Girl Guides Association – Nyngan Branch

6.5 Recommendation

That Council not provide financial relief of \$540 to the Girl guides association for payment of the non-residential fixed sewer charge.

Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 November 2015

ATTACHMENT 1



Tuesday, November 10, 2015

The General Manager
Bogan Shire Council
81 Cobar St
Nyngan NSW 2825

Re Rates Assessment number 1011506

Dear Sir

I have been appointed to the position of Secretary/ Treasurer of the local Girl Guide Association Nyngan Branch.

I note that we have received a rate notice for 2015/2016 for a sum of \$135.00 for the quarter being the sewage charge.

We are a small, struggling non profit organization that compete for funds within a small area and find it difficult to raise money to pay for our essential services and insurances. We receive no monetary assistance except for our own fundraising efforts to keep our small group viable. If we cannot service our accounts we will have to disband the local group. This would be a loss to our youth in this town.

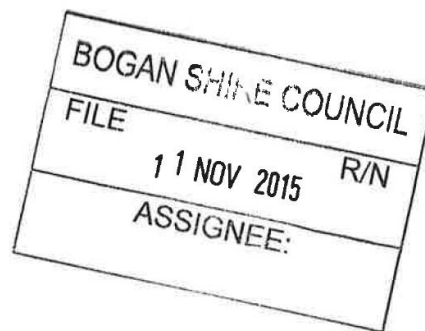
We are appreciative that our general rates have been exempted but this annual charge of \$540 will be difficult for us to meet.

We are requesting that consideration be given for an exemption from these charges payable for our organization.

Yours sincerely



Anne Hall
15 Oatley St
Nyngan NSW 2825
On behalf of
1st Nyngan Girl Guides.



7 FUNDING OPTIONS FOR THE NYNGAN MEDICAL CENTRE

Summary:

- *Estimated cost \$1.2 million.*
- *Not a financially viable investment but huge community benefit.*
- *Repayments \$108,000, which must be funded from operating.*
- *Sufficient unrestricted cash.*
- *Must watch recurring operational costs.*

7.1 Introduction

The purpose of this report is to inform Council of the options for funding the construction of the new Medical Centre in Nyngan.

7.2 Background

Council has identified the need for a new Medical Centre in Nyngan and has purchased the preferred site at 76 Pangee St, Nyngan.

Council has applied for a \$600,000 grant through the NSW Stronger Regions Fund. This program has a strong economic development bias and Council's application may or may not be successful.

Council has not allowed any funding from its own cash resources for this project in its 15/16 capital budget. It has allowed for \$400,000 via a grant and \$400,000 via a loan. This will almost certainly not be sufficient.

At the start of this financial year Council had \$8.6 million in cash. Just under \$2 million of this was unrestricted, meaning that it could be used for a project such as this if Council wished. Unrestricted cash is the accumulation of many years of nett budget surpluses.

7.3 Discussion

How much will the Medical Centre Cost?

Warren Shire Council spent about \$1 million on the construction of their medical centre and a further \$100,000 on the fit-out. It received \$550,000 in funding to partially defray this cost.

Given that Nyngan's facility will be very similar in size and composition a reasonable estimate would be \$1 million for the construction, plus \$100,000 for the fitout and a further \$100,000 for the car-park.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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Additionally, Council has already spent \$165,000 purchasing the site and is expected to spend approximately \$100,000 on site preparation.

How will the Capital Cost be Funded?

If council's grant application is unsuccessful it will need to fund the estimated \$1.2 million itself, either through a loan, from cash reserves or a combination of both.

Funding via a Loan

Repayments on a \$1,200,000 loan over 20 years at 6% would amount to about \$108,000 per annum. Council would need to make room in its budget for these repayments if they were not offset by rental income.

Repaying of a loan, either from treasury or from the Sewer fund (which has adequate funds) would enforce discipline by requiring Council to identify savings in its budget.

Funding from Cash Reserves

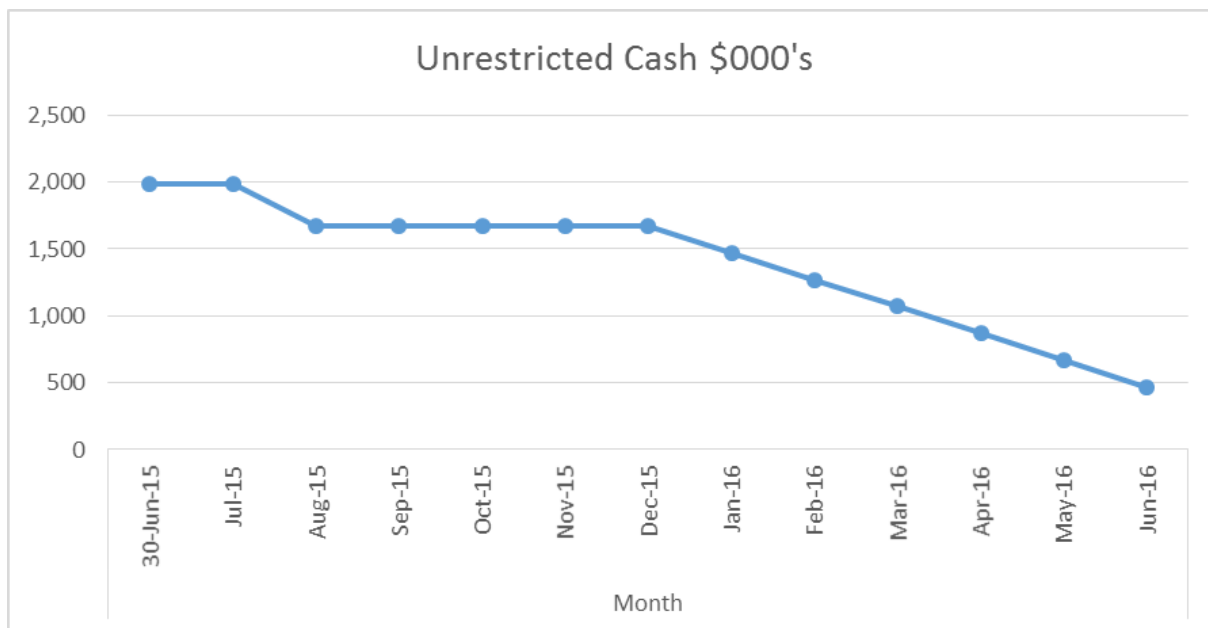
Alternatively, Council could elect to use unrestricted funds to pay for the construction of the facility.

If it were to do so it would reduce Council's unrestricted cash and overall cash balances significantly. At the 31 October 2015 Council had a cash balance of \$9,766,000, with an estimated \$1,988,000 of this being unrestricted.

Due to Council receiving Financial Assistance Grants in advance the gross bank balance has increased since 1 July 2015 but not the unrestricted cash. In fact, unrestricted cash has reduced by \$316,000, due to Council resolution number 356/2015 to allocate half of Council's 2014/15 cash surplus to roads. So currently Council's unrestricted cash balance is about \$1,670,000, and may reduce further if Council needs to fund excess spending for the Long Day Care Centre from unrestricted cash.

Assuming an overall cost of \$1,200,000 for construction, with the money being spent evenly from January 2016 to June 2016, the effect of the Medical Centre Project on Council's unrestricted cash balance is shown below:

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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As can be seen from the above graph, it is projected that Council’s unrestricted cash would fall to about \$470,000 by 30 June 2016.

This means Council would not have the safety net that it has had in the past, and it would earn about \$50,000 per annum less in interest income which it would need to find elsewhere.

What are the Operational costs and Benefits?

Operational costs include the repayment of the loan (\$108,000) , maintenance (\$30,000) and replacement of furniture. They are shown in the discounted Cashflow calculation below. These will be offset by rental income, which is assumed to be at the subsidised rate of \$150 per week per consulting room for three rooms.

This shows a nett negative cashflow of about \$115,000 per annum which will need to be funded from the operation budget. This figure could be reduced if Council were to charge more for rent. For example, if Council were to charge \$300 per week per room, the deficit that would be needed to be funded from the budget would only be \$91,600.

If Council were to subsidise the rental payable by a greater amount and charge \$100 per week per room, rather than \$150, the negative cashflow which would need to be funded would be \$122,800 per annum.

If Council were to attract fewer health professionals to the facility than the three that have been budgeted for, lets say one, the negative cashflow which would need to be funded would be \$130,600.

Does the Investment stack up?

As illustrated in the commentary above, and in the discounted cashflow calculation shown below, investing in the construction of a medical centre does not meet the required rate of return for Council. This is because any rental received will not offset the initial capital cost in today's money terms.

As an investment proposition, to make a return of 6% per annum to Council, the Medical Centre would need to return rental of \$1,100 per week per room to be attractive. This is unlikely to happen given market circumstances. Warren Shire currently charges its doctors approximately \$135 per week.

Economic and Social Benefits

Economically for the town the Medical Centre will have enormous benefits. It will attract people to the town rather than going elsewhere and will stop residents of Nyngan leaving town to access medical services. This will have a flow on effect to retail and service businesses in the town.

The social benefits of residents being able to access health services when needed are also enormous. Many people don't go to the doctor when they need to, and then incur additional costs in fuel and time—off when they do.

The economic and Social benefits are detailed in Council's grant application.

Cost Shifting

The provision of health services to the community is clearly a State Government responsibility. By accepting that Council will need to subsidise this facility Council is accepting more cost shifting from the State Government. According to the most recent OROC cost shifting report Council currently funds \$609,000 of services that it has picked up because the State Government has withdrawn funding. This will increase by approx \$115,000 per annum to \$724,000 if Council funds the repayments for this project.

Fit for the Future (Long Term Financial Plan)

Council has allowed for the repayment of a loan of \$460,000 in its long term financial plan which amounts to repayments of \$39,000 over 20 years. This was used as part of council's fit for the future application. Therefore, Council would need to find savings of about \$69,000 to stick to its long term financial plan.

7.4 Summary

That Council note the financial implications of investing in the construction of a new medical centre in Nyngan.

**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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Indicative Repayment Schedule				
Medical Centre				
Loan amount	\$1,200,000.00			
Loan Term:	20 years			
Loan Funding Date:	1-Jul-16			
Final Repayment Date:	1-Jul-35			
Fixed rate (%pa):	6.000%			
Cost per Annum	\$ 108,400			
Payment Frequency (pa)	2			
Total Repayment Term (yrs)	20			
Total No Instalments	40			
Repayment Amount	54200			
Interst Subsidy	3%			
Date	Principal	Reduction	Interest	Total
1-Jul-16	1,200,000			
1-Jan-17	1,200,000	17,904	36,296	54,200
1-Jul-17	1,182,096	18,496	35,704	54,200
1-Jan-18	1,163,600	18,446	35,754	54,200
1-Jul-18	1,145,154	19,579	34,621	54,200
1-Jan-19	1,125,575	19,563	34,637	54,200
1-Jul-19	1,106,012	20,710	33,490	54,200
1-Jan-20	1,085,302	20,747	33,453	54,200
1-Jul-20	1,064,555	21,730	32,470	54,200
1-Jan-21	1,042,825	22,001	32,199	54,200
1-Jul-21	1,020,824	23,172	31,028	54,200
1-Jan-22	997,652	23,324	30,876	54,200
1-Jul-22	974,328	24,516	29,684	54,200
1-Jan-23	949,812	24,730	29,470	54,200
1-Jul-23	925,082	25,940	28,260	54,200
1-Jan-24	899,142	26,219	27,981	54,200
1-Jul-24	872,923	27,300	26,900	54,200
1-Jan-25	845,623	27,797	26,403	54,200
1-Jul-25	817,826	29,040	25,160	54,200
1-Jan-26	788,786	29,464	24,736	54,200
1-Jul-26	759,323	30,731	23,469	54,200
1-Jan-27	728,592	31,233	22,967	54,200
1-Jul-27	697,359	32,522	21,678	54,200
1-Jan-28	664,837	33,107	21,093	54,200
1-Jul-28	631,729	34,310	19,890	54,200
1-Jan-29	597,420	35,092	19,108	54,200
1-Jul-29	562,327	36,425	17,775	54,200
1-Jan-30	525,903	37,192	17,008	54,200
1-Jul-30	488,711	38,553	15,647	54,200
1-Jan-31	450,159	39,418	14,782	54,200
1-Jul-31	410,741	40,806	13,394	54,200
1-Jan-32	369,934	41,777	12,423	54,200
1-Jul-32	328,158	43,132	11,068	54,200
1-Jan-33	285,025	44,274	9,926	54,200
1-Jul-33	240,751	45,720	8,480	54,200
1-Jan-34	195,032	46,918	7,282	54,200
1-Jul-34	148,113	48,397	5,803	54,200
1-Jan-35	99,716	49,720	4,480	54,200
1-Jul-35	49,996	51,233	2,967	54,200
1-Jan-36	-1,237	52,688	1,512	54,200



**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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Financial Viability DCF Analysis

Financial Year	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036
Year	0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20
Income																					
Loan		1,200,000																			
Grant		0																			
Rental 1		7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800
Rental 2			7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800
Rental 3				7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800	7,800
Other																					
Total cash inflows	0	1,207,800	15,600	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400	23,400
Expenditure																					
Purchase of Site	165,000																				
Site Preparation	100,000																				
Construction		1,000,000																			
Fit Out		100,000																			
Carpark		100,000																			
Furniture replacement						50,000					100,000									100,000	
Repayment of Loan		54,200	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400	108,400
Maintenance				20,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000
Other																					
Total cash Outflows	265,000	1,254,200	108,400	128,400	138,400	188,400	138,400	138,400	138,400	138,400	238,400	138,400	138,400	138,400	138,400	138,400	138,400	138,400	238,400	138,400	138,400
Net Cash	-265,000	-46,400	-92,800	-105,000	-115,000	-165,000	-115,000	-115,000	-115,000	-115,000	-215,000	-115,000	-115,000	-115,000	-115,000	-115,000	-115,000	-115,000	-215,000	-115,000	-115,000
Nominal Net Cashflows	-265,000	-47,560	-97,498	-113,074	-126,938	-186,682	-133,365	-136,699	-140,116	-143,619	-275,218	-150,890	-154,662	-158,529	-162,492	-166,554	-170,718	-174,986	-335,327	-183,845	-188,441
Net Present Value	-265,000	-44,868	-86,773	-94,939	-100,547	-139,500	-94,017	-90,913	-87,911	-85,008	-153,680	-79,487	-76,862	-74,324	-71,870	-69,497	-67,203	-64,984	-117,480	-60,763	-58,757
CUMULATIVE NPV	-265,000	-309,868	-396,641	-491,580	-592,127	-731,627	-825,643	-916,556	-1,004,467	-1,089,475	-1,243,155	-1,322,642	-1,399,504	-1,473,829	-1,545,699	-1,615,197	-1,682,399	-1,747,383	-1,864,862	-1,925,625	-1,984,382
CPI	2.5%																				
Required Return	6%																				
Interest Rate	6%																				
NPV	-1,984,382																				
Rental per week	150																				
Annual Maintenance	30000																				

8 BOGAN BUSH MOBILE OPERATIONAL REPORT

Summary:

- *The purpose of this report is to advise Council on the Term 3 activities of the Bogan Bush Mobile service.*

8.1 Term 3: 13 July – 18 September 2015

Statistics

Total km on new vehicle:	10,285
Total Children Enrolled:	198 as at 18.09.2015
Total Children Enrolled:	183 as at 07.2014

Current Areas being visited:

Nyngan, Tottenham, Collerrina, Trangie, Mullengudgery, Warren, Marthaguy, Marra, Hermidale, Girilambone, Mungery, Nevertire, Duck Creek.

Term 3 Round Up

Term three has seen the BBM team busy with good numbers and all venues operational with new families arriving all the time.

This term BBM supported the Healthy Kids Bus Stop, an initiative conducted by Royal Far West, which provides health and development screening for children aged 3 and 4 years. BBM assisted by providing activities for children in between appointments. Royal Far West were very appreciative of our support and we had a large number of BBM families attend the program with some very positive results.

On the 31st July BBM participated in NAIDOC day on the river bank. This was a fabulous day with a number of families asking about our service and the new Long Day Care Centre.

Term 3 also saw us spend the day at the annual Nyngan Ag Expo. We had our usual busy day and found it a great time to catch up with a lot of our families and meet some of our dads. BBM received an award of excellence from AGL as the "Most Educational" stand.

At the end of the term we attended the Nevertire Family Muster. Whilst numbers were down a little, we had a good day and met some new families. I feel this day is a very positive way to show support to the Nevertire / Warren districts. BBM has also received a \$500 donation from the Muster committee.



**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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Our last big event in term 3 was the annual MCSA Mobile Meet. We travelled to Penrith to attend two days of training and networking. This year there was a strong focus on the future for mobile services.

Term three saw an exciting session where there appeared to be a problem with our lights. We could smell a strong electrical burning smell, and there was smoke coming from one of the lights. As per procedure we evacuated the children and called the fire brigade to check the building and the roof. An electrician was then called discovering the problem was the Ballast resister, which were replaced on all lights. Our families thought it was wonderful to have a surprise visit from the fire brigade and it was good to put our evacuation procedure into practice.

The Department of Education and our funding manager John Bradridge were in attendance sharing the proposed plans for BBF funded services. These plans will mean significant changes for BBM. I am working very closely with John on our future direction which will all be much clearer after November 29, once proposed changes to legislation go before parliament. I feel we are in a good position with the department and they sound excited about how BBM will transition into the new funding model. I will provide a detailed report once we have clearer information.

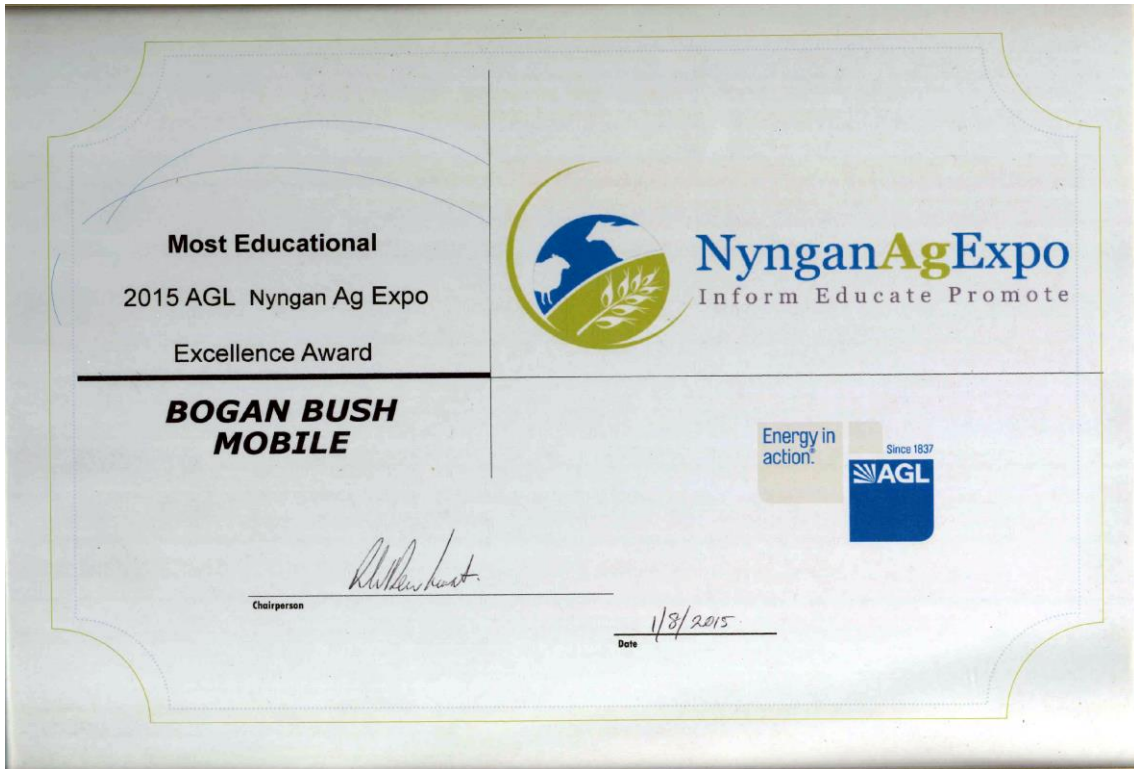
This term we also submitted our QIP (Quality Improvement Plan) to the department. We received extremely positive praise for our efforts from the department and peak bodies on this document which places BMM in good stead for our future and upcoming changes. This has been shared with the Councillors via Luke's report last month.

We are now driving our new vehicle, we are finding the extra seating fabulous and the vehicle a pleasure to work from.

Nichole Jenkins
Director
Bogan Bush Mobile

Luke Taberner
MANAGER CORPORATE SERVICES

Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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**Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 November 2015**



A special visit from the Fire Brigade after an issue with our lights.

Manager Corporate Services' Report to the Ordinary Meeting of Bogan Shire Council
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Our little friends at Mungery.



Serious Construction at Collie

REPORT TO ORDINARY MEETING OF COUNCIL – MANAGER ENGINEERING SERVICES

Mayor and Councillors

I submit the following report for consideration:-

1 OPERATIONAL REPORT

1.1 Civil Works

Work undertaken between the reporting period from the 12th of October 2015 to the 13th November 2015 consisted of the following:

- Assisting contractors with the installation of a new pump at Frank Smith Oval dam for O'Reilly Park and Larkin Oval raw water.
- Installation of pipe culverts for the entrances to the Long Day Care Centre in Dandaloo Street.
- Repairs to air conditioning at the Dental Surgery in Pangee Street.
- Painting tables and chairs in Davison Park in Pangee Street.
- Constructed a concrete slab for new bus shelter at Girilambone.
- Painted grandstand at Larkin Oval.
- Cleaned rubbish from wash bay sump at the works depot in Nymagee Street.
- Removed pangee sand from long jump pit at Larkin Oval and replaced with yellow sand.
- Repairs to roof tiles at residence, 26 Flashman Avenue.
- Repairs to the 'Coffee Shop' in Pangee Street.
- Removed existing concrete footpath and poured new concrete footpath in Bogan Street adjacent to the Bowling Club.
- Installed new pedestrian ramps at the intersection of Terangion Street and Bogan Street.
- Installed signage and plaques at the Nyngan cemetery.
- Installed new rubbish bins in the Pangee Street CBD.

1.2 Community Facilities

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

- Set up for 'CWA Flower Show' in Davison Park in Pangee Street.

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 November 2015**

- Repairing the sprinkler system at Frank Smith and No.3 Ovals.
- Preparation of the ovals and sporting fields.
- Cleaning of town facilities.
- Cleaning and sweeping of the Nyngan CBD.
- Preparing for private functions.
- Removed weeds at Girilambone Park before laying turf.
- Cleaning and maintenance of town streets and nature strips.
- Cleaning of town streets gutters and culverts.

1.3 Roads

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

No.	Name	Comments
13	Bourke's Road	Maintenance grade completed
MR 228	Hermidale/Nymagee Road	2km of construction completed
92	Colane Road	Re-sheeting continuing. Construction continuing.
7	Warrah Road	Maintenance grading completed
21	Gongolgon Road	Maintenance grading completed
7514	Cockies Road	Maintenance grading continuing
10	Pangee Road	Maintenance grading commenced
37	Logan's Road	Maintenance grading completed
5	Piesley Road	Maintenance grading commenced
74	Doney's Road	Maintenance grading completed
46	Drummey's Road	Maintenance grading completed
67	Payne's Road	Maintenance grading commenced

Council has also completed Hazard Reduction Works for RFS at Hermidale, Coolabah and Girilambone, commenced slashing of its rural roads and completed slashing of the Barrier and Mitchell Highway.

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council
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Council's Jet-Patcher during this reporting period has carried out routine maintenance on the following roads:

- Yarrandale Road.
- Tottenham Road.
- Canonba Road.
- Nyngan town streets.
- Private work for Tritton Mines.
- Mitchell Highway.
- Barrier Highway.

The works program for the remainder of November and beginning of December includes but is not limited to the following:

- Maintenance grading and re-sheeting of the following roads; Murrawombie Road, Cockies, Payne's Road, Coffil's Lane, Pangee Road and Gilgai Road.
- Construction of a 2km sealed section of Colane Road.
- Heavy patching and shoulder grading on the Mitchell and Barrier Highways.
- Continuing slashing of its rural road network.
- Construction of the information bays along the Mitchell Highway at the eastern and western approaches to Nyngan.

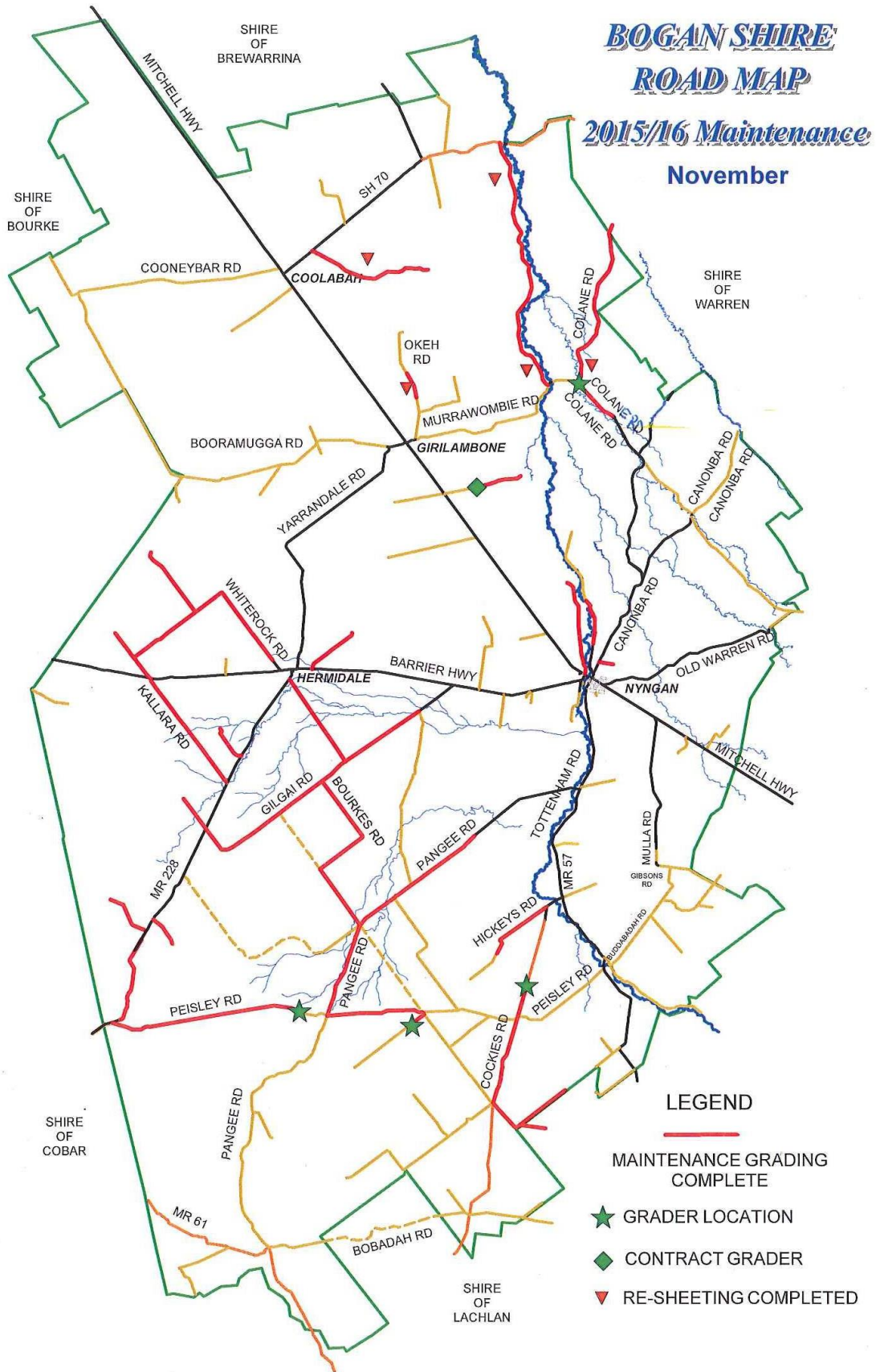
1.4 Recommendation

That the Operational Report be received and noted.

Graeme Bourke

MANAGER ENGINEERING SERVICES

**Manager Engineering Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 26 November 2015**



**REPORT TO ORDINARY MEETING OF COUNCIL – MANAGER DEVELOPMENT
AND ENVIRONMENTAL SERVICES**

Mayor and Councillors

I submit the following reports for consideration:-

1 DEVELOPMENT APPLICATIONS

1.1 Introduction

Four (4) Development Applications have been approved since Council's October 2015 Meeting.

2014/001	Dr Ryan Heggie	Cannonbar Road, NYNGAN	Hangar	64,000	General Manager awaiting further advice from Applicant
2014/013	Peter Groeger	'Killawarra' COOLABAH	Extracting sand and gravel	5,000	Still waiting on consent from Crown Land Office 24/7/2014
2015/004	Tritton Resources Pty Ltd	Mitchell Highway GIRILAMBONE Lot 10 DP 751315 & Lot 3 DP 751342	Underground mine – "Avoca Tank"	20,000,000	Additional Information required from Applicant to satisfy Government Agencies
2015/009	Emma Templeton	93-101 Pangee Street, NYNGAN	Modification to DA 2012/011	250,000	Additional information due to removal of onsite parking requested
2015/010	Tritton Resources Pty Ltd	Booramugga Road, GIRILAMBONE	Section 96 Modification to DA 1/91 to extend existing open cut mine	30,000,000	Approved
2015/017	Bogan Shire Council	Dandaloo/Oxley Street, NYNGAN	Child care centre	800,000	Approved

**Manager Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 November 2015**

2015/019	Bogan Shire Council	72,74,76 Pangee Street, NYNGAN	Medical Centre	1,200,000	Under assessment
2015/021	KJ Halal Meats Pty Ltd	Old Warren Road, NYNGAN	Alterations and Additions to Abattoirs	250,000	Stop the Clock Issued – EPA requires more information.
2015/025	Gordon Irving & Associates	4810 Pangee Road, Pangee	Subdivision of land	Nil	Approved
2013/015/02	Bogan Shire Council	Canonba Road, Nyngan	Section 96 Modification to Operating Hours Approved	Nil	Under assessment
2015/027	Robert Pack	65 Cathundril Street, NYNGAN	Shed	8,500	Approved
2015/029	Grahame Chapman Picton Bros	39 Hospital Road, NYNGAN	Patio Cover	17,290	Approved
2015/030	Matthew Barry	126 Pangee Street, NYNGAN	Demolition of Infrastructure	85,556	Under Assessment
2015/031	Bruce Cleaver	'Murrabee' NYNGAN	Swimming Pool	44,995	Approved
CDC 2015/003	Daniel Martin	Lot 3 Gregory Street, NYNGAN	New Dwelling	339,000	Approved

1.2 Recommendation

That the report be received and noted.

2 OPERATIONAL REPORT – PARKS AND GARDENS TEAM

2.1 Introduction

The purpose of this report is to outline the key works undertaken since Council's October 2015 meeting by the Parks and Gardens Team.

2.2 Discussion

Key works that have been undertaken consisted of the following:

- Routine maintenance duties
- Attendance at the NSW DPI Identifying Grasses Short Course
- Planting of roses within Davidson Park garden bed.
- Lawn fertilizing of Flood Memorial and Heritage Park.
- O'Reilly Park irrigation installation.

2.3 Recommendation

The report be received and noted.

3 OPERATIONAL REPORT – WEEDS

3.1 Introduction

The purpose of this report is to outline the key works undertaken since Council's October 2015 meeting by the Noxious Weeds Officer.

3.2 Discussion

Key works that have been undertaken consisted of the following:

- Routine property inspections
- Routine road inspections
- Attendance at the NSW DPI Recognising Grasses Short Course
- Attendance at New South Wales Bi-Annual Weeds Conference
- Attendance at Weeds Advisory Committee cordially meeting
- Spraying of edge break at Mulla Road
- Spraying of edge break at Colane Road
- Spraying of lane ways North of Pangee Street
- Spraying of railway overpass on the Barrier Highway

In addition to the operational duties undertaken by Council's Noxious Weeds Officer, amendments to Council's Grant Application to the NSW Department of Industries have been undertaken. This includes amendments to the amount of funding requested for the next 2 years.

This follows the information received by Council in October regarding the funding cuts to the Weeds Action Program for the Central West and Western Areas (WAP1520). A letter has also been sent to Minister Niall Blair (Minister for Primary Industries and Minister for Lands and Water) regarding the reduction in funding.

A further report for Council consideration is included as report 4.

3.3 Recommendation

The report be received and noted.

4 NOXIOUS WEED BUDGET AND FUNDING UNDER THE NSW WEEDS ACTION PROGRAM (WAP1520)

Summary:

- *Confirmation is sought from Council in relation to the Noxious Weeds Program for the Bogan Shire over the next 2 years following budget cuts by the NSW Government.*
- *Should Council wish to maintain the current level of service and achieve the same program as applied for, supplementary Council funding will be required of \$6,678.66 in Year 1 and \$9,292.08 in Year 2 and this is recommended to demonstrate our commitment to the control of Noxious Weeds in the Bogan Shire.*
- *It should be noted that Council currently budgets almost \$72,000 each year for Noxious Weeds Expenditure regardless of grant funding.*

4.1 Introduction

The purpose of this report is to confirm Council's intentions in continuing the current Noxious Weed Program within the Shire despite funding reduction for the Central West announced by the NSW Government under the NSW Weeds Action Program for 2015/2016 (WAP1520).

4.2 Background

In October, Council was notified by the Macquarie Valley Weeds Advisory Committee that the funding offer under the NSW Weeds Action Program for 2015-2016 had been reduced by 24%. This was announced based on a funding allocation matrix developed by NSW Department of Primary Industries which included a number of considerations such as terrain, size of properties, travel time, weed cost loading, number of weed issues and number of reinspections.

Consequently, it was requested by NSW Department of Primary Industries that Bogan Shire Council amend and resubmit the grant application based on the lesser funding amount being:

- Year 1 2015-16 = \$23,038.49 (minus the lead agency fee and agency contribution to the Regional Project officer - Orange City Council)
- Year 2 2016-17 = \$21,679.49 (minus the lead agency fee and agency contribution to the Regional Project officer - Orange City Council)

4.3 Discussion

The grant application which requires amendment has the option for Council to either maintain the Weed Action project budget over the next 2 years with Council's commitment or alternatively, the project budget is to be reduced to account for less State funding.

**Manager Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 November 2015**

Should Council wish to maintain the currently submitted application under the noxious weeds program, for year 1 Council would be required to contribute an additional \$6,678.66 and for year 2 Council would be required to contribute an additional \$9,293.08. This would result in no changes to the program moving into the next 2 years.

It is important to note that Council currently provides a budget amount of almost \$72,000 for noxious weeds expenditure regardless of grant funding.

Should Council however wish to limit the current budget amount for Noxious Weeds under the program of funding, reductions in areas of the program will be required. An area which has been recommended to be reduced includes private property inspections and re-inspections by Council's noxious weeds officer under the program.

As a result of the funding cuts, it is requested that Council confirm its intentions moving forward into the next 2 years. It is recommended that to maintain the current level of service and to ensure that the current items under the NSW Weeds Action Program continue that Council seek to continue its commitment to the program and maintain its inclusion in the Macquarie Valley Weeds Advisory Committee, enabling a collaborative approach to noxious weeds in the Central West area.

4.4 Recommendation

1. The report be received and noted.
2. Council provide supplementary funding to support the Noxious Weeds Program (WAP1520) in 2015/16 of \$6,678.66 and 2016/17 of \$9,293.08.
3. Savings be identified in the 2nd budget review to compensate for the additional expenses.

5 TREE RISK ASSESSMENT REPORT –TOWN STREETS

Summary:

- *A Tree Risk Assessment has been conducted by Bluegum Tree Care and Consultancy and provides an assessment on those trees where formal complaints have been received by residents or whereby trimming has been undertaken by the local electrical authority.*
- *From the assessment, 4 trees present a moderate risk and are recommended for immediate removal.*
- *33 trees are recommended for removal over the coming 6 to 12 months which present a low risk to Council and replacement trees are recommended.*
- *No fig trees have been recommended for removal however management options have been included.*
- *Council is recommended to endorse a street tree planting program for the town to ensure appropriate plant species are selected in the future.*

5.1 Introduction

The purpose of this report is to advise Council of the recently completed tree assessment report conducted by Council's contracted arborist. The assessment was conducted to identify and assess the risk of individual trees within the immediate township where Council has received formal customer complaints, in addition to concerns raised regarding the trimming undertaken by local electrical authority.

5.2 Background

In February 2015, a report was presented to Council regarding a proposed street tree pruning program of fig trees to address issues of public safety and risk of structural damage to either Council or privately owned buildings. Minute Number 034/2012 resolved to obtain an arborist report on the specified fig trees.

Additionally, concerns have been raised by the community regarding a significant number of street trees located within the footpath, some encroaching over private land and also those which have been trimmed to reduce impacts on power lines.

An arborist was engaged to undertake the assessment which was required to present a risk analysis of particular street trees and recommendations for appropriate action or management to be taken by Council moving forward.

5.3 Discussion

The tree risk assessment report dated October 2015 was prepared primarily to:

- Identify those trees that pose a foreseeable risk of injury or property damage due to condition and location.

**Manager Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 November 2015**

- Assess the level of risk associated with each identified tree using an internationally recognised tree risk assessment methodology.
- Recommend remediation works to minimise and mitigate risk where appropriate.
- Identify tree management issues (not related to risk) and suggest management options.

The tree risk assessment was conducted for 75 trees within the immediate township which included those where Council had received a complaint or where trimming had been requested to be undertaken by Council. Additionally, trees which had been subject to previous hard pruning by either Council contractors or the local electrical authority were identified in the frequented areas of town. Stumps or smaller trees which are not likely to regenerate were excluded from the assessment and will be required to be removed as budgets permit.

The tree risk assessment, provided by the consultant concluded that:

- None of the assessed trees were found to present an Extreme or High Risk at the time of assessment.
- 4 trees were assessed as presenting a Moderate Risk.
- The remaining 71 trees were assessed as presenting a Low Risk.
- 42 of the assessed trees are recommended for retention with remedial action.
- 33 of the assessed trees have been recommended for removal. These are trees where there are no viable options for management or pruning. The majority of these are trees with naturally upright canopy structures located beneath the power-lines. Many of these trees are unlikely to remain viable in the context of repeated power-line clearance pruning.
- Replacement tree planting has been recommended for the majority of removed trees. There are also numerous opportunities for new tree planting throughout the town.

Whilst it is noted that 33 trees have been recommended for removal, no fig trees have been proposed for removal. The 33 trees recommended to be progressively removed are confirmed to be varieties including the Jacaranda, Eucalypt, Lemon-scented Gum, Kurrajong, Ironbark, Tree of Heaven and White Cedar. This includes the Jacaranda within Davidson Park nature strip as it will impede on the proposed new raised garden bed as included in the current budget and also the Tree of Heaven adjacent to the Council administration building which has broken limbs onto Council's assets in the past.

31 of those trees proposed to be removed are recommended to be replaced with the following suitable species, as examples:

**Manager Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 November 2015**

Suitable beneath powerlines:

- Weeping Bottlebrush, *Callistemon viminalis* (and similar cultivars)
- Wilga, *Geijera parviflora*
- Willow Myrtle, *Agonis flexuosa*
- Carob, *Ceratonia siliqua*
- 'Swan Hill' Olive (fruitless), *Olea europaea*

Suitable away from powerlines:

- Lightwood, *Acacia implexa*
- Willow Myrtle, *Agonis flexuosa*
- Kurrajong, *Brachychiton populneus*
- Red Spotted Gum, *Eucalyptus mannifera ssp. Maculosa*
- Red Ironbark, *Eucalyptus sideroxylon 'Rosea'*
- Stone Pine, *Pinus pinea*
- Cork Oak, *Quercus suber*

Whilst it is not intended to limit replacement planting to the above species, it is highly recommended by the consultant that a tree planting program be developed and implemented within the township.

As noted above, no fig trees are proposed to be removed under the risk assessment however, those which have been assessed include:

1. 3 fig trees located at 8B Dandaloo Street,
2. 4 fig trees within Pangee Street (located near shop fronts / immediately near dwellings)
3. 1 within Hoskin Street
4. Cobar Street - fig overhanging the Palais Theatre
5. 2 fig trees at the corner of Tabratong and Bogan Streets
6. 1 fig located at the front of 22 Terangion Street (dwelling)

Recommended action for the above fig trees include selective pruning (including stubs from previous pruning), installing a brace system, stump grinding and to ensure ongoing monitoring is undertaken for any signs of cracking or splitting at the stem junctions. Additionally, it was recommended that all trees which are retained be inspected by a Level 5 Arborist in 24 months.

**Manager Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 26 November 2015**

It should also be noted that the consultant provided specific comment on pruning for powerline clearance, particularly with fig trees which has created a "V" shaped canopy. The consultant notes that the level of risk is not raised by undertaking this method of trimming and the impacts are limited to the health of the tree and aesthetic (visual) impact. It was also not recommended to further trim or shape these fig trees as a risk mitigation measure and this form of trimming would be limited to an improvement to tree appearance only.

Lastly, the 4 trees which presented a moderate risk at the time of assessment have been recommended for removal within the next 6 months. These trees are located within O'Reilly Park, immediately near the playground. The 4 trees have been lopped in the past resulting in poor structure, decay and general poor health. The 4 trees are noted to be Lemon-scented Gums and an Ironbark. Following removal, it is recommended replanting occur with suitable species.

As a result of the findings under the tree risk assessment, it is recommended that the moderate risk trees be removed from O'Reilly Park within 6 months and over the next 2 to 3 years that Council progressively budget for the removal of the recommended species whilst implementing the recommendations of the report including trimming of the figs, stump grinding and bracing, where appropriate. It is also recommended that Council also budget for the establishment of a street tree planting program with appropriate species.

5.4 Recommendation

1. The report be received and noted.
2. That Council endorse the recommendations of the tree risk assessment report noting:
 - 4 moderate risk trees within O'Reilly Park be removed within the next 6 months and replanted with appropriate species.
 - 33 trees (excluding any figs) be progressively removed over the next 2 to 3 years and replanted with appropriate species, subject to the necessary budget being approved each year.
 - Fig trees be selectively pruned / shaped, with bracing systems installed and stumps grinded, as appropriate by a qualified AQF Level 2 Arborist, subject to the necessary budget being approved each year.
3. That Council have a qualified arborist attend in 24 months to reassess those trees which have been retained.
4. That the Manager Development and Environmental Services prepares a street tree planting program within the next 12 months, ensuring that appropriate replacement tree species are included within the future program for Council's consideration.

6 NYNGAN LONG DAY CARE CENTRE – MONTHLY REPORT

Summary:

- *Monthly report on the construction status of the Nyngan long Day Care Centre (NLDCC).*

Project Status Summary

On Time?	On Estimate?	Any Scope Changes?	Any Emerging Issues?
Yes	Yes	Yes	NO

6.1 Project Status Summary Explanations and Comments

Works on-site commenced Monday 26th October.

Contractors have been contacted with their respective scope of works discussed in detail and approximate commencement dates scheduled.

General site clearing and tree removal has been completed and the foundation pad completed. It is anticipated that by time of the Council Meeting, internal plumbing would have been completed and the slab formwork erected, ready for pour.

The site has received approximately 75mm of rain since works commenced, meaning seven (7) days have been lost as wet days.

6.2 Project Cost Management

Task	Budget	15/16 YTD Actuals (incl. Oncosts)	15/16 Commitments	Variance
Grand Total - Buildings Capital Works	755,966	107,491	252,834	395,641
Long Day Care Centre Capital Budget - 2015/2016 \$700,000	720,966	41,555	126,417	552,994
Long Day Care Centre - Car Parking Capital Budget - 2015/2016 \$15,000	15,000	988	0	14,012
Long Day Care Centre - Street Access Capital Budget - 2015/2016 \$20000	20,000	11,203	0	8,797

Explanatory Notes

- The low invert level of the adjacent sewer line and the need to achieve compliant drainage fall has meant that a greater volume of fill has been imported to the site to raise the finished floor level of the building. The cost of this activity will represent a variation between budget and actual costs.
- The heating, cooling and ventilating system was budgeted to cost approximately \$92,000. After further redesign of the system (without compromising output), a quotation of \$65,000 has been received. This represents a variation between budget and actual costs.

6.3 Project Schedule and Milestones

Week ending 20 November

- Foundation pad to be completed
- Land surveyor to be completed
- Electricity to be supplied to the site
- Plumber to commence internal drainage

Week ending 27 November

- Plumber to complete internal drainage
- Termite protection to be applied
- Concreter to commence slab preparation and complete pour
- Wall and roof frames to be delivered

Week ending 4 December

- Slab to cure
- Termite protection to be applied

Week ending 11 December

- Wall and roof frames installation
- Windows and doors to be delivered
- External wall and roof sheet cladding to be delivered

Week ending 18 December

- Roof sheeting to be installed
- Windows and external doors to be installed

6.4 Project Communication and Engagement

Acknowledging the potential for impacts upon the neighbouring residents, a courtesy letter was sent to the immediate neighbours on the 4 November 2015.

The letter outlined Council's immediate intentions with respect to the schedule of works and provided contact details should they want to speak to a representative of Council.

6.5 Project Issues

Scope Management – variations

The following are items which were not included within the original scope of works but have since been raised as necessary inclusions:

- Sink and wash basin within the garage (toy storage)
- Sink and wash basin within Children's Room 2
- Provision for blinds

Resource Management

The wall and roof frames are scheduled to arrive on-site 26 November 2015. It is intended that Council's Civil Works Team erect these frames.

It is considered that providing the Civil Works Team with an opportunity to actively contribute to the construction of the NLDC will provide exposure to essential skilled training.

Consequently, it should be acknowledged that during this time, the Civil Works Team will have minimal time dedicated towards other Capital Works as well as general Maintenance and Repair works.

6.6 Recommendation

The report be received and noted.

Ty Robson

ACTING MANAGER OF DEVELOPMENT & ENVIRONMENTAL SERVICES

PRECIS OF CORRESPONDENCE

1 NYNGAN LOCAL ABORIGINAL LAND COUNCIL

Attached is a copy of correspondence received from the Nyngan Local Aboriginal Land Council thanking Council and staff for participating and making Nyngan NAIDOC week a successful event. A Certificate of Appreciation will be tabled at the meeting.

1.1 Recommendation: That the correspondence received from the Nyngan Local Aboriginal Land Council thanking Council and staff for participating and making Nyngan NAIDOC week a successful event be received.

2 MINISTER FOR TRADE, TOURISM AND MAJOR EVENTS, MINISTER FOR SPORT

Attached is a copy of correspondence received from The Hon Stuart Ayres MP, Minister for Trade, Tourism and Major Events, Minister for Sport in reply to Council's correspondence regarding insurance fees paid by sporting clubs and how they are spent. Council is advised sporting organisations are obliged to provide their members with information about their insurance coverage and costs, and to advise local sporting clubs to contact their relevant State sporting organisation requesting information about the types of insurance held and detailed information about coverage available to their participants.

2.1 Recommendation: That the correspondence received from The Hon Stuart Ayres MP, Minister for Trade, Tourism and Major Events, Minister for Sport in reply to Council's correspondence regarding insurance fees paid by sporting clubs and how they are spent be received.

3 THE HON BARNABY JOYCE MP - MINISTER FOR AGRICULTURE AND WATER RESOURCES

Attached is a copy of correspondence received from The Hon Barnaby Joyce MP – Minister for Agriculture and Water Resources in reply to Council's enquiry about country of origin labelling requirements for products such as cider and apple juice. Council is advised the proposed reforms by the Australian Government aim to provide consumers with clearer, simpler information about where food and drink products come from.

Under the proposed reforms all products, including cider and apple juice will need to continue to make a true country of origin statement to reflect where it was made or grown. A "Made in Australia" claim can only be used for products that have undergone major processing in Australia. Companies can provide additional information about the country of origin of a food or drink product on its label, as long as this information is not false or misleading.

3.1 Recommendation: That the correspondence received from The Hon Barnaby Joyce MP – Minister for Agriculture and Water Resources in reply to Council's enquiry about country of origin labelling requirements for products such as cider and apple juice be received.

4 AUSTRALIA'S BROADBAND NETWORK

Attached is a copy of a Media Release concerning the NBN Updates National Three Year Construction Plan. The schedule of work is to commence before quarter-end September 2018. The nationwide upgrade to Australia's broadband infrastructure means improved opportunities to work from home, better access to online education tools and more options for on-demand entertainment.

4.1 Recommendation: That the copy of the Media Release concerning the NBN Updates National Three Year Construction Plan be received.

5 JUVENILE JUSTICE

Attached is a copy of correspondence received from the NSW Government Juvenile Justice in reply to Council's correspondence regarding recent incidents at the Nyngan airport. Council is advised that children under the age of ten cannot be regarded as capable of committing a criminal offence. Juvenile Justice works in collaboration with the Department of Family and Community Services, NSW Police and other Government and community organisations. Community Service NSW recently announced the Youth Hope Program which provides early intervention services for nine to fifteen year old children and young people.

General Manager's Note:

Council has approached Community Services NSW to provide details of the Youth Hope Program, to date no details have been received.

5.1 Recommendation: That the correspondence received from the NSW Government Juvenile Justice in reply to Council's correspondence regarding recent incidents at the Nyngan airport be received.

6 NYNGAN HISTORICAL / HERITAGE SOCIETY

Attached is a copy of correspondence received from the Nyngan Historical / Heritage Society advising that some members have concerns which were discussed at the recent meeting. The list of concerns being:-

Nyngan Cemetery;

Cannonbar Cemetery;

Cobb & Co Coach Shed;

Shearing Shed;

Footpath along Nyngan Street; and

Town Clock

6.1 Recommendation: For Council's consideration.

7 SCOUTS AUSTRALIA NSW

Attached is a copy of correspondence received from Scouts Australia NSW (Scouts) requesting for Bogan Shire Council to agree that, in the event that Scouts is successful in relinquishing its Reserve Trust Manager status over Crown Land Reserve 88617 at Nyngan, being 50-52 Canonbar Street (cnr Derribong Street,) Nyngan, that the Council would be agreeable to being appointed by Crown Lands as the replacement Trust Manager. Scouts in the local area have ceased and there are no prospects of recommencing. It is Scouts' preference for the Reserve to be used by the community and the best way to ensure maximum community use would be for Council to be appointed as the Reserve Trust Manager.

7.1 Recommendation: For Council's Consideration.

8 LOCAL LAND SERVICES

Attached is a copy of correspondence received from Central West Local Land Services informing Council that its letter dated 4th November 2015 in relation to Council having issues with the use of Round Up for weed control and the environmental impacts associated with its use, should be forward directly to the Environmental Protection Authority (EPA) or the Macquarie Valley Weeds Advisory Committee for clarification and investigation.

8.1 Recommendation: For noting.

9 NYNGAN AMATEUR SWIMMING CLUB

Attached is a copy of correspondence received from Nyngan Amateur Swimming Club requesting Council's sponsorship of the annual Swimming Carnival being held on 20 December 2015.

9.1 Recommendation: For Council's Consideration.

10 WEEKLY CIRCULARS

Weekly Circulars 41/15 to 45/15 are tabled for Council's information. Copies of the Circulars Indices and Summary of Items have been dispatched to Councillors.

10.1 Recommendation: That the Local Government Weekly Circulars be noted.



Grants and Funding to the Ordinary Meeting of Bogan Shire Council
held on 26 November 2015

GRANTS AND FUNDING

LG Weekly 42/15 – 23 October 2015

Liveable Communities Grants Now Open

The NSW Minister for Ageing, Disability Services and Multiculturalism, John Ajaka, has launched the Liveable Communities Grants Program and Councils are eligible to apply.

NSW Healthy Towns Challenge 2016

The NSW Office of Preventative Health and the Heart Foundation (NSW) are calling for applications for the NSW Healthy Town Challenge 2016.

LG Weekly 43/15 – 30 October 2015

NSW Gas Efficiency Funding

Up to \$40,000 matched funding is now available to implement gas monitoring and efficiency projects.

LG Weekly 44/15 – 06 November 2015

Fixing Country Roads, Round 2 – expressions of Interest Open

The NSW Government is inviting Expressions of Interest for Fixing Country Roads, Round 2, projects.

LG Weekly 45/15 – 13 November 2015

Social Housing Community Improvement Fund

Funding of up to \$50,000 is available for Councils to improve social housing communities.

Multicultural NSW COMPACT Grants

Councils are invited to apply for funding of up to \$1 million for partnership projects which help build community resilience to protect young people from extremist influences.



**NYNGAN
NAIDOC Committee**

**We all Stand on
Sacred Ground:**

Learn, Respect & Celebrate

C/O: NYNGAN LOCAL ABORIGINAL LAND COUNCIL

ABN: 67 669 167 656

PO Box 43
NYNGAN NSW 2825

Ph: 02) 68 322 639

Fax: 02) 68 322 878

Email: nynganlalc@bigpond.com

07th September 2015

Mr D. Francis
Bogan Shire Council
P.O. Box 221
Nyngan NSW 2825

Thankyou

Dear Mr Francis, Councillor and Staff,

Nyngan Local Aboriginal Land Council & Community Members would like to say Thank you for all the time and effort you put into the Nyngan NAIDOC week. All in all it was a very successful event. Thankyou to Mayor Donald for his speech during the Opening Ceremony.

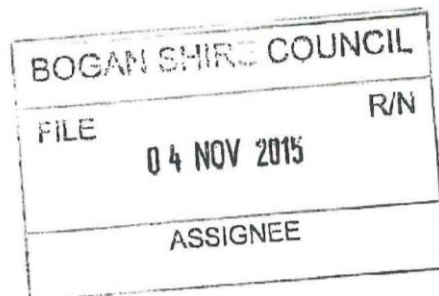
We would like to make a special thankyou to Mr Geoff Leake who came to the rescue on the Community day out the river and sourced the power supply. And knowledge Rodney Ryan and his crew for the Opening Ceremony assistance and the Friday set up Community Day.

Please accept the certificate of appreciation from The Nyngan NAIDOC Committee

Bogan Shire Council played a very important part in making the event such a successful one, so thank you once again. Looking forward to continuing the partnership for our Community.

Kind Regards

Veneta Dutton
CEO
Nyngan Local Aboriginal Land Council



Maintaining partnerships in caring for our community



The Hon Stuart Ayres MP
Minister for Trade, Tourism and Major Events
Minister for Sport

COPY

IM15/25215
CRML15/350

Mr Luke Taberner
Manager, Corporate Services
Bogan Shire Council
PO Box 221
NYNGAN NSW 2825

Dear Mr Taberner Luke,

I refer to your correspondence of 10 August 2015 regarding insurance fees paid by sporting clubs and how they are spent.

The cost of insurance premiums is controlled by the risk profile of each sport and the number of claims paid by the insurer. Since the public indemnity crisis just over a decade ago significant work has been undertaken to reduce the cost of insurance to sporting organisations. National group insurance or group purchasing schemes provide cost savings for participants and are promoted to sporting organisations in NSW. Pony Club NSW, Basketball NSW, Cricket NSW, Netball NSW and Athletics NSW to name a few have joined their National Sporting Organisations (NSOs) in implementing such schemes and I am advised that they are performing well in making insurance affordable and available.

Further, sporting bodies in NSW have access to the NSW Sporting Injuries Scheme established under the *Sporting Injuries Insurance Act 1978 (NSW)* which aims to provide affordable insurance and promote safe sport practices across the State.

The Scheme is administered by the NSW Sporting Injuries Committee through WorkCover NSW. Information about the Scheme is available at www.sportinginjuries.nsw.gov.au. Types of injuries covered include permanent loss of use of arms, legs, sight, hearing and mental capacity. It does not cover minor injuries, like breaks, sprains, abrasions, cuts and bruises, dental injuries or provide income maintenance.

Sporting organisations registered under the Scheme are expected to inform their members that it does not provide for income maintenance support or general medical expenses.

Sport participants are generally required to cover their general medical expenses through Medicare and/or personal private health insurance.

Sport and Recreation works with sporting codes to promote the need for affordable insurance and contemporary risk management policies and practices. However, it does not have legal jurisdictional authority to mandate levels of insurance coverage for a particular sporting club and/or to intervene in the setting of insurance fees.

GPO Box 5341, SYDNEY NSW 2001

Phone: (02) 8574 6500 Fax: (02) 9339 5522 Email: office@ayres.minister.nsw.gov.au

Sporting organisations are obliged to provide their members with information about their insurance coverage and costs. Such information is usually available on member registration forms or via the sport's website.

Attached is a table with contact details for key State sporting organisations that I understand may have clubs or participants in the Bogan Shire Council area. Included within this is a link to the organisation's published insurance information.

In the circumstances, I would encourage Council to advise local sporting clubs to contact their relevant State sporting organisation requesting information about the types of insurance held and detailed information about coverage available to their participants.

I trust this information is of some assistance.

Yours sincerely



Stuart Ayres MP
Minister for Trade, Tourism and Major Events
Minister for Sport

Attach: **25 SEP 2015**

Sport contact details and insurance information links

NSW State Sporting Organisation	Web site address	Contact Phone	Contact Email
Baseball	http://nsw.baseball.com.au/ https://welcome.willis.com/baseball/default.aspx	(02) 9675 4533	admin@baseballnsw.com.au
Basketball	http://www.nswbasketball.net.au http://www.nswbasketball.net.au/administration/insurance.html	(02) 8765 8555	info@nswbasketball.net.au
Cycling	www.nsw.cycling.org.au http://www.cycling.org.au/Membership/Member-Insurance	(02) 9738 5850	nsw.cycling@cycling.org.au
Gymnastics	http://www.gymnsw.org.au/ http://www.gymnsw.org.au/page.php?id=117	(02) 9763 5011	info@gymnsw.org.au
Hockey	http://hockeynsw.com.au/ http://hockeynsw.com.au/About-Us/Resources/#insurance-77	(02) 9764 1911	admin@hockeynsw.com.au
Pony Club	http://www.pcansw.org.au/ http://www.pcansw.org.au/management/insurance	(02) 4229 8977	admin@pcansw.org.au
Softball	http://www.softball.net.au/ http://www.softball.net.au/page/Resources-x-20031-4956-63647.html	(02) 9677 4000	office@softball.net.au
Touch	http://www.nswtouch.com.au/ http://touchfootball.com.au/index.php?id=1353	(02) 9558 9333	nswtouch@nswtouch.com.au
Little Athletics	www.lansw.com.au/ https://sitedesq.ingstq.com/customdata/index.cfm?fuseaction=display_image_listing&CategoryID=4440&ItemLayout=1&headerselector=3&OrgID=3666	(02) 9633 4511	admin@lansw.com.au
Athletics	http://nswathletics.org.au http://nswathletics.org.au/About-US/Policies-Constitutions	(02) 9746 1122	info@nswathletics.org.au
Swimming	http://nsw.swimming.org.au/ http://nsw.swimming.org.au/page.php?id=103	(02) 9763 5833	mark.heathcole@nsw.swimming.org.au
Tennis	http://www.tennis.com.au/nsw/ http://www.tennis.com.au/nsw/clubs/policies-and-guidelines	1800 15 30 40	tennis@tennisnsw.com.au
AFL	http://www.aflnswact.com.au/ http://af.football.com.au/	(02) 8333 8000	info@afnswact.com.au
Cricket	http://www.cricketsw.com.au/ http://www.cricketsw.com.au/getting-involved/clubs/club-resources	(02) 8302 6000	info@cricketsw.com.au
Country Rugby League	http://crlnsw.com.au/ http://crlnsw.com.au/resource-centre/insurance/	(02) 9359 8500	crfmail@crlnsw.com.au
Country Rugby Union	http://www.nswrugby.com.au/ http://www.rugby.com.au/tryrugby/Administration/Insurance.aspx	(02) 9323 3300	twoodward@nswrugby.com.au
Football NSW	http://www.footballnsw.com.au/ http://futsal.com.au/FNSW	(02) 8814 4400	reception@footballnsw.com.au



The Hon. Barnaby Joyce MP

Minister for Agriculture and Water Resources
Federal Member for New England

Ref: MC15-007891

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

BOGAN SHIRE COUNCIL	
FILE	R/N
23 OCT 2015	
ASSIGNEE	

Dear Mr Francis *Derek,*

Thank you for your representation of 10 September 2015, on behalf of Nyngan residents, about country of origin labelling requirements for products such as cider and apple juice.

I have long believed that consumers should have clear information about the origin of the food and beverages they buy. Concerns about country of origin labelling have been going on for far too long, and I am pleased to be part of a government that is committed to delivering an enhanced origin labelling system. The proposed reforms announced by the Australian Government aim to provide consumers with clearer, simpler information about where food and drink products come from.

Under the proposed reforms all products, including cider and apple juice, will need to continue to make a true country of origin statement to reflect where it was made or grown. Under the proposed reforms, we expect that Australian made or produced fruit juice will be subject to additional labelling requirements, including the familiar 'Australian Made, Australian Grown' kangaroo triangle logo and a bar chart showing the proportion of Australian ingredients. Nyngan residents will also be pleased to know that we are also tightening the rules so that a 'Made in Australia' claim can only be used for products that have undergone major processing in Australia. Fruit juice that has simply been reconstituted in Australia from imported juice concentrate with Australian water will not be able to make a 'Made in Australia' claim.

I understand that Nyngan residents would like clearer country of origin labelling on cider additives and other similar ingredients imported from China into Australia. Many companies import ingredients from around the world and the source of ingredients can change regularly, depending on factors such as seasonality and shortages due to floods, fires and drought. If companies were required to indicate where individual ingredients are from they would likely need to frequently change their labels. This would be very expensive and just isn't practical. Instead, the government is encouraging industry to provide additional origin information, such as the origin of key ingredients through electronic platforms, such as smart phone barcode scanning applications.

Parliament House, Canberra ACT 2600 Telephone: 02 6277 7520 Facsimile: 02 6273 4120 Email: minister@maff.gov.au

Notwithstanding, companies can provide additional information about the country of origin of a food or drink product on its label, as long as this information is not false or misleading. As a result, cider that is made in Australia could voluntarily choose—when the reforms come into force—to label their product with the ‘Australian Made, Australian Grown’ logo, bar chart, and a statement about the proportion of Australian ingredients. This would enable Australian cider producers to highlight the Australian content of their products. It will also help them to differentiate themselves from cider that has been produced from imported concentrate as these products will not be able to carry the new label (because the product has not been produced in Australia).

In terms of next steps, the Australian Government needs to seek agreement from state and territory governments to any changes to the current country of origin labelling framework. If states and territories agree, the reforms are expected to be in place from mid-2016. There will be a phase-in period to assist business with the transition to the new labels.

A national information campaign will be undertaken to ensure that consumers and businesses understand the new labels. More information on the proposed reforms can be found on the country of origin labelling website at: www.industry.gov.au/cool.

Thank you for bringing the concerns of Nyngan residents to my attention.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Barnaby Joyce', written in a cursive style.

Barnaby Joyce MP

20 OCT 2015



Media Release

16 October 2015

More than one-and-a-half-million new premises in NSW added to **nbn** construction plan

nbn updates national three year construction plan

NSW continues to lead the country in relation to the rollout of the **nbn**[™] network, with the majority of the state now either in the construction plan, or able to connect.

nbn today released a three-year national construction plan, adding nearly 1.6 million premises in cities, suburbs and towns across New South Wales, bringing the total number in the entire three-year plan to more than 2.21 million.

The enormous expansion of the rollout of the **nbn**[™] network reflects the company's flexible multi-technology approach. For the first time the plan includes the full mix of technologies that includes utilising existing cable tv networks (HFC – Hybrid Fibre Coaxial cable) installed principally in metropolitan areas. This is an important step toward in its goal of connecting 8 million premises to the **nbn**[™] network by 2020.

The use of HFC technology has meant the addition of more than one million homes and businesses in many parts of greater Sydney, including Botany Bay, Belrose, Pyrmont, Ultimo, Surry Hills and many more.

Many other areas across the state have also been included in the plan for the first time, from Tweed Heads in the north to Eden in the south, Broken Hill out west, Tamworth and many in between.

nbn's recent announcement to significantly increase the workforce is an important part of meeting these targets.

The three year construction plan provides an indicative schedule of work to commence before quarter-end September 2018, and means more than 2.8 million NSW homes and businesses are either in plan, in build, or can already make the switch.

nbn[™] spokesperson Kelly Stevens said:

"This plan is nearly four times the size of the previous one and is great news for NSW. It really demonstrates that it's full steam ahead for the project, and we are well on our way to achieving our goal of 8 million connections by 2020.

"This is exciting news for the suburbs, towns and areas added to our construction schedule, because work to deliver access to fast broadband is expected to be underway by September 2018."

"The nationwide upgrade to Australia's broadband infrastructure means improved opportunities to work from home, better access to online education tools and more options for on-demand entertainment.

"Ultimately no-one should miss out on the **nbn**[™] network as it will be made available to every Australian family and business by 2020."

Currently more than 350,000 homes and businesses across New South Wales are already able to connect to services over the **nbn**[™] network.

The full three year construction plan, including the new additions can be found at www.nbn.com.au/3yearplan

www.nbn.com.au

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For everything you need to know Australia's broadband network, check out our special series nbn 101:

<http://nbnco.com.au/blog/nbn101.html>

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Kelly Stevens

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NBN Media Hotline

P: 02 9927 4200

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Resources

Download [Audio](#)

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Download [Data](#)

Notes to editors

- This data in this plan is at 01 September 2015. At that time, there were approximately 1.3 million premises ready for service, and 700,000 premises in build. Added to the 7.5 million premises in this plan, this brings the total number of premises to be either ready for service or scheduled to be in build by September 2018 to almost 9.5 million.
- The full list of communities where construction on the rollout of the **nbn**[™] network is scheduled to begin before September 2018 can be viewed at www.nbnco.com.au/3yearplan.
- Communities can also check the progress of the rollout of the **nbn**[™] network in their area by typing in their location or postcode into the interactive **nbn**[™] network rollout map.
- **nbn** intends to update the Construction Plan regularly.
- The Plan is provided for information purposes and is intended to be a guide only and should not be relied upon as representing **nbn**'s final position on the rollout of the **nbn**[™] network.
- The exact number of premises and the regions covered by the Plan may vary once **nbn** has finalised its construction planning.
- The Plan does not include premises that are built, in-build or covered by satellite or new developments.
- The anticipated technology to be deployed in communities may change depending on a number of factors once the construction planning stage has been finalised. Some areas may be serviced by multiple technologies.
- The technology designation for each community will be guided by **nbn**'s [Multi-Technology Deployment Principles](#).



The construction plan does not include satellite technology or rollout to new developments.

www.nbn.com.au

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Justice
Juvenile Justice

Doc ref: D15/18432

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

BOGAN SHIRE COUNCIL	
FILE	R/N
10 OCT 2015	
ASSIGNEE	

Dear Mr Francis

Thank you for your letter regarding recent incidents at Nyngan airport and the provision of services to children under the age of ten who engage in offending behaviour.

As recognised in your letter, children under the age of ten cannot be regarded as capable of committing a criminal offence. While unable to intervene, Juvenile Justice NSW does, however, work in collaboration with the Department of Family and Community Services, NSW Police and other government and community organisations to address offending behaviour and deter young people before they become entrenched in the criminal justice system.

Community Services NSW recently announced the Youth Hope initiative which provides early intervention services for nine to fifteen year old children and young people and may assist you further with this matter.

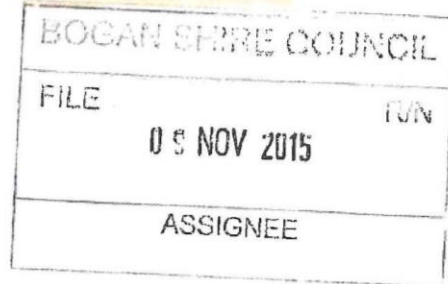
Thank you for raising your concerns.

Yours sincerely


Denise Hanley 9/10/2015
A/Executive Director

Nyngan Historical/ Heritage Society

**PO BOX 21
NYNGAN NSW 2825**



8th October 2015

Bogan Shire Council
PO Box 221
Nyngan NSW 2825

Dear Mr Francis, Mayor and Councillors,

Nyngan Historical/ Heritage Society met on the 2nd of October 2015 and would like to report some of the concerns members discussed.

1. Cemetery
Nyngan- Is there anyway the Friends of the Cemetery could be re-established, or hold a community working bee to ensure it's clean and maintained.
Cannonbar- These is box thorn all over the grounds and needs to be cleaned. Local Land Services stated 8.10.15 to contact BSC.
2. Cobb & Co coaches shed, could a large sign or painting be placed on the back of the shed, to draw people travelling through along the highway over to see it. At present along Nymagee St, it looks like just new shed.
3. Shearing Shed signage needs to be well before arriving at the shearing shed travellers need to be directed to the Shearing Shed museum at present the signage is right at the turning into Shed/ toilets.
4. Footpath along Nymagee St, is cracked a damaged, uneven, especially opposite the Flood memorial Car park area, the gutter on the corner of Tabratong and Nymagee St, is a hazard it has a step that is unsafe for Community people walking and people in wheel chairs.
5. Old town Clock, working or not could this please be displayed somewhere in the Community or given to the Museum. It's an important part of Nyngan's history and we would like to display either in working condition or as a featured sculpture.

Please contact me if you require further information, on 02 68 321 750

Regards

Lesly Ryan
Chairperson



Scouts Australia NSW
Level 1, Quad 3, 102 Bennelong Parkway
Sydney Olympic Park NSW 2127
ABN 42 460 434 054
P O Box 125, Lidcombe NSW 1825
T 02 9735 9000
F 02 9735 9001
info@nsw.scouts.com.au
www.nsw.scouts.com.au

21 October 2015

Attn: Mr D Francis
Bogan Shire Council
PO Box 221
Nyngan NSW 2825

Dear Derek

**Re: Crown Land Reserve 88617 at Nyngan
50-52 Canonbar Street (cnr Derribong Street) Nyngan NSW 2825**

I am writing to you on behalf of the Scout Association of Australia (New South Wales) (Scouts) and we kindly request for Bogan Shire Council to agree that, in the event that Scouts is successful in relinquishing its Reserve Trust Manager status over the above property, that the Council would be agreeable to being appointed by Crown Lands as the replacement Trust Manager.

For further information, please see the following documents attached:

1. Copy of the Gazette notification of 9th June, 1972 concerning the establishment of the abovementioned reserve
2. Copy of the Gazette notice of 14th July 1972, whereby the Australian Boy Scouts Association, New South Wales Branch was appointed as trustee
3. ABN printout of The Scout Association of Australia (New South Wales)

As you are aware, Scouting in the local area has ceased and there are no prospects, in the foreseeable future, for Scouting to re-commence. We have been in discussions with Crown Lands to facilitate the relinquishment of the above property.

It is our preference for the Reserve to be used by the community and we believe that the best way to ensure maximum community use would be for the Council to be appointed as the Reserve Trust Manager.

It would be appreciated if you could confirm that Bogan Shire Council is agreeable to be appointed as the replacement Reserve Trust Manager.

If you have any questions regarding the above, please feel free to contact me.

Yours sincerely,

Bruce Retailick
Property Manager

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Current details for ABN 42 460 434 054

ABN details

Entity name:	THE SCOUT ASSOCIATION OF AUSTRALIA NEW SOUTH WALES BRANCH
ABN status:	Active from 03 May 2000
Entity type:	Other Incorporated Entity
Goods & Services Tax (GST):	Registered from 01 Jul 2000
Main business location:	NSW 2127

Australian Charities and Not-for-profits Commission (ACNC)

THE SCOUT ASSOCIATION OF AUSTRALIA NEW SOUTH WALES BRANCH is registered with the Australian Charities and Not-for-profits Commission (ACNC) [as follows](#):

ACNC registration	From
Registered as a charity view ACNC registration ↗	03 Dec 2012

Trading name(s)

Trading name	From
SCOUTS AUSTRALIA NSW	16 May 2012

Charity tax concession status

THE SCOUT ASSOCIATION OF AUSTRALIA NEW SOUTH WALES BRANCH is a Charitable Institution endorsed to access the following tax concessions:

Tax concession	From
GST Concession	01 Jul 2005
FBT Rebate	01 Jul 2005
Income Tax Exemption	01 Jul 2000

Deductible gift recipient status

THE SCOUT ASSOCIATION OF AUSTRALIA NEW SOUTH WALES BRANCH is endorsed as a Deductible Gift Recipient (DGR) from 01 Jul 2000. It is covered by Item 1 of the table in section 30-15 of the *Income Tax Assessment Act 1997*.

Important

Please read [Deductible Gift Recipient \(DGR\)](#) information before making a gift.

ABN last updated: 31 May 2013

Record extracted: 21 Oct 2015



Attn:

Kayla Volka

Senior Development and Environmental Officer

c/o Bogan Shire Council.

BOGAN SHIRE COUNCIL	
FILE	R/N
16 NOV 2015	
ASSIGNEE:	

Dear Kayla

I am writing in reply to your letter dated the 4th November 2015 in relation to the Bogan Shire Council having issues with the use of Round Up for weed control and the Environmental impacts associated with its use.

As discussed over the phone the context of the issued letter is somewhat up in the air,

Pesticide and herbicide legislation and registration in Australia is under the Australian Pesticides and Veterinary Medicines Authority and the Environmental Protection Authority,

Both Authorities have websites that have specific information and data for all registered chemicals in Australia.

All environmental issues Council have with chemicals and waterways should be forwarded directly to the EPA for investigation.

The information council seeks from the Central West Local Lands Services regarding Round Up and environmental issues with its use; should be forwarded to the Environmental Protection Agency for clarification or investigation or through the Macquarie Valley Weeds Advisory Committee.

I have attached extra information for council that could be beneficial when performing weed control around water. The attachments came from the Environmental Protection Agency as best practice when using chemicals around water.

Yours sincerely

Geoff Graham

Senior Biosecurity Officer

Main office
Other offices

96 Victoria Street or PO Box 6082 Dubbo NSW 2830 T: (02) 6882 2133 F: (02) 6884 2302
58 Cobar Street or PO Box 45 Nyngan NSW 2825 T: (02) 6832 1008 F: (02) 6832 1635
12 Buckley Drive or PO Box 40 Coonamble NSW 2829 T: (02) 6822 1588 F: (02) 6822 2338
89 John Street or PO box 108 Coonabarabran NSW 2357 T: (02) 6842 1300 F: (02) 6842 1770
46 Sherrif Street or PO Box 897 Forbes NSW 2871 T: (02) 6852 13688 F: (02) 6852 4065
32 Bathurst Street or PO Box 100 Condobolin NSW 2877 T: (02) 6895 2152 F: (02) 6895 2049
Website: www.centralwest.ils.nsw.gov.au

Nyngan Amateur

Swimming Club

P O Box 208

NYNGAN NSW 2825

16th November 2015

Dear Derek,

The Nyngan Amateur Swimming Carnival will be held on the 20th December this year and we would be very grateful for any assistance you could provide in the way of sponsorship.

Our carnival has been a huge success in the past with a lot of local swimmers and many competitors travelling to Nyngan for the day.

The success would not have been possible without the generous help of our sponsors.

We hope to host a great carnival again this year.

If you are able to assist with sponsorship your business will be advertised in our program and also broadcast during the day.

If you are able to assist in any way, it would be greatly appreciated.

Kind Regards



Mandy Martin

Club Secretary

BOSAN SHIRE COUNCIL	
FILE	1001
10 NOV 2015	
ASSIGNEE	

