



BOGAN SHIRE COUNCIL

Business Paper

25 August 2016

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18 August 2016

COUNCIL MEETING NOTICE

The next Ordinary Meeting of Council will be held in the Council Chambers, Nyngan on Thursday 25 August 2016 at 9.30am.

At 10.00am, the Mayor will conduct a Citizenship Ceremony for:-

Mr Hwandionesa Clifford Dhedheya, Miss Shekinah Tsitsi Dhedheya, Master Tasimbiswa Cephas Dhedheya and Mr Manas Upadhyay

At 10.15am, Council will adjourn to attend the opening of the Liberty Swing.

After lunch, Council will inspect the Waste Facility.

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 28 July 2016
6. Mayor's Closed and Confidential Minute

1. General Manager's Performance Review

In accordance with the provision of Section 10A (2) (a) of the Local Government Act 1993, the Mayor is of the opinion that consideration of this item is likely to take place when the meeting is closed to the public for the following reason: because discussion involves personnel matters concerning particular individuals (other than Councillors).

7. Community Services Closed and Confidential Report

1. Bogan Shire ELC Financial Report

In accordance with the provision of Section 10A (2) (d) (ii) of the Local Government Act 1993, the Manager of People and Culture is of the opinion that consideration of this item is likely to take place when the meeting is closed to the public for the following reason: - because discussion involves commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council.

8. Confirmation of the Minutes of the Council Meeting held on 28 July 2016
9. Committee Meeting Minutes
10. Mayoral Minute
11. General Manager's Report incorporating reports from:-

- Community Services
- Corporate Services
- Engineering Services
- Development and Environmental Services

12. Correspondence
13. Grants and Funding

Your attendance at this meeting would be appreciated.

Yours sincerely

Cathy Ellison

Executive Assistant



**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

COMMITTEE MEETING MINUTES

1 OROC BOARD MEETING

Below are the Minutes of the OROC Board Meeting held in Gilgandra on 8 July 2016.

1.1 Recommendation

That the Minutes of the OROC Board Meeting held in Gilgandra on 8 July 2016 be received and noted.

**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

Minutes of the OROC Board Meeting

held at

Gilgandra Cooee Lodge Village Hall

On Friday 8th July 2016

at 12.45 pm

1. Meeting Open and apologies

Present: Clr Bill McAnally, OROC Chair and Mayor Narromine Shire; Greg Lamont, General Manager Narromine Shire; Peter Vlatko, General Manager, Cobar Shire; Clr Peter Shinton, Mayor Warrumbungle Shire; Steve Loane, General Manager Warrumbungle Shire; Clr Michael Webb, Mayor Coonamble Shire; Rick Warren, General Manager Coonamble Shire; Don Ramsland, General Manager Walgett Shire; Clr David Lane, Mayor Walgett Shire; Clr Ray Donald, Mayor Bogan Shire; Derek Francis, General Manager Bogan Shire; Clr Doug Batten, Mayor Gilgandra Shire; Paul Mann, General Manager Gilgandra Shire; Mark Riley, Acting General Manager Western Plains Regional Council; Michael Kniepp, Administrator Western Plains Regional Council; Clr Rex Wilson, Mayor Warren Shire Council; Ross Earl, General Manager Bourke Shire; Michael Wilson, Director Community Development and Services, Gilgandra Shire and Belinda Barlow OROC Executive Officer.

Mayor of Gilgandra Shire Council Clr Doug Batten warmly welcomed the OROC Board and guests to Gilgandra.

Apologies: Derek Francis, Bogan Shire; Clr Andrew Lewis, Mayor Bourke Shire; Ashley Wielinga, General Manager, Warren Shire; Clr Angelo Pippas, Mayor Brewarrina Shire; Dan Simmons, General Manager Brewarrina Shire and Clr Lilliane Brady, Mayor Cobar Shire.

Motion: *That the apologies be accepted by the OROC Board.*

Moved: Clr Ray Donald

Seconded: Clr Rex Wilson

CARRIED

1.1. Retirement – Mr Paul Mann

Motion: That the OROC Board acknowledge Mr Paul Mann's valuable contribution and friendship to all OROC councils and the region, and warmly congratulate him on his long service to local government and in particular to Gilgandra Shire Council.

Moved: Clr Doug Batten

Seconded: Clr Ray Donald

CARRIED

2.1 NSW Planning and Infrastructure – Regional Population projections

Dr Kim Johnstone

Ashley Albury

Azaria Dobson

Dr Kim Johnstone Principal Demographer with NSW Department of Planning and Environment provided an overview of the current population trends for the OROC region, migration patterns /estimates and population projections. A copy of Dr Johnstone's presentation has been forwarded to each OROC council.

**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
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Motion: *That OROC write to NSW Minister for Planning to inform him that the OROC Board received a presentation from NSW Planning Principal Demographer at its July meeting and request that the Minister make publically available NSW Planning mapping tool and data for local government to readily access.*

Moved: *Clr Bill McAnally*

Seconded: *Ross Earl*

CARRIED

Action: *That Dr Kim Johnstone be thanked for her presentation.*

Ashley Albury offered an update to the OROC Board on the Draft Central West – Orana Regional Plan.

At this juncture Dr Kim Johnstone, Azaria Dobson and Ashley Albury left the meeting.

2.2 Guests – National Heavy Vehicle Regulator, Tim Hanson and Roads and Maritime Services, Mike Wills

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The National Heavy Vehicle Regulator and Roads and Maritime Services offered a presentation in respect to Councils working with the transport industry to optimise local freight road task.

At this juncture Tim Hanson and Mike Wills left the meeting.

2.3 Guests – Hear Our Heart Rachel Mills

The Hear Our Heart project is promoting ear health prevention strategies, ear health education and access to health specialists for children across Western NSW via the Hear Our Heart Bus that will travel across the region delivering its specialist services. The Hear Our Heart Committee is currently fundraising to run and maintain the bus service after a vehicle was recently donated by a Dubbo car dealership.

Motion: *That OROC Chair Clr Bill McAnally and Clr Doug Batten make representation to Member for Dubbo and NSW Deputy Premier The Hon Troy Grant and Member for Parkes Mark Coulton MP to raise the awareness and important benefits in respect of the Hear Our Heart project.*

Moved: *Clr Doug Batten*

Seconded: *Clr Rex Wilson*

CARRIED

At this juncture Rachel Mills left the meeting.

3. Confirmation of previous OROC Board Meeting Minutes 4th March 2016

Motion: *That the minutes of the meeting of OROC held in Cobar on 4th March 2016 be accepted as a true and accurate record of that meeting.*

Moved: *Ross Earl*

Seconded: *Clr Doug Batten*

CARRIED

**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
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3.1 Business Arising

3.1.1 Meeting with Troy Grant

The OROC Board had before it information in respect to a meeting held with OROC Executive and The Hon Troy Grant Member for Dubbo and NSW Deputy Premier.

Motion: i) That such information be noted.

Moved: *Clr Doug Batten*

Seconded: *Clr David Lane*

CARRIED

3.1.2 Fit for the Future Local Government reform

The OROC Board had before it information in respect to Fit for the Future Local Government reform.

Motion: i) *That such information be noted.*

Moved: *Clr Doug Batten*

Seconded: *Clr David Lane*

CARRIED

3.1.3 Far West Initiative

The OROC Board had before it information in respect to the Far West Initiative.

Motion: i) *That such information be noted.*

ii) *That OROC writes to the NSW Minister for Local Government and Member for Dubbo supporting the retention of the 4 'Far West' councils as members of OROC and if a Joint Organisation is formed, those 4 full member councils remain as part of the Orana or OROC region.*

Moved: *Clr Ray Donald*

Seconded: *Clr David Lane*

CARRIED

3.1.4 Joint Organisations

The OROC Board had before it:-

- i) a summary of the proposed Joint Organisation model;
- ii) a copy of OROC's submission to the Emerging Directions paper;
- iii) a copy of OROC's draft statement of regional priorities.

Motion: *That such information be noted.*

Moved: *Clr Doug Batten*

Seconded: *Clr David Lane*

CARRIED

3.1.5 Weather Radar

The OROC Board had before it a report and correspondence in respect to seeking funding for a Weather Radar Service for the region.

Motion: *That such information be noted.*

Moved: *Clr Doug Batten*

Seconded: *Clr David Lane*

CARRIED

**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
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3.1.6 Emergency Services Levy

The OROC Board had before it a report and correspondence received from The Hon Gladys Berejiklian MP NSW Treasurer in respect to OROC's concerns in respect to Emergency Services Property Levy on all NSW ratepayers.

Motion: *That such information be noted.*

Moved: *Clr Doug Batten*

Seconded: *Clr David Lane*

CARRIED

4. Confirmation of previous GMAC Meeting Minutes

That it be noted the Weight of Loads report was withdrawn from the July 2016 OROC Board Agenda.

Motion: *That the minutes of the meeting of GMAC held in Dubbo on Friday 24th June 2016 be accepted as a true and accurate record of that meeting.*

Moved: *Mark Riley*

Seconded: *Greg Lamont*

CARRIED

Motion: *That the 20 recommendations contained therein be adopted by the OROC Board.*

Moved: *Mark Riley*

Seconded: *Greg Lamont*

CARRIED

1. That the Draft OROC Statement of Regional Priorities be acknowledged and noted.
2. That the OROC Executive Officer proceed with a submission to the most recent working paper released by the NSW Government 'Towards a new model for regional collaboration' by 15th July 2016 with such submissions seeking to include Brewarrina, Bourke, Cobar and Walgett Shire Council areas as part of the OROC region.
3. That the OROC submission to the Local Government Act Development Phase I be noted.
4. That OROC proceed with engaging an independent facilitator for a further two (2) meetings of the OROC HR & LD Team.
5. That Sponsoring General Manager Ashley Wielinga be requested to undertake further investigation with Energy and Management Services in respect to the issue/benefit/cost of Smart Meters for OROC members.
6. That it be noted that OROC member councils have accepted the Origin Energy 3 year electricity contract based on a 28% reduction in tariff pricing for small sites.
7. That the OROC Member councils will provide individual submissions to the Draft Central West - Orana Regional Plan.
8. That the report in respect to OROC Weather Radar be noted.
9. That the OROC Board offer continued support to the Integrated Cancer Centre for Western NSW to be constructed at Dubbo Hospital.

**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
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10. That the update in respect to NSW Inland Tourism be noted.
11. That GMAC recognise the work undertaken by Natasha Comber, Manager City Development and Communication, Western Plains Regional Council in respect to Inland NSW Tourism on behalf of OROC member councils.
12. That OROC consider securing a range of domain names for a future Orana Joint Organisation website.
13. That OROC proceed to upgrade the current OROC website that will allow a regional calendar function to promote a wide range of business, tourism events and activities.
14. That OROC write to RDA Orana seeking a \$5000 contribution from RDA Orana towards the cost of hiring a site at the 2016 Country NSW Expo for OROC member councils involved in Love the Life We Live campaign.
15. That OROC write to the Minister for Local Government seeking an update in respect to the Independent Local Government Review Panel's proposed recommendations to review and potentially amend the distribution of Financial Assistance Grants.
16. That OROC write to NSW Minister for Police in respect to the concern of the shortage of Police officers; remote and special remote conditions that are no longer supplied for attraction and retention and the lack of adequate law and order service in all communities across the region.
17. That the draft Orana RDA Infrastructure Assessment Report be noted.
18. That OROC acknowledge discussions were held between GMAC representatives and RDA Orana Chair John Walkom expressing concerns in respect to this project's process and report findings.
19. That OROC note Mark Riley, Interim General Manager Western Plains Regional Council has stepped down from the role of GMAC Chair and that Greg Lamont General Manager Narromine Shire Council has accepted the Chair's role.
20. That the OROC Board acknowledge Paul Mann's valuable contribution and friendship to all OROC councils and the region, and warmly congratulate him on his long service to local government and in particular to Gilgandra Shire Council.

Motion: *That the 28 determinations contained therein be endorsed by the OROC Board.*

Moved: Mark Riley

Seconded: Greg Lamont

CARRIED

1. That the apologies be accepted.
2. That GMAC note the information supplied by NSW Rural Fire Service.
3. That GMAC note the information supplied by NSW Electoral Commission.
4. That OROC Executive Officer distributes a copy of the Power Point presentation offered by NSW Electoral Commission to GMAC members.

**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
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5. That the minutes of previous GMAC Meeting held 19th February 2016 be adopted.
6. That the information supplied in respect to local government reform be noted.
7. That the information supplied in respect to Far West Initiative be noted by GMAC.
8. That it be noted that the Far West Initiative Advisory Committee meeting scheduled for 12 July 2016 has been postponed.
9. That the OROC HR & LD Workshop Outcomes report 1st March 2016 be noted.
10. That the OROC HR & LD Action Plan 2016/17 be noted.
11. That the OROC HR & LD Meeting Minutes 19th May 2016 be noted.
12. That GMAC encourage participation and attendance of HR Managers and staff to the next Team Meeting to be held in Bourke.
13. That the information supplied in respect to the Draft Central West- Orana Regional Plan be noted.
14. That the OROC Submission to the NSW Inquiry into NSW Zonal Taxation be noted.
15. That the NSW Regional Planning Inquiry information be noted.
16. That OROC the information and correspondence in respect to the Emergency Services Property Levy be noted.
17. That the information in respect to the Regional Leadership Network Meeting be noted.
18. That the information in respect to the meeting between OROC Executive and the Hon Troy Grant MP be noted.
19. That the information in respect of an integrated Cancer Centre for Western NSW be noted.
20. That the information in respect of the Murray Darling Basin Authority meeting in Narromine on 11 May 2016 be noted.
21. That the OROC Correspondence be accepted.
22. That the correspondence of Gilgandra Shire Council in respect to the 2015/16 Regional Road Block Grant be noted.
23. That the financial report for period ending 15th June 2016 be noted.
24. That the Executive Officer's report be accepted.
25. That GMAC note the Economic Development Network Team meeting minutes from the meeting held on 6th May 2016.

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26. That GMAC note RMCC prepayment system is to be based on a trial of actual payments rather than payments in advance.

27. That each council to investigate RMCC prepayment system further and report to the next meeting of GMAC.

28. That GMAC note the information supplied in respect to Copyright information and determine individual council's payment for annual licences.

6. OROC Correspondence

Motion: *That the OROC correspondence be accepted.*

Moved: *Clr David Lane*

Seconded: *Steve Loane*

CARRIED

7. OROC Financial Report

Motion: *That the OROC financial report for the period ending 30th June 2016 be accepted by the OROC Board.*

Moved: *Greg Lamont*

Seconded: *Clr Peter Shinton*

CARRIED

8. OROC Executive Officer's Report

Motion: *That the OROC Executive Officer's Report be accepted by the OROC Board.*

Moved: *Greg Lamont*

Seconded: *Clr David Lane*

CARRIED

9. OROC General Business

9.1 SEPP Review

The OROC Board noted the information in respect to SEPP review program currently underway.

9.1.1 Biodiversity Legislation Review

The OROC Board noted the information in respect to the current NSW Biodiversity Legislation Review.

9.1.2 Future allocations NSW Rural Fire Fighting Fund

It was noted that Bourke Shire Council will have a 30% increase in contribution to NSW Rural Fire Fighting Fund. It was encouraged that all Councils check their figures for future contributions under the new formula developed by NSW Rural Fire Service.

Motion: *That such information be noted.*

Moved: *Ashley Wielinga*

Seconded: *Clr Rex Wilson*

CARRIED

**Committee Meeting Minutes to the Closed and Confidential Section of the Ordinary Meeting of
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9.1.3 Final Report of the Inquiry into companion animal breeding practices in NSW

General Manager Warrumbungle Shire Council Steve Loane discussed findings from the final report may have the potential to impact local government if legislation is altered. There is also the possibility of an influx of breeding facilities for domestic dogs (puppy farms) in rural/isolated areas, as this review has strengthened enforcement agency inspections of existing breeding facilities across NSW.

9.1.4 Local government policy review

Clr Doug Batten informed the OROC Board that LGNSW is currently seeking input into a survey to a Local Government Policy review; it was suggested that each council complete the survey and share survey amongst OROC Members.

10. Close / Next Meeting

The meeting closed at 4.30 pm.

The next OROC Board Meeting is to be held on Friday 30th September 2016 in Bourke.

REPORT TO ORDINARY MEETING OF COUNCIL – MAYORAL MINUTE

Councillors

The following report is submitted for consideration:-

1 DINNER FOR COUNCILLOR ELAINE MCLAUGHLIN

Councillor McLaughlin has not nominated for another term and therefore will not be seeking re-election to Bogan Shire Council.

Elaine was first elected to Council in 1976 and has therefore served 40 years as a Councillor on Bogan Shire Council.

Elaine was Shire President from 1991 to 1993 and Mayor from 1993 to 1997.

1.1 Recommendation

That Council host a dinner for Elaine and any other members of her family who may wish to attend sometime in October to acknowledge with appreciation the many years of service she has given to Council, ratepayers and residents of Bogan Shire.

RL Donald OAM

Mayor

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 25 August 2016**

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. <u>UPDATE:</u> Awaiting signage from Suppliers.
2	13/12/2012 28/03/2013	418/2012 098/2013	Davidson Park Revitalisation Program	Establish paving pathways to the mural.	MDES	To be completed in conjunction with Landscaping of Medical Centre and reinstatement of mural wall.
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	Deadline for completion of Planning Proposal is February 2017. <u>UPDATE:</u> Refer to included report.

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4	24/09/2015	342/2015	Teamster Rest Area	Invite NHS to make suggestions for internal & external painting that the school could undertake. Dump point be relocated to Flood Memorial Car Park.	MDES	UPDATE: Contact made with NHS, works still scheduled to commence in October 2016. Yet to be scheduled.
5	22/06/2014	209/2014	Tourist Information Bay	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. Council charge an annual fee and an initial fee.	GM	Construction Completed. Refer to item 1.
6	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 / Boards.

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	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.		Agreement on required works achieved with several owners / Boards. Efforts still being made to have owners upgrade building voluntary.
7	26/02/2015	042/2015	Chinese Portion – Nyngan Cemetery	Repairs to the burner be carried out in the current year's program. A Heritage Conservation & Management Report be prepared by a selected Consultant within the allocated budget.	MDES	Three quotes received and preferred consultant to be selected based on budget and inclusions within quotation. <u>UPDATE:</u> Refer to Report.
	25/06/2015	224/2015		Send a copy of the MDES report & recommendations from the Heritage Conservation & Management Report to Mr White.		Action pending completion of Conservation and Management Report.

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				Send a letter to the Chinese Embassy with a copy of the Heritage Conservation & Management Report.		Action pending completion of Conservation and Management Report.
8	23/07/2015	269/2015	O'Reilly Park Toilet Facility Upgrade	Upgrades to toilet facility, an access way, ramp and handrail.	MDES	<u>UPDATE:</u> As of the 15 August 2016, toilet facility painted externally, ramp handrail completed, new roof and guttering completed. Tiling and relaying of turf scheduled to be completed weekending 19 August 2016.
9	24/09/2015	377/2015	Baby Change Tables	Baby Change Tables be made available in O'Reilly Park & Davidson Park.	MDES	Davidson Park & O'Reilly Park installs to be completed in conjunction with facility upgrade – First Quarter 2016/17. <u>UPDATE:</u> Once tiling is complete within O'Reilly Park toilets, change table to be installed. Scheduled for Wednesday 24 August 2016.

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10	26/11/2015	440/2015	Show Day	Joint approach from Nyngan Combined Schools & Council be made to the Dept of Education for schools to have a full day holiday.	GM	Discussions held with schools and Local Member, awaiting feedback prior to sending another letter.
11	26/11/2015	457/2015	Sports Insurance	Council write to Minister for Sport & Minister for Health concerning inadequate reply to Council's enquiry on what local sports insurance fees are spent on.	MPC	Ongoing.
	23/06/16	245/2016		Council forward a copy of the Manager of Corporate Services letter to the Minister of Sport to the Minister for Finance, Services & Property & the Department of Fair Trading.		Letters to Minister for Finance, Services & Property & Dept of Fair Trading sent. UPDATE: Dept of Fair Trading has advised that Council should refer this matter to the Australian Competition and Consumer Commission (ACCC). Letter has been sent to ACCC.

General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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12	26/11/2015	454/2015	<p>Tree Risk Assessment – Town Streets</p>	<p>33 trees (excluding any figs) be progressively removed over the next 2 to 3 years and replanted with appropriate mature species, subject to the necessary budget being approved each year.</p> <p>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.</p> <p>Council has a qualified Arborist attend in 24 months to reassess those trees which have been retained.</p>	<p>MDES</p>	<p>Ongoing as budget permits.</p> <p><u>UPDATE:</u> Refer to Report for item 4.</p>
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**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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				Manager Development & Environmental Services prepares a street tree planting program, including a diagram of the assessed trees within the next 12 months, ensuring that appropriate mature replacement tree species are included within the future program for Council's consideration.		
13	24/03/2016	056/2016	Aged Care Accommodation Retirement Village	Council do some financial modelling on the cost implications to Council & the community for an aged care unit development.	MFIN	Consultant briefed to undertake modelling.
14	25/02/2016	022/2016	Bogan Bush Mobile	Delegation is planned to meet with Minister.	GM	Awaiting notification from Mark Coulton regarding suitable date.
15	24/03/2016	058/2016	Dob in a Druggie Campaign	Make available at a number of locations in town, boxes that people can anonymously leave information, about: - suspected drug dealers & information about any dogs.	GM	To be done in liaison with Darling River Command Campaign.

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16	24/03/2016	078/2016	Bicentennial Wall & Ceramic Mural	Be reinstated.	MDES	<p>On-site meeting held with Insurance Representative.</p> <p>Around 70% of tiles on the damaged part of the wall are unbroken. However there is extensive old mortar adhering to them and all attempts at removing this have resulted in the tiles breaking.</p> <p>Unfortunately this is likely to mean having all the tiles remade.</p> <p>Quotations sent to Insurers concerned.</p>
17	28/04/2016	107/2016	Village Tour	Entrance Signs into villages be pursued in conjunction with the villages' communities. Costing to be part funded from village allocation & part funded by Council.	MENG	<p>UPDATE: Preliminary design commenced, expected to be presented to October Council meeting before consultation with village representatives in November.</p>

**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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18	28/04/2016	133/2016	Rotary Park, River & Weir	Draw up a program with a report to Council on suggested upgrades to Rotary Park, River & Weir.	MDES	Program of works to be drawn up for 2016/17. <u>UPDATE:</u> Refer to Report. <u>COMPLETED</u>
19	12/05/2016	12/05/2016	Nyngan Aerodrome	Present to Council a report advising of the necessary upgrade for the terminal - the report to include details on time & costs to increase cleaning services.	MENG	Report to August Council Meeting. <u>UPDATE:</u> Refer to Report. <u>COMPLETED</u>
20	26/05/2016	179/2016	NSW Container Deposit Scheme	Council investigate the establishment & operation of a CDS collection depot as more information is announced and the cost implications of this.	MDES	<u>UPDATE:</u> Not yet started, no further information distributed to Council.

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21	28/7/2016	267/2016	Signs at Parks & Ovals	Investigate the history of the former Nyngan residents & sportsmen after whom parks & sportfields are named, with suggested wording & cost of signage.	MPC	<u>UPDATE:</u> New CDO to commence investigation shortly.
22	28/7/2016	268/2016	Duck Creek Races	General Manager request a meeting with Local Area Command to discuss Police presence at recent meeting and future meetings.	GM	<u>UPDATE:</u> To be discussed at upcoming Community Precinct Safety meeting scheduled for 14 October 2016.



**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
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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 COUNCIL MEETINGS SEPTEMBER 2016

2.1 Introduction

The purpose of this report is for Council to consider setting dates for Council meetings in September following the election of Councillors.

2.2 Background

Following the election of Councillors it is necessary to elect a Mayor and Deputy Mayor, determine Council representatives on various committees and establish delegations to the Mayor, Deputy Mayor and General Manager.

2.3 Discussion

Apart from the above it is considered beneficial to adopt a Code of Meeting Practice, give new Councillors an induction to Council and cover Council's Code of Conduct in some detail.

The election results are not likely to be known until at least 14 September which will allow for an Extraordinary Meeting of Council to be held on the 22 September to deal with the matters discussed above, followed by the Ordinary Meeting on 29 September.

2.4 Recommendation

1. That the next meeting of Council, to be held on Thursday 22 September at 9:30am be an Extraordinary Meeting to elect the Mayor and Deputy Mayor and to deal with other business as set out in this report.
2. That the next Ordinary meeting of Council be held on Thursday 29 September at 9:30 am.



**General Manager's Report to the Ordinary Meeting of Bogan Shire Council
held on 25 August 2016**

3 BOGAN SHIRE COUNCIL POLICY – WHS001 WORK HEALTH AND SAFETY

Summary:-

The purpose of this report is to review policy WHS001 Work Health and Safety Policy. The Policy was last adopted on 24 July 2014, and is now due to be reviewed.

3.1 Introduction

The purpose of this report is to review Policy WHS001 Work Health and Safety Policy. The Policy was last adopted on 24 July 2014, and is now due to be reviewed.

3.2 Background

Council's original OHS Policy was reviewed and revised in July 2012, in response to legislative changes, primarily the *Occupational Health and Safety Act 2000* being superseded by the *Work Health and Safety Act 2011*. The Policy was put to Council again in July 2014, with no amendments being made at this time and was adopted.

3.3 Discussion

Council approved the existing policy on 24 July 2014 (259/2014).

Minor amendments to formatting and headers and footers have been made to the existing Policy, but no informational changes or updates.

A copy of the Bogan Shire Council Policy - WHS001 Work Health & Safety will be tabled at the meeting and is available upon request.

3.4 Recommendation

That Council adopt Bogan Shire Council Policy - WHS001 Work Health & Safety, to be reviewed again in 2018.

Derek Francis

General Manager

REPORT TO THE ORDINARY MEETING OF COUNCIL – COMMUNITY SERVICES

Mayor and Councillors

The following reports are submitted for consideration:-

1 BOGAN SHIRE EARLY LEARNING CENTRE MONTHLY REPORT

Summary:-

The purpose of this report is to advise Council of the activities and statistics of the third month of operation of the Bogan Shire Early Learning Centre.

1.1 Introduction

The purpose of this report is to advise Council of the activities and statistics of the third month of operation of the Bogan Shire Early Learning Centre.

1.2 Discussion

Statistics

Total children enrolled as at 12/08/2016: 72

Total children scheduled to attend the centre for the week ending 12/08/2016: 106

Usage Capacity

Month of 11/07/2016 – 07/08/2016

Monday	Tuesday	Wednesday	Thursday	Friday
43%	38%	52%	62%	38%

From 11/07/2016 – 07/08/2016 the total income received from fees was \$37,473.00 in addition to Inclusion Support (IS) funding from the last financial year totalling \$3,638.70, thus taking the total income generated from operation to \$41,111.70. An application for IS funding to continue into the new financial year has been submitted and is currently being processed. The total expenditure on wages was \$52,256.

**Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 25 August 2016**

The Early Learning Centre is continuing to run smoothly, with children and educators settling in well. Due to a cut back of Federal and State funding into the Barnardos program that supports families utilising the Centre, the ELC lost 17 places per week over the past month, however some of the parents of these children have elected to pay for 6 of the days, which gives us a total reduction of 11 places per week. This is where we are seeing a slight drop in numbers, however we have a positive month ahead with a number of additional bookings commencing in the coming weeks.

The ELC spot check was conducted by our Compliance Officer on 19 July. The visit went extremely well with a lot of positive feedback provided. The Compliance Officer spent around 2 hours at the Centre, speaking with the Director and Educators as well as the Cook, whom she congratulated for having an impressive and nutritionally balanced menu for the children. The Compliance Officer sat in on the programing session and provided the team with some valuable advice on what areas are focussed on in an Accreditation Visit as well as advising that work should now commence on the Quality Improvement Plan (QIP), which has been scheduled for this week's staff meeting and training session. Upon departure, the Compliance Officer commented that she was excited to see where we would be in 12 months' time if we were doing this well in our first three months.

On Monday 8 August, the children from the preschool room enjoyed their first of two excursions or "Adventures" as the children called them for the week. They walked from the Centre to the Council Chambers building and joined in the Opening Ceremony for NAIDOC week. On their way back to the Centre, they stopped at O'Reilly Park for a play on the equipment. On Tuesday 9 August, the children visited Nyngan Public School and participated in some of their NAIDOC week activities. The ELC children and staff were made to feel very welcome and had a fantastic time in the Kindergarten classroom, as well as taking a tour of their vegetable garden and feeding the fish in their aquaponics garden. All in all it was a fun morning. The ELC is planning for one incursion (someone visiting the Centre) and one excursion each month, as the children loved their "adventures".

2.3 Attachment

Photos of the children enjoying activities as part of NAIDOC week.

2.4 Recommendation

That the Early Learning Centre Report for July 2016 be received and noted.

Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 25 August 2016



Community Services' Report to the Ordinary Meeting of Bogan Shire Council
held on 25 August 2016



2 END OF TERM REPORT – INTEGRATED PLANNING AND REPORTING

Summary:-

The purpose of this report is to report on Council's progress in implementing the Community Strategic Plan over the past four years.

2.1 Introduction

The purpose of this report is to report on the council's progress in implementing the Community Strategic Plan over the past four years.

2.2 Background

The End of Term Report is part of Council's Integrated Planning and Reporting (IP&R) framework and reports on the Council's progress in implementing the Community Strategic Plan over the past four years.

There is a legislative requirement (*Local Government Act 1993 s428(2)*) to table this report at the last meeting of the outgoing council and include it in the Annual Report due by 30 November in the year in which an ordinary election is held.

2.3 Discussion

This report looks at outcomes, i.e. what have been the results for the community and council as a result of the activities undertaken. It provides an assessment of the social, economic and environmental state of the Shire and is part of the feedback loop to assess whether our community is moving towards its 2026 vision, as outlined in the Community Strategic Plan adopted on 26 April 2012.

The Report is included in the mailout to Councillors. It will be tabled at the meeting and is available on Council's web site and on request at the Council Chambers.

2.5 Recommendation

That Council:

1. Adopts the End of Term Report.
2. Includes the End of Term Report in the Annual Report 2015-2016.

Debb Wood
Manager People and Culture

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

REPORT TO THE ORDINARY MEETING OF COUNCIL – CORPORATE SERVICES

Mayor and Councillors

The following reports are submitted for consideration:-

1 BANK RECONCILIATION

Summary:-

The report is to present the reconciliation of Council's Cash Book, Bank Statements and Ledger Bank Account as at 31 July 2016.

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 31 July 2016.

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 July 2016		
Council General Fund		
Bank Statement Balance	\$	100,000.00cr
Add Deposits not yet receipted	\$	9,157.51cr
Less Unpresented Payments	\$	27,336.04dr
Balance as per Council	\$	81,821.47cr
Represented by the following in Council Ledgers		
Account		
19001.8000.8000	\$	81,821.47cr
Difference	\$	0.00

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

1.3 Recommendation

That the Bank Reconciliation Report as at 31 July 2016 be received and noted.

2 INVESTMENTS July 2016

Summary:-

- *The report is to outline the performance of Council's Investment Portfolio for the month of July 2016.*
- *At the 31 July 2016 Council had \$7.3 million invested. There has been a decrease to Council's investments since the June 2016 report due to accounts being paid for Council's Annual Insurance Policies, Council Water Rates, Capital Projects including staff housing, medical centre, plant purchases and accounts relating to the waste and recycling facility. In addition to this there has been no Grant Funding in July.*
- *Council has since received loan funding of \$2.8 million, this will replenish Council's Investments Funds in August 2016.*

2.1 Introduction

The purpose of this report is to outline the performance of Council's investment portfolio for the month of July 2016.

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 July 2016 is shown below. At the 31 July 2016 Council had \$7.3 million invested. There has been a decrease to Council's investments since the June 2016 report due to accounts being paid for Council's Annual Insurance Policies, Council's Water Rates, Capital Projects including staff housing, Medical Centre, plant purchases and accounts relating to the waste and recycling facility. Council has since received loan funding of \$2.8 million, this will replenish Council's investments funds in August 2016.

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

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.

Investment Movements for July 2016

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 July 2016						
REF	Source	Maturity	Days	% rate	Interest	Bal 30/06/2016
3204	NAB	11-Sep-16	180	2.900%	14,460	1,000,000.00
1203	NAB	17-Sep-16	180	2.950%	14,943	1,000,000.00
7202	NAB	17-Aug-16	180	3.030%	12,206	807,900.87
4608	NAB	01-Sep-16	180	3.050%	30,249	2,000,000.00
	BankWest	10-Aug-16	180	3.000%	14,795	1,000,000.00
6894	NAB Professional Funds		At Call	1.900%		2,508,192.41
802	Westpac - Maxi direct	n/a	n/a	Variable		0.00
	Balance securities held					8,316,093.28
	Ledger Balance					8,316,093.28
	Summary by institution					
	BankWest					1,000,000.00
	NAB					7,316,093.28
						8,316,093.28

2.4 Recommendation

That the Investments Report for July 2016 be received and noted.

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

3 SUMMARY OF RATE & ANNUAL CHARGES COLLECTION

Summary:-

- *The report is to provide a comparison of rate collections as at 31 July 2016, with the same period last year.*
- *Total arrears have increased from \$306,455 at the 31 July 2015 to \$312,112 s at 31 July this year.*

3.1 Introduction

The purpose of this report is to provide a comparison of rate collections as at 31 July, 2016, with the same period last year.

3.2 Discussion

This report is provided for the information of Councillors.

Rate Collections	2016-2017	2015-2016
Arrears Prior to 01/07/2016	312,112	306,455
First Instalment Outstanding as at 31/07/2016	981,648	1,045,060
Second Instalment Outstanding as at 31/07/2016	1,092,352	1,108,191
Third Instalment Outstanding as at 31/07/2016	1,102,080	1,109,074
Fourth Instalment Outstanding as at 31/07/2016	1,103,543	1,109,609
Total Arrears	312,112	306,455
Total Outstanding	4,591,735	4,678,389
Monthly Transactions		
Amount Levied & B/Fwd	4,998,031	4,953,689
Add: Adjustments	2,114	3,323
Less: Payments to end of July	-331,724	-203,910
Less: Rebates	-79,585	-77,713
Add: Postponed	2,899	3,000
Gross Total Balance	4,591,735	4,678,389
Arrears of total amount levied %	6%	6%

Total arrears have increased from \$306,455 at the 31 July 2015 to \$312,112 as at 31 July this year.

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

Each instalment amounts to approximately \$1,249,000
(Total Rates, Waste, Water & Sewer Access Charges)

Council has collected \$127,814 more than at the same time last year.

3.3 Recommendation

That the Rates and Annual Charges collection report be received and noted.

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

4 AUDIT OF 2015/2016 FINANCIAL ACCOUNTS

Summary:-

The report is to advise Council of the timeline for the Audit of the 2015/2016 Statutory Accounts.

4.1 Purpose

The purpose of this report is to inform Council of the timing of the Audit of the Statutory Accounts for the 2015/2016 financial year.

4.2 Background

Council is required to produce and have audited a set of Statutory Accounts each financial year. The 2015/2016 financial year closed on 30 June 2016 and audited statutory accounts must be lodged with the Department of Local Government by 30 October 2016.

4.3 Discussion

The auditors have suggested audit dates between 26 to 30 September, providing that certain information is sent in advance.

Council staff plan to have a full set of statutory accounts completed by 12 September 2016 so that they can be adopted and referred to audit at Council's Ordinary Meeting scheduled for 22 September 2016. This is in line with the timeline set in 2015.

4.4 Recommendation

That the Audit of 2016/2016 Financial Accounts Report be noted.

5 FINANCIAL ASSISTANCE TO COMMUNITY SERVICE ORGANISATIONS

Sumamry:-

- *The report is to advise Council of requests received for Financial Assistance in relation to Rates and Charges levied on Community Service Organisations.*
- *Council has in the past granted Financial Assistance to the below organisations to help with payment of their Annual Rates and charges. The request is that the same assistance applies to this current financial year.*

5.1 Introduction

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

5.2 Background

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

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

The 2016/2017 rates were levied with these ratepayers included and if Council agrees to financial assistance then corresponding savings must be found in other parts of the budget. Council has budgeted \$5000 in 2016/17 for these types of donations. However, Council has already committed to \$3,630 in Financial Assistance to the Nyngan Night Church leaving a balance of \$1,370 in the budget.

5.3 Discussion

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

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

Organisation	Fin Assist 2014/15	Levied 2015/16	Fin Assist 2015/16	Levied 2016/17	Fin Assist 2016/17	Justification
Hermidale CWA Branch	\$140 (rates levied)	\$1,059	\$150 (rates levied)	\$1,080	\$447	Sect 1.3 of the Operational Plan
Nyngan Lodge Oxley	\$984 (rates levied)	\$2,008	\$1,006 (rates levied)	\$1,684	\$663	Sect 1.3 of the Operational Plan
Girl Guides Association	\$683	1,308	\$1,308 (rates)	\$1,453	\$1,453	Sect 1.4 of the Operational Plan
Girl Guides Association Non-Res Sewer Access	\$540	\$540	\$540	\$540	\$540	Sect 1.4 of the Operational Plan

- **Hermidale Branch CWA**

No Amount Specified

Small community organisation based in Hermidale who have received financial assistance in past years. Recommend we assist with the full amount of rates levied of \$160 and the Waste Depot Levy of \$287. They would then still pay the \$633 Rateable Water Charge for Hermidale.

- **Masonic Lodge Oxley**

No Amount Specified

This is a non-profit organisation who have requested that Council give them financial assistance for relief to the Water Rates. Recommend we assist with the General Rate levied of \$663. Leaving an amount payable of \$1021.

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

- **Girl Guides Association** **\$ 1,993**

This is a non-profit community service organisation who has requested that Council give them financial assistance to pay for their Rates and Charges levied for 2016-2017.

Recommend that as in previous year's Council assist with the sum of \$1,993.

As Council will only have \$1,370 remaining in their budget to provide this assistance an extra amount of \$1,733 will need to be found.

5.4 Recommendation

That Council:

1. Provide financial assistance to Hermidale CWA to the value of \$447, which represents the general rate levied on the Hermidale CWA Building and the Waste Depot Levy.
2. Provide financial assistance to The Nyngan Lodge Oxley to the value of \$663, which represents the general rate levied on the Nyngan Lodge Building.
3. Provide financial assistance to the Nyngan Girl Guides Association to the value of \$1,993 which represents all rates and charges levied on the Girl Guides Hall.

**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

6 REVISION OF DEBT RECOVERY POLICY FIN001

Summary:-

This report is to revise and adopt Council's Debt Recovery Policy FIN001. The earlier version of this Policy was adopted on 28 August 2014 and is now due to be reviewed.

6.1 Introduction

The purpose of this report is to review policy FIN001 Debt Recovery Policy. The Policy was revised and adopted on 28 August 2014 and is now due to be reviewed.

6.2 Background

The Debt Recovery Policy is one of the most important Policies to Council. It has a major affect Council's cash-flow and its relationships with ratepayers. If enacted properly it can send an important message to residents and ratepayers that there will be consequences if their debts are not paid on time.

The objective of this Policy is to facilitate the collection of all rates, charges and sundry debts owed to Council in an efficient and effective manner that is fair to all ratepayers and complies with Legislation.

6.3 Discussion

There have been no changes to the Debt Recovery Policy at this review. Council's new Revenue Accountant is working within the Policy and if necessary changes become apparent the Policy will be brought back to Council for review.

Council's Debt Recovery Policy is forwarded, when requested, to various parties to show that we are working within Council's Policy when following debt recovery procedures.

A copy of the Debt Recovery Policy FIN001 will be tabled at the meeting and is available upon request.



**Corporate Services' Report to the Ordinary Meeting of
Bogan Shire Council held on August 2016**

6.4 Recommendation

That Council adopt the revised Debt Recovery Policy FIN001 until August 2018.

Stephanie Waterhouse

Finance Manager

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

REPORT TO ORDINARY MEETING OF COUNCIL – ENGINEERING SERVICES

Mayor and Councillors

I submit the following report for consideration:-

1 OPERATIONAL REPORT

1.1 Civil Works

Work undertaken during the reporting period of 18 July 2016 to 12 August 2016 consisted of the following:-

- Continuing construction of the new Engineering Offices at the Works Depot in Nymagee Street.
- Repairs to footpath handrail outside Council offices in Cobar Street.
- Assisting with installation of a new office building at the waste depot.
- Repairs to the office roof gutters at the Engineering offices.
- Moving furniture from Council Chambers for the laying of new carpet.
- Relocating the gun safe at the Nymagee Street works depot.
- Repairs to toilet doors at the Shearing Shed Museum in Nymagee Street.
- Painting the entrance foyer of Nyngan Museum.
- Raising the height of the internal door handles at the Early Learning Centre.
- Repairs and maintenance at showground in preparation for the annual Nyngan Agricultural Exhibition.
- Continuing the construction of a new concrete footpath to toilets and BBQ in O'Reilly Park.
- Completing construction of new headwalls in the Nyngan lawn cemetery.
- Modifications to the flag pole at Council offices in Cobar Street.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

1.2 Community Facilities

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

- Preparing showground for annual Nyngan Agricultural Exhibition.
- Mowing and maintenance of ovals and reserves.
- Preparation for various NAIDOC Week activities.
- Cleaning of town facilities.
- Cleaning and sweeping of the Nyngan CBD.
- Preparing for private functions.
- Cleaning and maintenance of town streets and nature strips.
- Cleaning of town streets gutters and culverts.
- Digging and backfilling of graves.

1.3 Roads

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

No.	Name	Comments
19	Cooneybar Road	Maintenance grading completed.
24	Canonba Road	Re-sheeting continuing.
25	Merryanbone Road	Maintenance grading/repairs continuing.
5	Peisley Road	Wet weather damage repairs continuing.
15	Kallara Road	Wet weather damage repairs completed.
MR228	Hermidale Nymagee Road	Wet weather repairs continuing.
10	Pangee Road	1km of construction continuing.
9	Glengarriff Road	Maintenance grading/repairs continuing.
11	Honeybugle Road	Wet weather damage repairs continuing.
41	Shannonvale Road	Causeway repairs completed.
HW7	Mitchell Highway	Shoulder repairs completed.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

The wet weather continues the increased need for Council's Jet-Patcher. During this reporting period it has carried out routine maintenance and repairs on the following roads:-

- Tottenham Road
- Hermidale Nymagee Road
- Colane Road
- Town Streets
- Yarrandale Road
- Mitchell Highway
- Barrier Highway

Due to the wet weather Council has had to be very selective on the roads that it is able to grade or complete repairs on without causing further damage to the very wet road network.

The work the rural crews have completed in Nyngan during this reporting period includes:-

- Lane maintenance including grading and vegetation control.
- Cleaning of and around of culverts in town.
- Running of pumps to remove excess storm water.
- Mowing nature strips.
- Cleaning of gutters.
- Levee bank maintenance.
- Replacing or repairing street signage.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

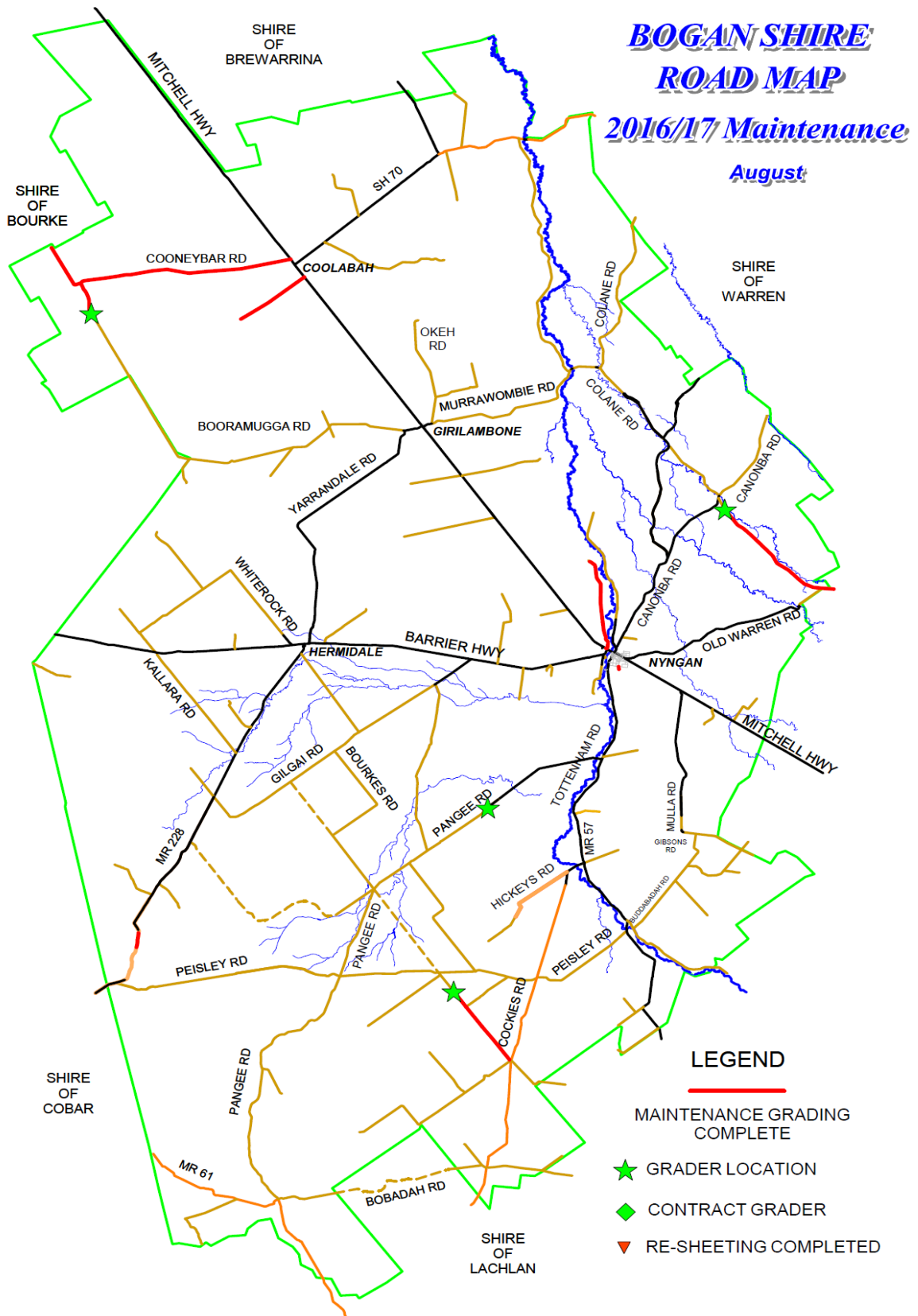
The works program for the remainder of August and the beginning of September includes but is not limited to the following works:-

- Maintenance grading to the following roads:- Elmore Road, Booramugga Road, Benah Road and Hermidale Nymagee Road.
- Repairs to the entire road network after the long period of wet weather.
- Re-sheeting of the following roads Monkey Bridge, Tubbavilla Road, Merryanbone Road, and Canonba Road.
- Continuing construction and sealing of 1km of Pangee Road.
- Tree trimming along the Barrier Highway west of Nyngan.
- Shoulder grading of the Mitchell Highway west of Nyngan.

1.4 Recommendation

That the Operational Report for the reporting period of 18 July 2016 to 12 August 2016 be received and noted.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**



**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

2 UPGRADING NYNGAN AERODROME TERMINAL BUILDING

Summary:-

- *The purpose of this report is for Council to consider upgrading the Nyngan Aerodrome terminal building.*
- *The estimated cost of improvement and repairs is \$15,000.*

2.1 Introduction

The purpose of this report is for Council to consider funding improvements to the Nyngan Aerodrome terminal building.

2.2 Background

Council has requested a report on the upgrading of the terminal building after discussions that it looks rundown and dated and that it also requires additional cleaning.

2.3 Discussion

The Nyngan Aerodrome is a community facility that gets little use and no income while costing a large amount of money to operate and maintain. At the present time, maintenance at the aerodrome is kept to a minimum to reduce operating costs and is relative to the use the facility gets.

Currently the aerodrome has a few local users, a once a week fly in fly out aircraft for the Tritton Mine, an occasional air ambulance, and some seasonal crop dusters. Although this use is minimal, I believe the aerodrome has always been considered an essential service.

The terminal building, while not in a bad state, does need some minor repairs and painting to brighten it up. The existing vinyl flooring is very old, scratched and marked and no amount of cleaning improves the look of the floor. The male and female toilets in the building are also very old and dated but are not in a bad condition.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

The building is available to pilots 24 hours a day and therefore not locked, and due to its location does get a lot of dust blowing in when the weather is hot and dry and may be unclean at any time. Currently the building is usually swept out twice a week and mopped weekly and additionally when there is a special flight scheduled. Thorough cleaning including windows is normally carried out when time is available such as in wet weather when other outdoor work cannot be performed.

The existing building requires some minor repairs to the guttering, downpipes, and weather boards, along with painting of the exterior. The interior requires new vinyl flooring and repainting. The toilets are lined with laminated bathroom panels, have small mosaic floor tiles, and coloured hand basins. These features from the 1960's are in good condition and require little expense to brighten them up and keep the original look.

The two toilets could also be completely striped out and renovated to give a new tiled wall, modern look public toilet. This would come at a much higher cost and would not be of any greater benefit to the limited number of people using them.

The average annual operation and maintenance cost of aerodrome over the last 3 years was \$79,594. This amount does not include capital costs such as runway and apron resealing, the new shed and wind direction indicator.

The estimated cost to complete the above work is \$15,000, without renewing the toilets, and the additional cost to clean the terminal and toilets one additional time per week is \$4,000 per year.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**



**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**



2.4 Recommendation

For Council's Consideration.

3 WATER STORAGE PROJECT – PROCURMENT & CONSTRUCTION MANAGEMENT

Summary:-

- *The purpose of this report is for Council to consider a proposal from NSW Public Works for the Management of the Procurement and Construction Phase of the Nyngan Cobar Water Security project.*
- *The scope of work for this proposal includes calling and reviewing tenders, contract administration, construction supervision, review of O&M manuals and work as Executed Drawings, and management of defect liability period.*
- *The fees for the proposal are \$333,086.*

3.1 Introduction

The purpose of this report is for Council to consider a proposal from NSW Public Works for the Management of the Procurement and Construction Phase of the Nyngan Cobar Water Security project.

3.2 Background

The Local Government Act provisions relating to tendering do not apply to this proposed contract as it would be a contract between Council and the Crown in right of the state of New South Wales. (Section 55 (3) (b) of the Act refers).

This project consists of a 700ML off river storage and a pipeline and pump station system to connect it to the Bogan Weir pool. This off river storage will be filled during wet years and the storage will be used to supply water to the weir pool during years when the full allocation is not available from the Albert Priest Channel.

The design and environmental assessment has been undertaken by NSW Public Works as part of a separate engagement.

NSW Public Works is the ideal choice for this engagement as they have a thorough understanding of the project having been involved since the project initiation.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

3.3 Discussion

Scope of Works

The scope of work included in this proposal is:-

- Management of the procurement and construction phase of the project;
- Calling and reviewing tenders;
- Contract Administration;
- Construction Supervision;
- Review of O&M manuals and work as Executed Drawings; and
- Management of defect liability period.

Project Management

NSW Public Works will manage the overall project. This will include:-

- Develop, monitor and manage construction phase budget and cashflow;
- Develop monitor and manage construction program;
- Monthly progress reports to Bogan Shire Council; and
- Attendance at Steering Committee meetings with Bogan Shire Council, Cobar Water Board and DPI Water.

A monthly progress report will be prepared. This report will include a description of the work completed, a revised program and comments on progress, an expenditure summary and cash flow predictions.

Call/ Review of Tenders

This proposal covers the procurement of the work under a single contract. Tenders will be called on an open tender basis by NSW Public Works. Development of the specification and drawings is part of a separate engagement.

It has also been assumed that the tender analysis will be based on the lowest acceptable tender and that weighted non price criteria will not be used.

**Engineering Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

NSW Public Works will undertake the following tasks:

1. Tender Evaluation Plan

A Tender Evaluation Plan will be developed in conjunction with Council, that will include detail of the Tender Evaluation Committee membership, criteria to be used in the assessment of tenders. The tender evaluation plan will comply with the requirements of the Local Government Act and NSW Government Procurement Policy. The Tender Evaluation Plan will be agreed and signed off by the Tender Evaluation Committee prior to the close of tenders.

2. Calling Tenders

Tenders will be called through the E Tender site. Public Works will prepare tender documents, contract information for tendering and upload them on the website. The tenders will close in the NSW Public Works tender box.

3. Attendance at Site Meeting

It has been assumed that a compulsory site meeting will not be required and that tenderers can inspect the site without assistance. Therefore the cost of attending such a meeting has not been included.

4. Response to Tender Queries

NSW Public Works will act as the contact person during the tender period and will respond to queries by the tenderers. Any questions that require a change to the specification will require an addendum to be issued. It has been assumed that no more than three addendums would be required.

5. Review of Contractual Issues

The performance of the preferred tenderer with regards to safety, quality and environmental performance will be reviewed. The past performance and financial capacity of the preferred tenderer will also be reviewed.

The contractual qualifications of the tenders in contention will be reviewed and the price implications of these qualifications evaluated.

**Engineering Services' Report to the Ordinary Meeting of
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6. Review of Technical Issues

The technical details submitted as part of the tenders will be reviewed.

The prices of all the tenders will be compared to the estimate and areas of concern will be identified. These areas will be raised with the tenderers that are in contention.

A detailed technical review of the two tenders most in contention will be undertaken. This will include a written report on the potential deficiencies with the two tenders and having discussions with the preferred tenderer to clarify the technical aspects of their tender.

7. Preparation of Tender Recommendation

A tender recommendation report will be prepared for Council approval.

The tender recommendation will be reviewed by the NSW Public Works "Tender Evaluation Review Panel" (TERP). TERP is an internal Public Works Review Panel that is independent of the evaluation that ensures that the correct procedures are followed and probity maintained.

8. Preparation of letter of Acceptance

A draft letter of acceptance will be prepared. Council will need to adopt the letter of acceptance and issue the letter of acceptance. The letter of acceptance will include a record of all the correspondence during the tender review period and will outline what is being accepted.

Contract Administration

NSW Public Works will administer the contract in accordance with the General Conditions of the Contract. It has been assumed that the Contract will run for a maximum of 30 weeks that the Contract Administration will involve an average of 14 hours per week during the contract period.

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The Tasks involved in Contract Administration:-

- Undertake the role of “Principals Authorised Person” in accordance with the General Conditions of Contract;
- Review quality assurance, safety (site specific safety management plans and monthly reports), environmental and industrial relations documentation submitted by the contractor;
- Check appropriate insurances are maintained;
- Liaise with and provide advice to the clients on technical issues that arise during the contract (in consultation with the design team);
- Negotiate (in consultation with clients) with the Contractor any variation and extension of time claims that may arise;
- Process contract payments; and
- Monitor and report on progress.

The Contract is based on GC21 (Edition 2) General Conditions of Contract. The NSW Public Works personnel who are involved in Contract Administration are familiar with these Contract Conditions and have been trained in their application.

Bogan Shire Council will be Principal in the Contract and will also fulfil the role of Senior Executive.

Construction Monitoring

During construction NSW Public Works will undertake limited surveillance of the work to ensure that the requirements of the specification and of clients are being met.

The tasks involved in Construction Supervision will include: -

- Conduct formal site meetings with the Contractor (monthly);
- Regularly review safety and environmental performance;
- Undertake formal WH&S audits using the Regions Safety Advisor (an allowance of 2 audits has been made);
- Review quality assurance and industrial relations performance;
- Verify Witness and Hold Points;
- Monitor performance and quality of work. Maintain records of progress; and
- Raise with the contractor any potential shortcomings for rectification.

**Engineering Services' Report to the Ordinary Meeting of
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This proposal is based on a maximum construction period of 30 weeks contract period and 10 hours per week site surveillance average during the contract. If construction is delayed or exceeds this time additional fees may be requested.

It has been assumed that **Staff from Bogan Shire Council** will also provide day to day onsite supervision. This would include inspecting work quality, safety, resolution of minor issues and recording site conditions and site activities. Any instruction to the contractor will be made by NSW Public Works. An allowance has been included in our proposal of 10 hours per week for a Bogan Council Supervisor.

WHS System Audits

NSW Public Works has allowed to undertake two (2) WHS System audits on the Contractor during the construction period. These audits will be undertaken to ensure that the Contractor's documents comply with the documentation requirements of the Work Health and Safety Management Systems and auditing guidelines (edition 5) and appropriately comprehends all current Work health and safety legislation and other work health and safety requirements.

Technical advice during Construction

NSW Public Works will respond to technical issues during construction. The design team from Sydney will be used for this purpose as required. The team includes geotechnical, mechanical, electrical, civil and environmental expertise.

During the construction stage there will be a number of Requests For Information (RFI) including those from the Contractor for specialist technical advice which will relate to the designs, the Contractor's interpretation of the design, the method of construction, the Contractor's design etc. It should be noted that it is our experience that the number of technical specialist RFIs are linked to the experience of the Contractor and how competitive the tendered price is, i.e. the lower the experience and tendered price the higher the proportion of RFIs.

**Engineering Services' Report to the Ordinary Meeting of
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Factory Acceptance Testing

Witness testing by appropriate experienced technical personal is essential to monitor that the constructed works meet the technical requirements specified, including areas of WH&S compliance, quality of equipment and workmanship, and meeting performance guarantees.

Factory Acceptance Test (FAT) will be carried out for the following items: -

- Electrical Switchboards at the Manufacturer's workshop.
- Pumps & Motors at the Manufacturer's workshop

NSW Water Solutions Engineers will witness the 'Factory Acceptance Testing' at the manufacturer's premises to monitor that the specified requirements have been met prior to the equipment being delivered to site.

On site-Testing and Demonstration

As part of the contract, the contractor is to demonstrate that the works perform satisfactorily. NSW Public Works will supervise these activities to ensure compliance with the specification.

The staff used to witness the demonstration is based in Sydney and were involved in the design. This will include both mechanical and electrical staff and a three day trip has been allowed for.

The tasks involve the following:-

- Review of the Contractor's Commissioning and Handover Plan and Program.
- Preparation of the pre-commissioning checks that are to be carried out as necessary for the pipelines, pumps, electrical equipment and switch-room.
- Witness on-site testing and demonstration.
- Prepare brief reports of inspections and observations. Coordinate with the technical engineering team throughout the testing and commissioning process and contractually formalise the defect lists prepared by these specialists with the Contractor.
- Liaison with Council's operational personnel regarding the training and attendance at commissioning activities.

**Engineering Services' Report to the Ordinary Meeting of
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O&M (Operation & Maintenance) Manuals and Drawings

As part of the Contract work the following will be undertaken:-

- Prior to commissioning, the Contractor will provide draft O&M manuals and work as executed drawings. These manuals and drawings will be reviewed and comments will be provided once the demonstration is completed.
- Public Works will then review the final O&M manuals and work as executed drawings to ensure that all components are incorporated.

Defects Inspection

NSW Public Works will co-ordinate the rectification of defects during the defects liability period.

This proposal assumes that two site inspections will be undertaken during the defects liability period.

ITEM	COMPONENT	PRICE (Ex GST)
1	Project Management	\$25,019
2	Call and Review tenders	\$22,169
3	Technical tender review	\$21,500
4	Construction Administration	\$70,140
5	Construction Supervision	\$53,100
6	Council Supervision	\$25,500
7	Safety Audits	\$9,850
8	Technical Advice during Construction	\$31,700
9	FAT of Switchboards & Pumps	\$8,600
10	Demonstration & Commissioning	\$20,100
11	Review of Manuals and Drawings	\$8,000
12	Management of Defects Liability Period	\$10,360
13	Travel/Accommodation	\$14,448
14	Travel/Accommodation	\$9,600
15	Financial Check of preferred tenderer	<u>\$3,000</u>
	Total Fees	\$333,086

This fee is approximately 4% of the estimated construction cost.

**Engineering Services' Report to the Ordinary Meeting of
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3.4 Recommendation

That Council accepts the proposal from NSW Public Works for the Management of the Procurement and Construction Phase of the Nyngan Cobar Water Security Project at a cost of \$333,086.

4 SALE OF THE NYNGAN RESCUE SQUAD BOAT

Summary:-

This report is for Council to consider the sale of the old Nyngan Rescue Squad Boat.

4.1 Introduction

The purpose of this report is for Council to consider the sale of the old Nyngan Rescue Squad Boat

4.2 Background

An auction sale of excess items and equipment has been arranged for the 10th September 2016. Council has a 4.8 metre aluminium rescue boat with a 40 hp outboard motor that was donated for flood rescue use when the local Volunteer Rescue Association closed down approximately twenty years ago.

4.3 Discussion

Since the rescue boat has been in Council's possession, it has not been used except for a full service and test run approximately ten years ago. At that time, it is estimated that several thousand dollars was spent on replacing the rusted fuel tank, replacing the battery, and servicing the motor to get it operational.

The State Emergency Services has confirmed that they would not use the boat for rescue purposes as it no longer complies with their specifications and requirements. They also advise they have sufficient boats in the local and surrounding SES Units that a non compliant craft would not be used by the SES.

**Engineering Services' Report to the Ordinary Meeting of
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The SES require all boats to be run and fully tested annually and to be fully stocked at all times with various rescue equipment.

If the boat is to put up for sale at our auction, a reasonable reserve price will be determined and if not met, other options for sale will be considered.



4.4 Recommendation

That Council dispose of the flood rescue boat.

**Engineering Services' Report to the Ordinary Meeting of
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5 REQUEST FOR ROAD ACCESS OFF WHITEROCK ROAD

Summary:-

- *The purpose of this report is to advise Council of a request to provide road access to a property at Hermidale.*
- *The property owner only has legal access along a Crown Road reserve that cannot be improved.*
- *The Property owner is prepared to pay for the ongoing upkeep of the road.*

5.1 Introduction

The purpose of this report is for Council to consider a request from Mr Darren Poole of Lot 13 in DP 751348 west of the Whiterock Road near Hermidale, for Council to take over an existing Crown Road Reserve to provide him with a legal access road to his property.

5.2 Background

Mr Poole has been using the existing 7km track along the road reserve to access his property but as it is on a Crown Reserve, it cannot be improved or maintained. Access is also currently available through an adjoining property that is proposed to be sold.

5.3 Discussion

Mr Poole has advised in his letter that:-

- He would pay transfer costs from Crown Lands.
- Council would not be responsible for maintenance and upkeep costs of the road.
- His neighbouring property may also require access from this road.
- The road would not need to be gazetted as a public road.
- The existing track is in reasonable condition.

**Engineering Services' Report to the Ordinary Meeting of
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Council had two similar requests to provide access to properties since last year and resolved that the property owners pay all costs associated with providing the road.

5.4 Attachment

Letter from Mr Poole.

5.5 Recommendation

That the Crown Road be transferred to Council and Mr Poole pay all costs associated with providing a suitable access road to his property.

Engineering Services' Report to the Ordinary Meeting of
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Mr. Darren J Poole

8 Barton Close

Medowie NSW 2318

Enclosure Permit Number 47936

The General Manager

Bogan Shire Council

PO Box 221

NYNGAN NSW 2825

Dear Sir

RE –Council Access Road to Lot 13 in DP 751348 from Whiterock Road, Hermidale

I am the owner of Lot 13 in DP 751348 and currently have access along a Crown Road reserve for a distance of 7km South West off the far end of the Whiterock Road (map attached) .

As the existing track is on a Crown Road, it cannot be improved or maintained, making access sometimes difficult. I would like to propose that Council take over the Crown road, off White rock Rd, Hermidale.

Points supporting my proposal include

1. I would be prepared to pay the transfer fee from Crown Roads to Bogan Shire Council.
2. Council would not bear any cost in maintaining the road.
3. I would be responsible for the ongoing upkeep of the road.
4. The proposed sale of our immediate neighbors' property would remove our current access to our property. If the said property is sold and divided, as proposed, the new owners would require use of the Crown road, along with us.
5. The road would not need to be gazetted as a public road.
6. The roads current state of repair is reasonable and would require minimum ongoing maintenance to maintain ongoing access.

Could this matter please be included in the Council Business Paper for discussion at the August meeting



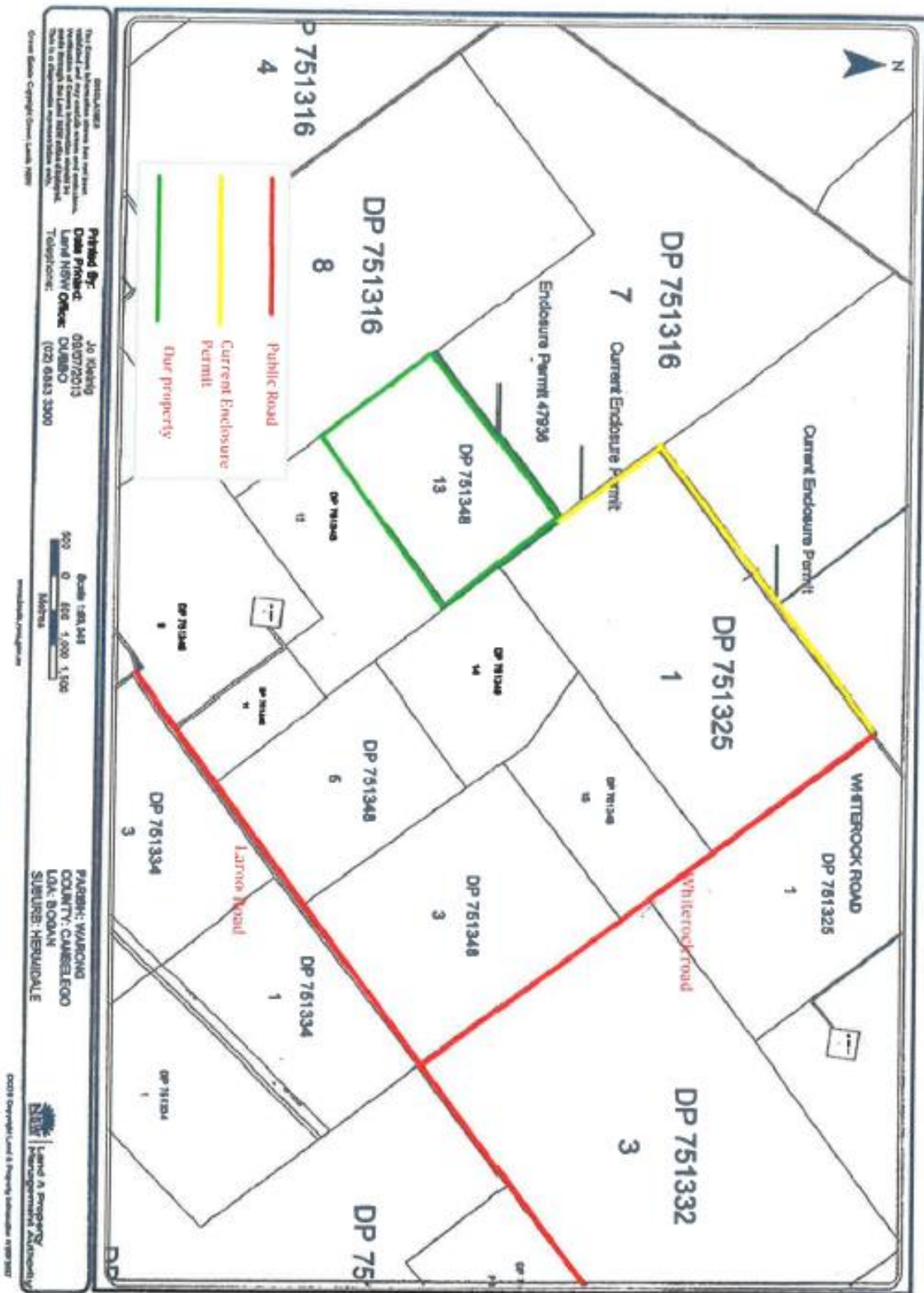
Kind regards

Darren Poole

Ph 0404 048405



Engineering Services' Report to the Ordinary Meeting of
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6 PURCHASE OF WATER TANK

Summary:-

This report is to request Council to increase the allocation for the purchase of a water tank that is included in the current budget.

6.1 Introduction

The purpose of this report is to request Council to increase the allocation for the purchase of a water tank that is included in the current budget.

6.2 Background

Council allocated \$6,000 in the 2016/17 budget for a replacement 5,000 litre water tank that is placed on a ridged truck for use during civil construction and water supply maintenance jobs.

6.3 Discussion

It was intended to use the existing plumbing and pump equipment off the old steel water tank and fit it to the new polyethylene tank. After considering the cost of constructing a frame to support the poly tank and pump and modifying the plumbing, it is felt that the purchase of a complete portable unit is more economical.

The purchase price of the complete unit is \$14,000 and is made to be slipped onto the truck with a forklift. Although the purchase price is \$8,000 more expensive than allowed in the budget, this can be met by savings on plant already realised this financial year.

6.4 Recommendation

That Council allocate an additional \$8,000 to purchase a complete 5,000 litre water tank with pumping unit.

Graeme Bourke

MANAGER ENGINEERING SERVICES

**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

REPORT TO ORDINARY MEETING OF COUNCIL – DEVELOPMENT AND ENVIRONMENTAL SERVICES

Mayor and Councillors

I submit the following reports for consideration:-

1 DEVELOPMENT APPLICATIONS

1.1 Introduction

Two (2) Development Applications have been approved since Council's July 2016 Meeting and one (1) withdrawn by the applicant.

DA NUMBER	APPLICANT	ADDRESS	DESCRIPTION	VALUE (\$)	PROGRESS
2014/001	Dr Ryan Heggie	Canonba Road, NYNGAN	Hangar	64,000	Applicant advises that the DA will continue subject to lease negotiations
2014/013	Peter Groeger	'Killawarra' COOLABAH	Extracting sand and gravel	5,000	Withdrawn by Applicant
2015/004	Tritton Resources Pty Ltd	Mitchell Highway GIRILAMBONE Lot 10 DP 751315 & Lot 3 DP 751342	Underground mine – "Avoca Tank"	20,000,000	Assessment finalised, to be determined by Joint Regional Planning Panel
DA2016/00	M, N and H Wass	Pangee Road, Honeybugle	Subdivision of Land	5,000	Approved
2016/015	WR Nominees	Lot 101 Lawlor Street Nyngan	Change of Use	15,000	Further information required from applicant regarding Fire Safety Compliance
2016/016	Terry Lyons	Lot 2 DP 939430 Nyngan Street, Hermidale	Refurbishment of shed and extension	100,000	Additional information required.
2016/018	B Johnson	Lot 7 DP 261826 27 Ellen Street, Nyngan	Shed	12,000	Approved.

**Development and Environmental Services' Report to the Ordinary Meeting of
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1.2 Recommendation

That the Development Applications Report since Council's July 2016 Meeting be received and noted.

2 OPERATIONAL REPORTS

2.1 Introduction

The purpose of this report is to outline the key works undertaken since Council's July 2016 Meeting by the Parks and Gardens Team and Noxious Weeds Officer.

2.2 Discussion

Key works that have been undertaken by the Parks and Gardens Team consisted of the following:-

- Routine maintenance duties including whipper snipping, mowing, weeding (as required), tree branch and litter removal, and edging of Teamsters Rest, O'Reilly Park, Moonagee Park, Lions Park, Davidson Park, Heritage Park, Vanges Park, Centennial Park, and Rotary Park.
- Reinstating turf in O'Reilly Park and around toilet area, removal of broken play equipment, broken BBQ and refilling of soft fall mulch within the playground area.
- National Tree Planting Day held with participation of the local Schools (Nyngan High and St Joseph's Primary) including irrigation extension and selection of mature tree species.
- Broadleaf herbicide application to all park areas.
- Pumping of water from various areas within the Shire including the Medical Centre to enable construction work to continue following rain.

**Development and Environmental Services' Report to the Ordinary Meeting of
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Key works that have been undertaken by the Noxious Weeds Officer consisted of the following:-

- Nyngan Ag Expo attendance with Noxious Weeds display.
- Significant time was allocated to town spraying.
- 12 property inspections within the immediate township.
- Road Inspections (Highways, Yarrandale Road, Tottenham Road, Pangee Roads, Coffills Lane, Pepper Lane).
- Spraying of Wild Raddish on the Barrier Highway.
- Spraying of Boxthorn on Pepper Lane.
- Attendance at the Macquarie Valley Committee Meeting in Cobar.

2.3 Recommendation

That the Operational Report, including Parks and Gardens and Weeds since 28 July 2016 Council Meeting be received and noted.

3 REZONING OF RURAL LAND OUTSIDE OF NYNGAN TOWNSHIP

Summary:-

- *A report is presented to Council on the status of the rezoning of land outside of the Nyngan township including a full timeline of events to date.*
- *Based on the preliminary findings of the Flood Risk Management Study commenced earlier this year, as required by the Gateway Determination issued by the Department of Planning, the Planning Proposal is recommended to be rescinded due on the number of proposed lots being located within the high hazard flood area and such risks to life in rezoning this land for residential development.*
- *It is further recommended that Council complete the Flood Risk Management Study and progress towards the preparation of a Rural Residential Land Strategy in order to strategically investigate all rural land that could be considered for future rural residential living opportunities and detail the supply and demand of such land for the Bogan Shire Community.*

3.1 Introduction

The purpose of this report is to provide a full summary of events in relation to the planning proposal to rezone land outside of the Nyngan Township and confirm with Council if the planning proposal is to proceed based on the flooding issues identified from the Flood Risk Management Study investigations.

3.2 Background

A timeline of events that have occurred since enquiries were made in 2013 is provided as **Attachment A** to this report.

**Development and Environmental Services' Report to the Ordinary Meeting of
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3.3 Discussion

Since the last meeting held in preparation of the Flood Risk Management Plan in February 2016, it is evident that there is great concern over the ability for Council to resolve the flooding issues to the satisfaction of the Department of Planning and Environment as required by the Gateway Determination. To further clarify the flooding issue the following mapping is provided, detailing the lots currently included in the planning proposal and the extent of flooding in the 1 in 100 year event (lots included in the rezoning application outlined in red).

Development and Environmental Services' Report to the Ordinary Meeting of
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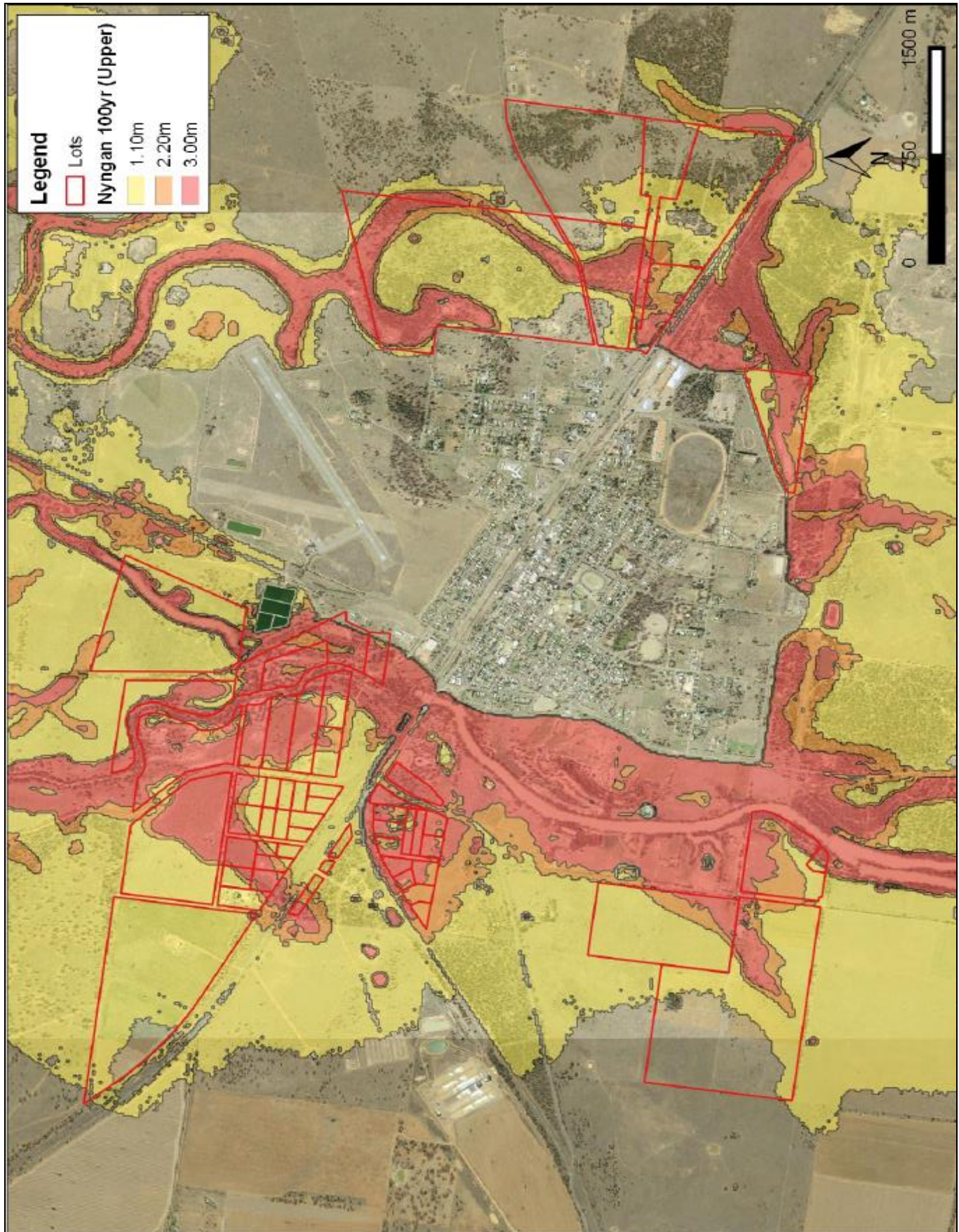


Figure 1: 1 in 100 Year Flooding Event over Planning Proposal Lots Outside Levee

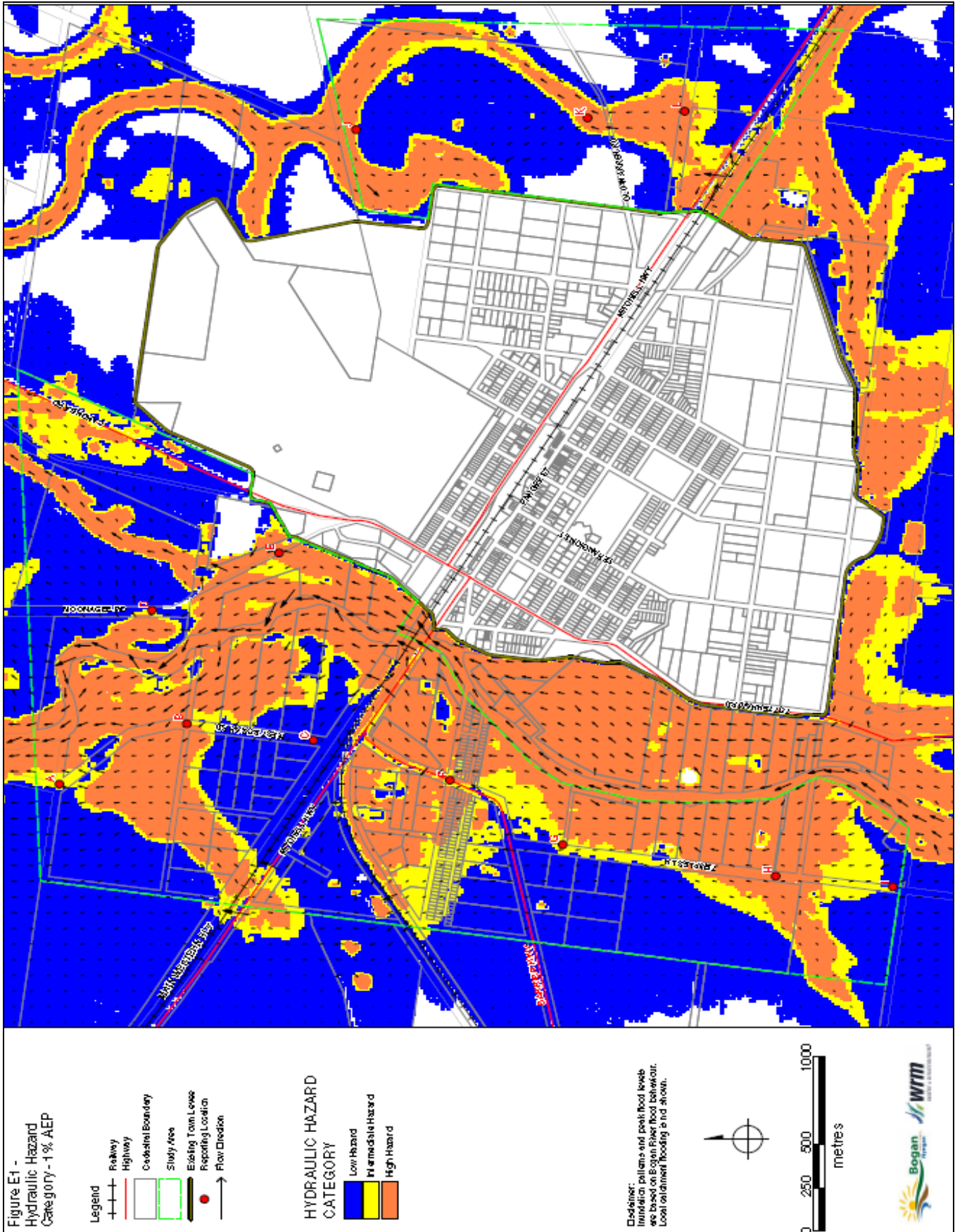


Figure 2: 1 in 100 Year Flooding Hazard Categories over Planning Proposal Lots

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In accordance with the mapping identified above (red shown in Figure 1 and orange shown within Figure 2), a large proportion of the land selected to be included in the Planning Proposal is identified to be located within the 'High Hazard' category during the 1% Annual Exceedence Probability Flood Event (1 in 100 year). For this reason, the Flood Study adopted by Council in September 2014 included the recommendation to "*Restrict all development within the high hazard areas*".

High hazard areas are defined as:-

- Possible danger to personal safety;
- Evacuation by trucks difficult;
- Able-bodied adults would have difficulty in wading to safety; and
- Potential for significant structural damage to buildings.

Once allotments are removed from within the High Hazard areas, the remaining lots were further assessed for suitability. Council's Consultant effectively made an assessment of 6 land areas that have been included in the Planning Proposal (refer to Figure 3 below). Within these 6 areas, the following comments are made by Council's Consultant: -

- **Area 1** is possibly developable if a new road is constructed along the road easement from the west. Temples Lane is untrafficable during a flood, which would preclude increasing intensification in this area.
- **Area 2** is inundated by about 1m during a 1% Annual Exceedence Probability (AEP) flood. There are already 5 dwellings in this area. All of these properties would be isolated in a flood with no access during a 1% AEP event. They are also right next to the sale yards. In other words, there appear to be many reasons not to increase intensification in this area.
- **Area 3** properties and West Bogan Road are inundated by between 0.3m to 0.5m in the 1% AEP event, which would suggest it may be feasible to develop this area. However, this area would be isolated during a flood as there is limited access to town. Provision to upgrade West Bogan Road to have at least the same immunity as the highway would be a recommendation prior to increasing intensification. Increasing intensification from the current lot size could be considered but not recommended without further assessment.
- **Area 4** would be developable with conditions.
- **Area 5** contains a lot of high hazard areas. It would also be isolated from the town during a flood as Moonagee Road would not be trafficable. Not recommended for intensification.
- **Area 6** possibly developable for one or two houses. However, suitable access would need to be considered for second dwelling if intensification was to occur.

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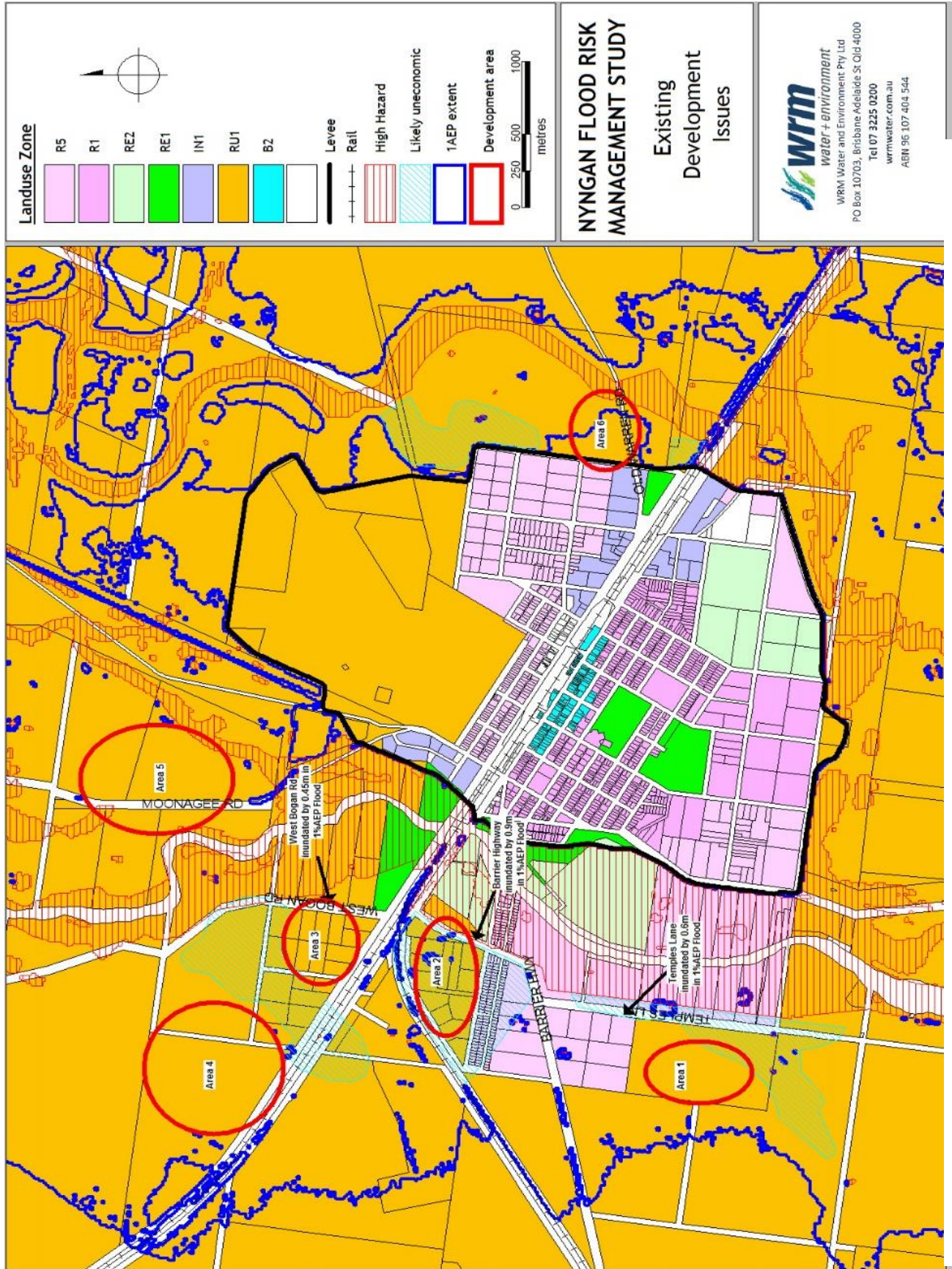


Figure 3: Flood Risk Management Study Development Issues with Flood Hazards

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As a result of the above findings, it would appear that a maximum yield by the Planning Proposal in its current form would allow for a possible three (3) new dwelling entitlements being created specifically in Area 4 (privately owned single lot) and Area 6 (Crown Land).

Council would need to investigate the upgrade of road infrastructure to Areas 1, 3 and 5 for residential development as they are inaccessible during a 1 in 100 year flood event.

Council's consultant has therefore stated that in his view the planning proposal cannot proceed.

Council's consultant also notes that in the existing residential zoned areas that are affected by flooding within Temples Lane for example, the likelihood of single dwelling development occurring is low as the need to raise the dwelling above the 1% ARI flood or fill the site area would be cost prohibitive for most landowners.

Council staff also approached the NSW Department of Planning and Environment regarding the preliminary findings under the Flood Risk Management Study in June 2016 and the following advice was provided:-

In order to satisfy Condition No 3 of the Gateway Determination, it would be in Council's best interest to reduce the scope of the planning proposal to those lots that are unaffected by the high hazard flooding zone (i.e. lots west of the Barrier / Mitchell Highway intersection).

The requirement for a Floodplain Risk Management Plan is part of Condition 3 of the existing Gateway determination. However, if Council can address inconsistencies with s117 Direction 4.3 Flood Prone Land with just the flood study.

s117 Direction 4.3 (clause 9):

(9) A planning proposal may be inconsistent with this direction only if the relevant planning authority can satisfy the Director-General (or an officer of the Department nominated by the Director-General) that:-

*(a) the planning proposal is in accordance with a **Floodplain Risk Management Plan** prepared in accordance with the principles and guidelines of the Floodplain Development Manual 2005, or*

**Development and Environmental Services' Report to the Ordinary Meeting of
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*(b) the provisions of the planning proposal that are inconsistent are of
minor significance.*

In the case of this Planning Proposal, the preliminary Flood Risk Management Plan investigations completed by Council's consultant (as outlined above) result in a very small possibility of new residential development without significant upgrades to road infrastructure to reduce the risk to life and enable flood free access to the land. It would therefore be difficult to satisfy the Department with the inconsistencies of the s117 Direction 4.3 Flood Prone Land and in this case, the inconsistencies are not considered to be of minor significance.

To date, Council has not exhausted all of the available budget under the Planning Proposal. Under the Flood Risk Management Plan alone, only \$9,900 of the \$46,350 agreed budget has been exhausted. As a result, and in light of the preliminary findings under the Flood Risk Management Study, it is recommended that the benefit to the community to pursue a potential of only 3 allotments (2 lots being crown land) zoned RU1 Primary Production at additional expense in order to rezone land for residential purposes cannot be adequately justified. Additionally, to undertake road infrastructure upgrades to allow flood free access to the other 4 Areas contained in the Planning Proposal (particularly over 3 different roads – Moonagee Road, Temples Lane and West Bogan Road) will obviously be a considerable expense to ratepayers.

It is however recommended that Council utilise what has occurred and budget spent so far as the first step towards the development of a Rural Residential Strategy for the Bogan Shire area. A Rural Residential Strategy, specifically for the Bogan Shire will highlight those key areas (utilising the 2009 study under the Western Council's Regional Land Use Strategy and Issues Paper as the baseline) for correct identification of areas outside of the levee which can allow for additional rural residential development. This will consider all immediate areas inside and outside of the Nyngan township and will identify the constraints applicable to such rural residential development occurring. This also will consider the principle of supply and demand particularly where there are existing parcels of land within the town levee that currently have opportunities for future residential development.

In order to achieve the objective of a Rural Residential Strategy to guide the future locations of rural residential development, the NSW Office and Environment and NSW Department of Planning and Environment have highlighted the importance of completing the Flood Risk Management Study and associated Plan for the Bogan Shire which will also support the outcomes identified within the Flood Study.

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Comments received from the NSW Office of Environment and Heritage included the following:-

The OEH considers that it is essential that Councils carry out comprehensive flood studies and floodplain management studies and use these to develop a floodplain risk management plan for all urban and rural residential areas within the Local Government area. This should be done prior to decision-making to inform the strategic selection of areas for development intensification.

We strongly believe that every Council in NSW should identify the floodplain in all identified urban centres within its administrative areas in order to ensure that the development within the floodplain is consistent with NSW Government's Flood Prone Land Policy and the principles set out in the Floodplain Development Manual (2005). This is also a requirement within the Section 117 Directions.

As for urban and rural residential areas, development should be consistent with the NSW Government's Flood Prone Land Policy and the principles set out in the Floodplain Development Manual (2005).

In order to complete the Flood Risk Management Study for residential and rural residential areas within the Shire, the additional fee quote provided is \$10,200 (+GST) from the quotation provided in 2014. Thus the total cost to finalise the Flood Risk Management Study would be \$56,550 (+GST).

Once this is completed however, it is recommended that Council investigate the cost for the preparation of a Rural Residential Strategy for the Bogan Shire area. A Rural Residential Strategy will provide Council with an improved strategic review on areas which can simply be rezoned for residential purposes into the future. This was emphasised by the NSW Department of Planning as a preferred option prior to any future planning proposals being submitted for rezoning of rural land for residential purposes (such as land to the eastern area of Nyngan and outside the high hazard flood areas).

3.4 Attachments

Attachment A: Timeline of Events

**Development and Environmental Services' Report to the Ordinary Meeting of
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3.5 Recommendation

1. That Council write to the NSW Department of Planning and Environment and retract the current Planning Proposal on the basis of the findings from the preliminary Flood Risk Management Study relating to the majority of land to be included under the current planning proposal being within a high hazard floodplain and not accessible by road in a 1% Annual Exceedence Probability flood event.
2. Council proceed to finalise a Flood Risk Management Study for Nyngan totalling \$56,550 (+GST) in order to complete the Bogan River Flood Study.
3. Council staff investigate the cost of preparing a Rural Residential Strategy in order to continue to meet the demand for rural residential living in the Shire with a future report to Council once consultant costs can be confirmed.

**Development and Environmental Services' Report to the Ordinary Meeting of
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Attachment A: Timeline of events

DATE	WHAT HAS OCCURRED						
FEBRUARY 2013 (MINUTE NO. 047/2013)	RESOLVED that Council engage a planning consultant to consider rezoning of lands outside the township of Nyngan for possible rezoning for smaller rural type of holdings.						
JUNE 2013 (MINUTE NO. 262/2013)	<p>Planning Consultant submitted an Options Paper to Council for consideration on how to proceed with a rezoning. Land selection for inclusion in the Planning Proposal is based on Council staff advice at the time.</p> <p>RESOLVED that Council continue the LEP amendment process as outlined in Option 1 - Retain the RU1 zoning for identified land and reduce the minimum lot size to facilitate development of up to (1) dwelling per lot.</p> <p>It is important to note that within the Options Paper presented to Council that comment was made on the Western Council's Regional Land Use Strategy (the Strategy) and subsequent Issues Paper in 2009. Specifically, the Issues paper noted the following constraints and reasons for unsuitability when considering Rural Residential Development (as relevant to the current planning proposal) as well as the issue of supply and demand.</p> <table border="1" data-bbox="474 1241 1360 1854"> <thead> <tr> <th data-bbox="474 1241 915 1293">Constraint</th> <th data-bbox="915 1241 1360 1293">Unsuitability</th> </tr> </thead> <tbody> <tr> <td data-bbox="474 1293 915 1539"><i>Land that is located within the 1%AEP flood planning level or is land known by Council to be floodprone.</i></td> <td data-bbox="915 1293 1360 1539"><i>It would not be appropriate to place rural residential dwellings in the floodplain unless no reasonable alternative exists.</i></td> </tr> <tr> <td data-bbox="474 1539 915 1854"><i>Land that is located within the land capability classes 1, 2 or 3.</i></td> <td data-bbox="915 1539 1360 1854"><i>It would not be appropriate to place rural residential dwellings on good quality agricultural land unless no reasonable alternative exists.</i></td> </tr> </tbody> </table>	Constraint	Unsuitability	<i>Land that is located within the 1%AEP flood planning level or is land known by Council to be floodprone.</i>	<i>It would not be appropriate to place rural residential dwellings in the floodplain unless no reasonable alternative exists.</i>	<i>Land that is located within the land capability classes 1, 2 or 3.</i>	<i>It would not be appropriate to place rural residential dwellings on good quality agricultural land unless no reasonable alternative exists.</i>
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<i>Land that is located within the 1%AEP flood planning level or is land known by Council to be floodprone.</i>	<i>It would not be appropriate to place rural residential dwellings in the floodplain unless no reasonable alternative exists.</i>						
<i>Land that is located within the land capability classes 1, 2 or 3.</i>	<i>It would not be appropriate to place rural residential dwellings on good quality agricultural land unless no reasonable alternative exists.</i>						

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	<p><i>Land that is located within an area of high biodiversity conservation value or an area identified by the state government as an environmentally sensitive area, unless there are extenuating circumstances to justify its development.</i></p>	<p><i>It would not be appropriate to place rural residential dwellings in areas that should be protected for their natural values.</i></p>
	<p><i>Land that is located in or within 500m of an existing water supply bore field or an area of high groundwater vulnerability.</i></p>	<p><i>It would not be appropriate to place rural residential dwellings in areas where onsite effluent disposal could contaminate water supplies or contaminate groundwater.</i></p>
	<p><i>Land that is affected by high bushfire hazard and cannot meet the requirements of 'Planning for Bushfire Protection'.</i></p>	<p><i>It would not be appropriate to place rural residential dwellings in areas where bushfires can cause damage to buildings and infrastructure and threaten peoples lives.</i></p>
	<p><i>Land that is accessed from a major road unless the access to that road can be limited to a single location.</i></p>	<p><i>It would not be appropriate to place rural residential dwellings in areas where multiple private access points are created onto a major road causing traffic conflicts.</i></p>
<p>DECEMBER 2013 (MINUTE NO 532/2014)</p>	<p>Report presented to Council on the progress made on the Planning Proposal preparation including a table of constraints identified in line with the Western Council's Regional Land Use Strategy and Issues Paper identifying issues such as flooding, bushfire, soil salinity, sensitive biodiversity, riparian environments, proximity to classified roads and proximity to non-complimentary land uses.</p>	

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	<p>It was identified prior to lodgement of the Planning Proposal with the Department that <u>all</u> allotments were flood affected as they are located outside of the levee however a flood study would be required to confirm the extent of flooding to these land holdings.</p> <p>RESOLVED:</p> <ol style="list-style-type: none"> 1. That the report be received and noted. 2. A report on estimated cost is provided at Council's February meeting prior to progressing with the proposal.
<p>FEBRUARY 2014 (MINUTE NO 034/2014)</p>	<p>Report presented to Council regarding progress made including uncertainty of costs until Gateway Determination is made by Department of Planning.</p> <p>RESOLVED that:</p> <ol style="list-style-type: none"> 1. That the report be received and noted. 2. The Planning Proposal is submitted to the Department of Planning NSW. 3. The Gateway Determination of the Planning Proposal is presented at the following Council Meeting. 4. An estimate report is provided at Council's next immediate meeting following the Gateway decision and prior to progressing with the proposal.
<p>30 APRIL 2014</p>	<p>Department issued Gateway determination for the planning proposal with variations and specialist reports required to be submitted as follows:</p> <ol style="list-style-type: none"> 1. Flood study 2. Flood risk management plan 3. Bushfire Assessment Report 4. Contamination Assessment Report <p>Council was not issued with authorisation to exercise delegation due to the Flood Study and Flood Risk Management Plan requirements which were to be carried out to address the proposals inconsistency with the Ministers Section 117 Direction 4.3 Flood Prone Land.</p>

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	<p>Department also advised 45 Lots were to be amended in the Planning Proposal to be rezoned from RU1 to R5 and the remaining lots retained as RU1 were to be amended via Minimum Lot Size amendments. This requirement is obviously different to Option 1 preferred by Council in June 2013 (Minute No 262/2013).</p>
<p>JULY 2014 (MINUTE NO 268/2014)</p>	<p>A report was submitted to Council regarding the outcome of Gateway determination from Department of Planning and the estimated costs to complete the required reports for submission, with consultant fees totalling \$84,972.45 (ex GST).</p> <p>Council RESOLVED that:-</p> <ol style="list-style-type: none"> 1. The report be received and noted. 2. The planning proposal to proceed subject to an additional \$35,000 being made available to this project (\$50,000 currently budgeted) at Councils August 2014 Estimates Meeting.
<p>SEPTEMBER 2014</p>	<p>Council's consultant completed the Bogan River Flood Study which highlighted (amongst many details) the following:</p> <ol style="list-style-type: none"> 1. <i>All of the study areas pose a danger to personal safety during a flood event. However, under current development conditions, the existing dwellings are protected by flooding using earthen bunds.</i> 2. <i>It could be argued that Access to both the eastern and western study areas is limited during a flood event. Notwithstanding the available warning times, access to the existing dwellings along Temples Lane, Moonagee Road and Colane Road in the western study area would not be available by vehicle or four wheel drives at the peak of a 1% AEP flood. Even large trucks may not be able to cross the southern sections of Temples Lane or Moonagee Road at the peak of a 1% AEP event. There is currently no development to the north of the Mitchell Highway and to the west of the Bogan River, however, the gravel sections of West Bogan Road in this area may have access problems during smaller floods on this road unless it is sealed. Access across Old Warren Road would be available for large trucks and four wheel drives during a 1% AEP event for the eastern areas.</i>

**Development and Environmental Services' Report to the Ordinary Meeting of
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	<p>3. <i>If new development was to occur, new access roads would need to be formed at a higher level to provide flood immunity, which in turn may increase the local flood risk.</i></p> <p>4. <i>Any development would need to be either constructed on a raised pad above the flood planning level or a flood bund constructed around the property to reduce the flood risk to an acceptable level. The cumulative effects of fill or bunds would need to be considered and this would depend upon the density of the development.</i></p> <p>Provisional Flood Hazard Categories (noting high hazard flood areas and low hazard flood areas) were also developed with supported mapping:-</p> <p><u><i>High hazard areas</i></u> are defined as:</p> <ul style="list-style-type: none"> • <i>Possible danger to personal safety;</i> • <i>Evacuation by trucks difficult;</i> • <i>Able-bodied adults would have difficulty in wading to safety;</i> • <i>Potential for significant structural damage to buildings.</i> <p><u><i>Low hazard areas</i></u> are defined as should it be necessary,</p> <ul style="list-style-type: none"> • <i>Truck could evacuate people and their possessions; and</i> • <i>Able-bodied adults would have little difficulty in wading to safety.</i> <p>It was recommended by the Flood Study that:</p> <ul style="list-style-type: none"> • <i>Restrict all development within the high hazard areas.</i> • <i>For development within the low hazard areas,</i> <ul style="list-style-type: none"> ○ <i>the minimum lot size is to be 10 ha;</i> ○ <i>the habitable floor level must have immunity for the 1% AEP event;</i> ○ <i>site access must have immunity for the 5% AEP event;</i> ○ <i>flood mitigation controls (such as bunds) must not be combined with adjoining allotments to constrict the flow path;</i>
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**Development and Environmental Services' Report to the Ordinary Meeting of
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	<ul style="list-style-type: none"> ○ <i>flood mitigation controls (such as bunds) must be certified by a suitably qualified person that they are fit for the purpose of flood mitigation; and</i> ○ <i>each site must have a flood evacuation plan developed demonstrating an understanding of the flood risk and identifying strategies to evacuate.</i> ● <i>The minimum lot size is based around the assumption that dwellings will be constructed with a 100m wide flood protection bund. Assuming the allotments are square, this will reduce the cross sectional area of the flow path within the low hazard zone by one third.</i> <p>The secondary step to the Flood Study is the Flood Risk Management Study which forms part of the final document required by the Department, the Flood Risk Management Plan.</p>
SEPTEMBER 2014 (MINUTE NO. 338/2014)	RESOLVED that Council adopt the Bogan River at Nyngan Flood Study September 2014.
JUNE 2015	Following changes in staff, current staff pursued outstanding reports and specialist studies with deadline for completion of planning proposal February 2016 based on the resolution of Council (Minute No 268/2014).
SEPTEMBER 2015	Draft Bushfire Report completed.
16 NOVEMBER 2015	<p>In order to progress to the preparation of a Flood Risk Management Study, the Office of Environment and Heritage confirm the requirement to establishment a Committee to oversee the preparation of the Flood Risk Management Study as required by the Gateway determination.</p> <p>Letters were distributed to all affected landholders, Office of Environment and Heritage, Department of Primary Industries Water, SES and Fire and Rescue regarding specific concerns in preparing the plan. 1 letter response from an affected land holder and 1 letter response from Fire and Rescue was received by Council.</p>

**Development and Environmental Services' Report to the Ordinary Meeting of
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<p>9 FEBRUARY 2016</p>	<p>A Flood Risk Management Study Committee meeting was held at Councils Office with Councillors, SES, Fire and Rescue, Council's Flood Consultant and staff. The meeting was held to discuss the issues surrounding flooding on the land proposed to be rezoned and the subsequent risks in residential development in the flood plain. All parties involved raised concern with the number of lots proposed to be located in 'high hazard' flood areas.</p> <p>Further investigation was required and extension of the deadline for the planning proposal requested from the Department of Planning and Environment and is due for completion by February 2017.</p>
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4 REVIEW OF ENVIRONMENTAL FACTORS – NYNGAN OFF-RIVER WATER STORAGE PROJECT

Summary

- *A report is submitted to update Council on the finalisation of the Review of Environmental Factors document Submitted by NSW Public Works for the Nyngan Off-River Water Storage Project.*
- *Approval of the Review of Environmental Factors Document is now required by Council to progress the project.*

4.1 Introduction

The purpose of this report is to advise Council of the finalisation of the Review of Environmental Factors report prepared by NSW Public Works for the Nyngan Off-River Water Storage Project in accordance with Part 5 of the Environmental Planning and Assessment Act. Council must now provide final approval to the report prepared.

4.2 Discussion

The report submitted to Council by NSW Public Works completes the review of all environmental factors associated with the project in line with the requirements of Section 111 of the Environmental Planning and Assessment Act.

The review specifically confirms that in accordance with clause 125 of the State of Environmental Planning Policy (Infrastructure) 2007 that 'water storage facilities' may be carried out by or on behalf of a public authority without development consent on land zoned RU1 Primary Production. This means Development Approval is not required to be obtained from Council or the NSW Department of Planning and Environment for the proposed storage pond as the works are proposed by a 'Public Authority'.

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Notwithstanding the above, there are number of separate licences/ approvals required to be obtained from other Government Agencies as detailed in the following table prior to works commencing:-

Agency	Requirements	Reference	Status
Bogan Shire Council	Determination of the proposal	Pt 5 of EP&A Act	Purposes of this report.
	Formal written consent as reserve manager of Reserve	Crown Lands Act 1989	Completed.
DPI Fisheries	Permit to undertake dredging and reclamation works in 'waterland' for instream construction	s200 of FM Act	Underway.
DPI Water	Approval to construct or extend a dam	s60 Local Government Act	To be completed by Manager of Engineering Services.
	Variation to the water access licence	s56 of WM Act	Underway.
	Water supply works approval	s91B of WM Act.	Underway.
EPA	EPL for extractive industry	Schedule 1 of POEO Act	Licence to be issued shortly.
DPI Lands.	Crown Lands Act Licence.	Crown Lands Act 1989	Underway.
Central LLS	Formal written consent as reserve manager of Reserve 2053 and 84122.	Crown Lands Act 1989	Completed.
Nyngan LALC	Written consent of the proposed works or withdrawal of the claim (for Lot 7304 DP1154757)	Crown Lands Act 1989	Completed 29/2/2016.

To enable progression of the project, Council must provide final determination of the report and it is proposed that the General Manager be delegated for this requirement.

Additional copies of the Review of Environmental Factors report can be obtained from Council's Acting Development and Environmental Services Manager or Manager Engineering Services prior to Council's Meeting if required.

**Development and Environmental Services' Report to the Ordinary Meeting of
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The Review of Environmental Factors Nyngan Off-River Water Storage Project Report will be tabled at the meeting and is available upon request.

4.4 Recommendations

1. That Council approve the Review of Environmental Factors report prepared by NSW Public Works for the Nyngan Off-River Water Storage Project (report number DC15214, 31 May 2016).
2. Council delegate the Verification and Determination of the report to the General Manager on behalf of Bogan Shire Council.

5 CHINESE BURNER AND GRAVES RESTORATION WORK PROJECT

Summary:-

The report is provided to Council to provide an update regarding the Chinese Burner restoration works and confirm the selection of a consultant to complete stage 1 of the project.

5.1 Introduction

The purpose of this report is to update Council on the progression made to stage 1 of the Chinese Burner and graves restoration works proposed and to confirm selection of the consultant to prepare the Section 57 Application to the NSW Heritage Council in order to undertake works to the item.

5.2 Discussion

In accordance with Minute Number 042/2015 a request was initially made to undertake repairs to the Chinese Burner. The Chinese Burner and associated headstones are identified as a State Heritage Item under the Bogan Local Environmental Plan 2011 and are also listed on the State Heritage Register. Significant works originally proposed to such an item cannot occur without the relevant approval of the NSW Heritage Office.

As a result, Council has investigated the application process for works which are described as 'standard exemptions' under Section 57 of the Heritage Act and seek to proceed to engage a suitably qualified consultant to prepare a Statement of Heritage Significance to accompany the application as well as a conservation and management plan detailing the conservation and ongoing maintenance works required to the burner once restoration works are complete. This can be identified as stage 1 of the project and there is sufficient budget to complete stage 1 (report and approval process). In this regard Council has been advised by a community member that no works should be undertaken on the burner as this would impact on its spiritual significance. This matter will need to be considered as part of the consultant's work.

In the event that the application is approved by the Heritage Council, Council would need to ensure those who undertake the physical works to the burner have the necessary skills and experience to undertake this form of work in accordance with the consultant's schedule.

**Development and Environmental Services' Report to the Ordinary Meeting of
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This would be stage 2 of the project and additional funding would be needed to undertake this work in the vicinity of some \$10,000 - \$15,000 (labour, materials and Heritage Consultant overseeing the work).

Unfortunately, Council was not successful in the grant application sought for Emergency Works of up to \$10,000 as it was deemed that our proposal did not “address an unexpected or unforeseen issue, but is rather a result of standard wear and tear, i.e. gradual decay”. Council was advised however that “Major Works” grant funding opportunities are likely to be open in October 2016 for the 2017-2018 year.

Despite the above, Council has considered all three (3) quotations received by specialist Heritage Consultants which varied in costs from \$4,500 up to \$6,195. This cost included report and application preparation only and any project management or onsite supervision works would be charged at an hourly rate ranging from \$100 per hour up to \$280 per hour.

Subsequently, Council considers that the quotation supplied by P.A Duggan is in line with the requirements of both the project budget and Council’s Procurement Policy.

5.3 Recommendation

1. That Council proceed to engage P.A. Duggan to undertake the preparation of the Heritage Exemption Application and associated report for stage 1 of the Chinese Burner Restoration Works.
2. A further report be submitted to Council once the application is approved by NSW Heritage Council and the extent of the recommendations for the restoration works is fully known to confirm budget availability for the physical works to be undertaken. Concurrently, Council will apply for any possible grant funding to assist in completing stage 2 (restoration work).

6 STREET TREE PLANTING PROGRAM AND UPDATED TREE PRESERVATION POLICY

Summary

- *A report is presented to Council to approve of the proposed Street Tree Planting Program following the Street Tree Risk Assessment completed in October 2015.*
- *To ensure consistency is applied, an updated Street Tree Preservation Policy is provided to Council for approval to be placed on Public Exhibition for a period of 28 days.*

6.1 Introduction

The purpose of this report is to provide Council with the outcomes of the Street Tree Planting Program following Resolution 454/2015 and also provides an updated Street Tree Preservation Policy (lasted modified by Council on 25 March 2004) for consideration in order to address ongoing public requests for street trees to be removed and / or trimmed.

6.2 Discussion

Council resolution 454/2015 related to the Tree Risk Assessment – Town Street completed by Blue Gum Tree Care and Consultancy in October 2015 and included the following:-

1. *33 trees be removed over the next 2 to 3 years and replanted with appropriate mature species, subject to the necessary budget being approved each year.*
2. *Fig trees be selectively prune / shaped, with bracing systems installed and stump grinded, as appropriate by a qualified AQF Level 2 Arborist subject to the necessary budget being approved each year.*
3. *Council has a qualified Arborist attend in 24 months to re-assess those trees which have been retained.*

**Development and Environmental Services' Report to the Ordinary Meeting of
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4. *Manager Development and Environmental Services prepares a street tree planting program, including a diagram of the assessed trees within the next 12 months, ensuring that appropriate mature replacement tree species are included within the future program for Council's consideration.*

Of the 33 trees recommended to be removed over the next 2 to 3 years presenting a low or medium risk (this excludes street trees already identified as dead or decayed) the following locational plans locate these trees within the township which is simplified per street as follows:-

Location	Number of	Status
Nymagee Street	7 Trees	Not yet removed
Pangee Street	8 Trees	Not yet removed
Dalton Street	5 Trees	Not yet removed
Hoskins Street:	1 Tree	Removed following customer request.
Derrybong Street:	2 Trees	Not yet removed
Terangion Street:	2 Trees	Not yet removed
Tabratong Street	1 Tree	Removed by contractor due to impact on power pole.
O'Reilly Park:	4 Trees	Have been removed by contractor.
Council Offices	1 Tree	Not yet removed
Cathundril Street:	2 Trees	Not yet removed
TOTAL	33 Trees	

Of those 33 trees to be removed, the following species are ideal for replacement and have also been included in an updated Tree Preservation Policy for Public Land. An updated Street Tree Preservation Policy is provided to ensure there is transparency with the community when seeking Council approval to trim or remove street trees. The updated policy is required to be placed on Public Exhibition for a period of 28 days.

**Development and Environmental Services' Report to the Ordinary Meeting of
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Suitable Trees 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*
- Golden Glow *Acacia Cultiformis*

Suitable Trees away from powerlines:

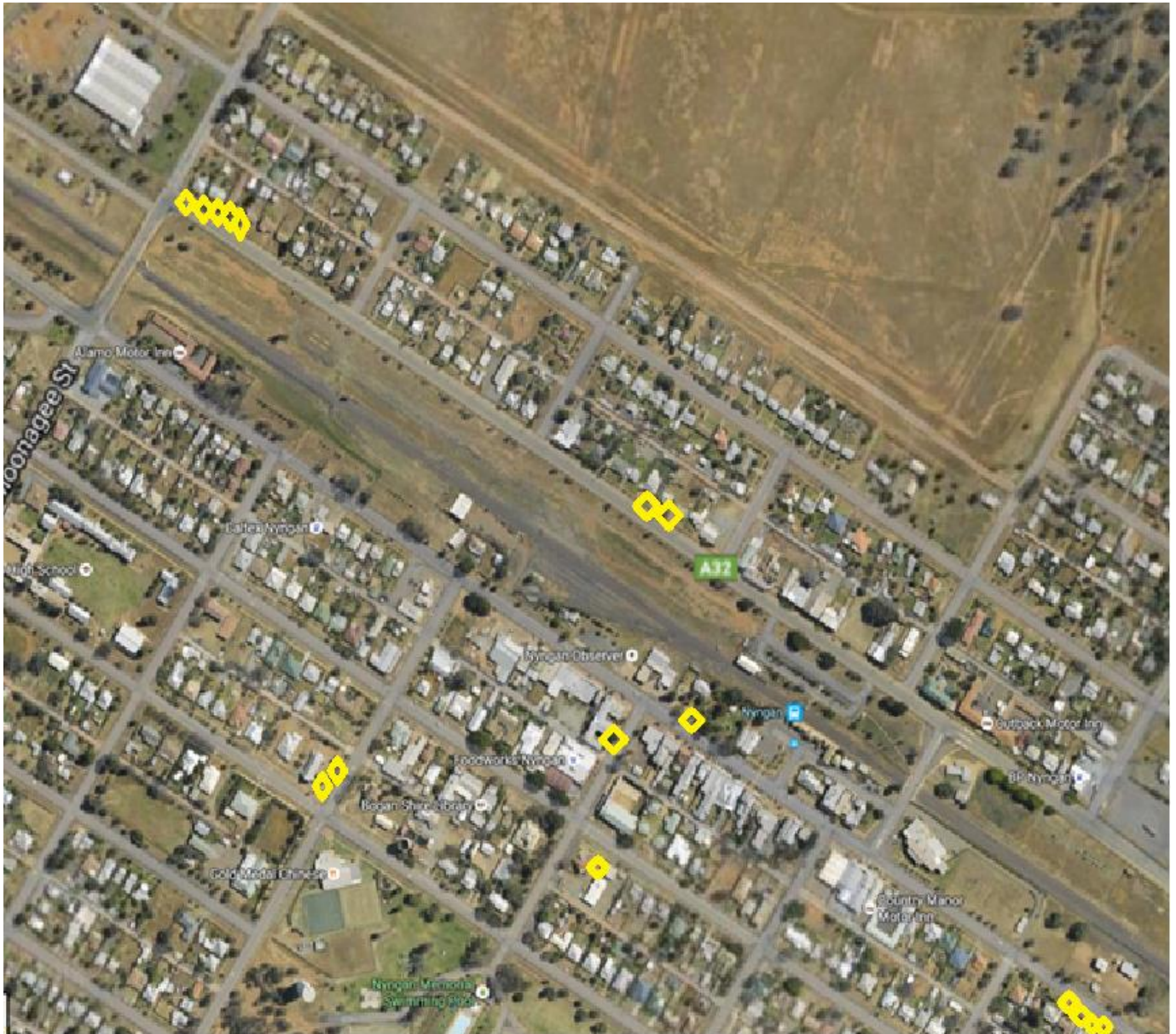
- Lightwood, *Acacia implexa*
- Willow Myrtle, *Agonis flexuosa*
- Kurrajong, *Brachychiton populneus*
- Red Spotted Gum, *Eucalyptus mannifera* ssp. *Maculosa*
- Red Ironbark, *Eucalyptus sideroxylon* 'Rosea'
- Stone Pine, *Pinus pinea*
- Cork Oak, *Quercus suber*

All replacement trees shall be planted at a mature stage outside of summer months and monitored regularly for survival.

Updated Draft Tree Preservation Policy is included in the mailout.

Development and Environmental Services' Report to the Ordinary Meeting of
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Locational Plan 1: Trees to be removed over next 2 – 3 years



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Locational Plan 2: Trees to be removed over next 2 – 3 years



6.3 Recommendation

1. Council approve of the street tree planting program for the 33 trees to be removed over the next 2 – 3 years with the necessary budget allocated each year.
2. Council approve of the updated Draft Tree Preservation Policy and allow for the policy to be placed on Public Exhibition for a period of 28 days. Following this period, a report providing any required amendments will be presented to Council for final adoption.

**Development and Environmental Services' Report to the Ordinary Meeting of
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7 ROTARY PARK AND WEIR PROGRAM OF WORKS

Summary:-

A report is presented to Council in respect to resolution 133/2016 providing a program of work for Rotary Park for consideration.

7.1 Introduction

The purpose of this report is to advise Council of a proposed program of works to the Rotary Park and Weir area in accordance with resolution 133/2016.

7.2 Discussion

Council has currently allocated the following funding towards the upgrade of Rotary Park for the 2016/2017 year:-

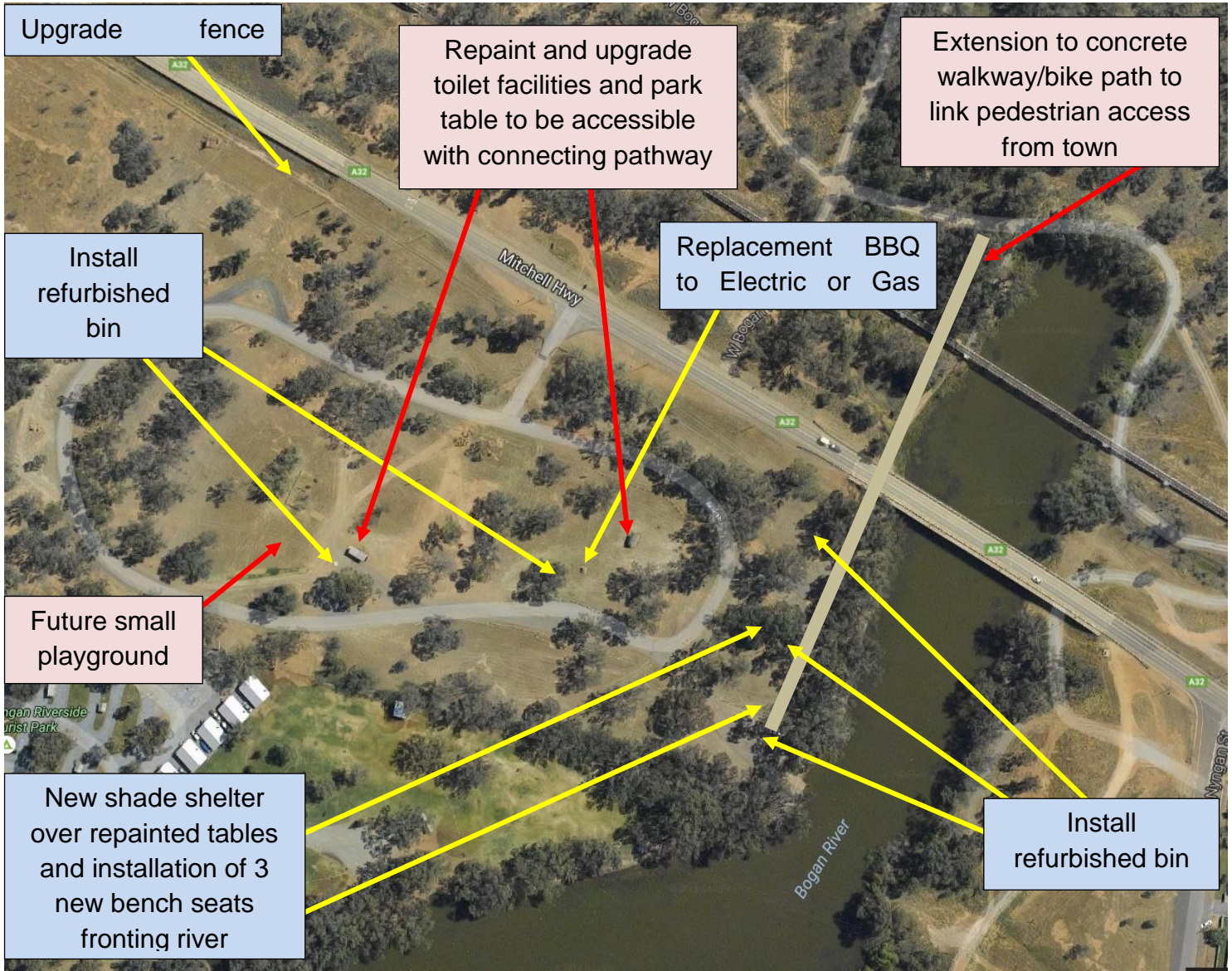
Works		Budget Amount
1. Rotary Park - Extension of Irrigation	New Asset	6,000 (C/F)
2. Rotary Park - New fence & works to Mitchell Hwy Frontage	Renewal of Asset	5,600 (C/F)
3. Rotary Park - Erect pool shade to River Bank Section	New Asset	12,000 (C/F)
4. Rotary Park - Trees Planting and BBQ structure	New Asset	20,000
5. Rotary Park - Seating & Graffiti Removal	New Asset	10,000

Items 4 and 5 above, were included in this year's Capital Budget in order to improve and add to the amenity of the immediate riverbank area within Rotary Park. This includes the removal of graffiti located under the bridge area. Initially, this will be resolved via paint to cover the graffiti and a future option may include allowing local school/s to become involved in painting a mural. This cost (purchase of additional paint for a mural), however has not been included within item 5 above and will be subject to future agreement with the school/s. The upgrade to the BBQ and inclusion for a shelter will also assist in providing improved facilities for the park and its users.

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As a result of the above items, a marked up plan below demonstrates a program for consideration of the park area, some of which will need to have allocated budget amounts applied in the future. It is important to note that Council must be mindful of any permanent structures which are placed in close proximity to the river in the event of a flood or the like (i.e. BBQ and roof structure).

Figure 1: Proposed Program of Works – Rotary Park



LEGEND: **2016/2017 budget year**
 Possible 2017/2018 budget year

7.3 Recommendation

That the Rotary Park and Weir Program of Works Report be received and noted.

8 ALLOCATION OF FUNDS – EARLY LEARNING CENTRE GENERATOR CONNECTION

Summary:-

- *A report is presented to Council regarding the allocation of funds to supply and install a change over switch to enable a generator to operate for backup in the case of emergency at the Early Learning Centre.*
- *It is recommended that the savings identified at the first budget review be allocated to the supply and installation of the changeover switch at the Early Learning Centre totalling \$2,970.*

8.1 Introduction

The purpose of this report is to have Council allocate funds towards the supply and installation of a changeover switch enabling generator connection at the Early Learning Centre.

8.2 Background

The current electrical configuration at the Early Learning centre does not permit the connection of a generator for back-up power in the case of an emergency.

8.3 Discussion

Recently, Essential Energy terminated power to the Early Learning Centre for maintenance, leaving the Centre and Council in a vulnerable position with no contingency plan with respect to back up power supply.

Fortunately it was only for a short period (four hours), however, it identified that Council had an obligation to develop and implement contingency measures to overcome such issue if it was to arise again.

A quotation has been sought from an electrical contractor for the supply and installation of a changeover switch cabinet containing a generator inlet connection. This system easily enables the connection of a generator for the supply of electricity to the Centre in case of an emergency.

The quotation totalled \$2,970.00 + GST.

8.4 Recommendation

That savings from the first budget review totalling \$2,970.00 be allocated towards the supply and installation of the changeover switch at the Early Learning Centre.

9 PROPOSED LOCATION OF DOG OFF LEASH AREA

Summary:-

- *A report is presented to Council on location options for the construction of the dog off leash area in accordance with the 2016/2017 Capital Budget.*
- *The recommended location is on land located at the south-eastern corner of O'Reilly Park, adjacent to the water tower and tennis courts as it is the most central location for local residents.*

9.1 Introduction

The purpose of this report is to present to Council four (4) location options within the immediate township of Nyngan for consideration on a dog off leash area as required by the Companion Animals Act.

9.2 Discussion

In the 2016/17 Capital Budget, Council has allocated \$40,000 towards the construction of a dog off leash area. This report presents four (4) location options for Council's consideration.

OPTION 1: NORTHERN END OF FRANK SMITH OVAL – ADJACENT EARTH TANK



This area of Frank Smith Oval is rarely used and presents as a feasible option for a dog off leash area.

Located immediately adjacent to No.2 and No.3 Sportsground, it has been identified that a number of residents currently take their companion animals to these sportsgrounds for a run.

Whilst it would service residents of Bogan Shire, it is considered that the travelling public would not make use of the area given its location from the highway.

**OPTION 2: SOUTH-EASTERN CORNER OF O'REILLY PARK – ADJACENT TO
THE WATER TOWER (RECOMMENDED OPTION)**



This location is currently underutilised in an otherwise well used park within Nyngan. Immediately adjacent to this location is the Bowling Club, O'Reilly Park and No1 Sportsground, is within a central location and in short walking distance for residents located throughout Nyngan.

Whilst it presents as a centralised location for the residents of Bogan Shire, it is considered that the travelling public would not make use of the area given its location from the highway.

OPTION 3: NORTH-WESTERN END OF ROTARY PARK – ADJACENT AMENITIES BLOCK.



This location is currently underutilised by Council. Located immediately adjacent to the amenities block within Rotary Park, this location presents as an ideal location for the travelling public.

However, given its distance from the township of Nyngan, it is considered that it may not present as the most feasible location for local residents.

**OPTION 4: WESTERN END OF NYMAGEE STREET – ADJACENT NEWBRIDGE
SERVICE CENTRE (PREVIOUS SITE OF DWELLINGS DEMOLISHED BY
COUNCIL)**



In 2015, Council demolished two derelict buildings from this site and has sat dormant since. This location presents as a feasible option given its proximity to the township of Nyngan and given its closeness to the highway, an option for the travelling public as well. Safety concerns may arise given its proximity to the highway with respect to the handling of companion animals as well as the expectation of residents walking their companion animals to and from the area.

In lieu of constructing two (2) small areas, it is considered that one larger area is more appropriate to discourage residents from using local sporting fields. Each of the abovementioned sites is able to accommodate a minimum off-leash area of approximately 1600m².

The fencing is estimated to cost \$25,000, with the remaining \$15,000 dedicated towards the installation of water, bench seats, faeces receptacle bin and signage.

9.3 Recommendation

That the Bogan Shire dog off leash area budgeted for within the 2016/17 Capital Budget be located and constructed on land at the south-eastern corner of O'Reilly Park, adjacent to the water tower and tennis courts as it is the most central location for local residents to access.

10 PROGRESS REPORT – CONSTRUCTION OF STAFF HOUSES

Summary

A report is presented to Council on the progress made with the Construction of the Staff Housing Project in Derrybong Street.

10.1 Introduction

The purpose of this report is to provide Council with an update on the construction of the two (2) staff houses.

10.2 Discussion

Construction of the two (2) staff houses in Derrybong Street Nyngan has progressed extremely well since commencing at the start of June.

As the below photos demonstrate (taken 14 August 2016), the slab and frames for both dwellings have been completed.

Depending on weather, the next two weeks will see a significant advancement towards their completion with a number of contractors scheduled to commence and/or complete their relevant scope of works.

It is scheduled that by the week ending Friday 19 August 2016, the roof covering (corrugated colourbond) be completed as well as the external cladding (bricks). Once these two components are completed, weather should have minimal impact on the projects progression.

Further contractors such as electricians, air-conditioner and plasterer are scheduled to commence from Monday 22 August 2016.

Local contractors as well as contractors from Dubbo have undertaken work on the dwellings to date. It shall be noted that all have praised Council for taking a proactive approach by investing in Nyngan, instilling confidence in the local community to do likewise.

**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

The dwellings are scheduled to be completed within the next eight (8) to twelve (12) weeks.



Two Bedroom Dwelling (south-west elevation)



Two Bedroom Dwelling (eastern elevation)



Three bedroom dwelling (north-eastern elevation)



Three bedroom dwelling (western elevation)

10.3 Recommendation

That the Progress Report – Construction of Staff Houses Report be received and noted.

11 PROGRESS REPORT – BOGAN SHIRE MEDICAL CENTRE

Summary:-

A report is presented to Council on the status of the construction of the Bogan Shire Medical Centre.

Project Status Summary

On Time?	On Estimate?	Any Scope Changes?	Any Emerging Issues?
Yes	Yes	No	Yes – see below

11.1 Project Status Summary Explanations and Comments

The purpose of this report is to provide Council with an update on the construction of the Nyngan Medical Centre.

Due to competing demand for a quality product, delivery of the wall and roof frames was delayed by approximately four (4) weeks. Initial delivery date was expected to be week ending 15 July, however, it was delayed and not delivered to site until week ending 5 August 2016.

The tendering process for the mechanical services (heating and cooling) has commenced, with a total of eight (8) contractors submitting an Expression of Interest (EOI). After their EOIs were assessed by way of a comprehensive evaluation with specific criteria applied, three (3) contractors were short listed and invited to submit a tender.

The contractors have been given until the 2 September to submit their tender, with an evaluation scheduled to be completed by 12 September. As the scope of works with respect to the mechanical services is estimated to be over \$150,000, a report to the September Council meeting will be tabled for a resolution on the successful tenderer.

It shall be noted that this process may cause a further delay in construction if works onsite reach the stage of construction when the mechanical services require install before further works can commence.

**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

As this is a process Council must undertake in accordance with the *Local Government Act 1993*, there are no alternative arrangements able to be made.

Contingency plans to overcome any further delays have been developed, with local contractors and those aboard prepared to provide additional resources should the need arise.

Tender Schedule

Stage	Description	Due Date
1	EOI advertised	Complete
2	EOI Closes	Complete
3	Tender panel finalised and tender issued	Complete
4	Tender close	2/9/2016
5	Tender Evaluation	12/9/2016

11.2 Project Schedule and Milestones



Nyngan Medical Centre - 14 August 2016

**Development and Environmental Services' Report to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

It is scheduled that:-

- Erection of the wall and roof frame completed 19 August;
- Roof cladding delivered and installed week ending 2 September;
- Delivery of external windows and doors week ending 9 September;
- Installation of external windows and doors completed week ending 9 September;
- Installation of internal water services completed week ending 9 September;
- Installation of external cladding week ending 23 September; and
- Installation of internal electrical services completed 30 September.

11.2 Recommendation

That the Progress Report on the Bogan Shire Medical Centre be received and noted.

Ty Robson

ACTING MANAGER OF DEVELOPMENT & ENVIRONMENTAL SERVICES

PRECIS OF CORRESPONDENCE

1 LOCAL GOVERNMENT NSW

Attached is a copy of correspondence received from LGNSW for Legal Assistance to Cowra Council. Cowra Council defended an appeal matter before the Land and Environment Court which relates to a challenge to Council's jurisdiction to issue Prohibition Orders with regards to animal welfare under Section 124 of the Local Government Act 1993. Financial contributions are now being sought from Councils as the Land and Environment Court has resolved the matter and the cost of the proceedings have been determined. Council's contribution is \$237.81.

1.1 Recommendation: For Council's Consideration.

2 ALLISTER AND KATRINA CLEIN

Attached is a copy of an email received from Allister and Katrina Klein, Hermidale concerning the condition of the Hermidale Park. They are asking for Council assistance to help upgrade the park, construct an amenities block and play and picnic area.

2.1 Recommendation: For Council's Consideration.

3 ROMAN RUDNYTSKY – PIANIST

Attached is a copy of an email received from Roman Rudnytsky, Pianist, advising of his 2017 Australian Concert Tour. He is playing a recital in Cobar on 1st and 2nd August 2017 and has suggested a recital in Nyngan on Thursday 3rd August 2017. The fee is \$1200.00 for the recital plus accommodation. He is also available to conduct classes for local piano students and teachers or play a short school recital.

General Manager Note: Council will recall Mr Rudnytsky conducted a recital in 2015 at Nyngan. Council hosted the recital and admission was free of charge to residents.

3.1 Recommendation: For Council's Consideration.

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016

4 MARJ BOLLINGER

Cabonne Amalgamation No Thank You

Attached is a copy of an email received from Marj Bollinger on behalf of Cabonne Amalgamation No Thank You group with concern about the future of all local Government Councils in NSW as a result of the Fit for the Future process embarked upon by the Baird Government. Council is urged to write to the Premier and Local Government Minister seeking an immediate reply stating a guaranteed assurance that no forced merger will take place in our area over the long term and that Council will not be forced into an amalgamation with any other Council or Councils. Should Council do this, Mrs Bollinger has asked Council to come on board and become a stronger voice and bring a clear strong message against forced amalgamation.

4.1 Recommendation: For Council's Consideration.

5 CALVANI CRUSHING

Attached is a copy of correspondence received from Calvani Crushing in response to Council's Resolution, 28 July 2016 regarding the tender submission for the crushing of road base material. Council is asked to review the finding /motion and to follow through with reference checks on their ability to achieve and produce a quality product.

5.1 Recommendation: For Council's Consideration.

6 PORT STEPHENS COUNCIL

Attached is a copy of correspondence received from Port Stephens Council advising that at their meeting on 9 August 2016, Council voted unanimously in support of a notice of motion calling on Council to request, in writing, the support of all New South Wales Councils in opposing the proposed plebiscite into same sex marriage. Council is asked to join Port Stephens Council in this effort.

6.1 Recommendation: For Council's Consideration.

7 WEEKLY CIRCULARS

Weekly Circulars 29/16 to 32/16 are tabled for Council's information. Copies of the Circulars Indices and Summary of Items have been dispatched to Councillors.

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

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016



Our ref: R90/0240-02-out 24866

20 July 2016

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

Dear Mr Francis

Request for Legal Assistance – Cowra Shire Council

On 23 February 2016, councils were advised that the Local Government New South Wales Board approved an application made by Cowra Shire Council for legal assistance to defend an appeal matter under the LGNSW Legal Assistance Policy & Guidelines. The LGNSW Board considered that this matter to be of importance to all local government throughout NSW as the appeal relates to the interpretation of councils' powers under the *Local Government Act NSW* (the Act) and councils' ability to rely on the Act to issue notices and orders where animal welfare issues are not covered by other laws.

The Land and Environment Court has agreed that councils should be able to issue orders under section 124 of the Act and the judgment can be viewed via that Court's website – the citation is *McCudden v Cowra Shire Council [2016] NSWLEC 14*.

Financial contributions are now being sought from councils as the Land and Environment Court has resolved this matter and the costs of the proceedings have been determined.

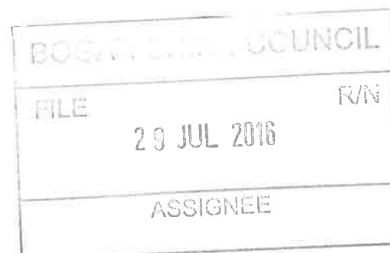
You are reminded that there is no obligation for a council to provide assistance. If Council chooses not to provide assistance, the attached invoice can be disregarded.

Please do not hesitate to contact me on (02) 9242 4142 if you have any questions on this matter.

Yours sincerely



Bruce McCann
Legal Officer



**Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

To Whom It Concerns,

We are residents of the Bogan Shire and live at Hermidale. We have been paying rates and have lived here for the past 4 yrs and have our 4 young grandchildren living with us aged from 2 yrs to 6 yrs old and attend the Hermidale Public School.

Our question to the Bogan Shire Council is regarding who owns and maintains the existing Hermidale Memorial Park in Quanda Street Hermidale as the park also serves as a Memorial to the Past and Present Servicemen & Women of the Hermidale district. This park is in bad need of an upgrade as outlined below.

- * The ground cover is mostly burr or weeds - no lawn or trees maintained.
- * The existing play area - swing and slide is very old and broken - outdated.
- * There is no toilets or amenities block.
- * Most parks today at least have a shaded covered area and seats & tables and coin operated gas barbecue.
- * In need of new secure fencing and gate.

There are now approx. 26 children in the immediate area around Hermidale whose families are rate payers and we have to drive to the Nyngan Park - Girilambone Parks - Nymagee or Cobar Parks so that we can take our grandchildren to a Park for a Family Day out.

We are unsure if the Hermidale Park is the responsibility of the Bogan Shire and if not, we ask for URGENT Council Assistance to help upgrade this Park and construct an amenities block and play and picnic area for families to be able to enjoy.

We are willing to assist and help out lobbying Local Mining Companies and Local people to help raise funds to purchase things like a Gas S/S Barbecue and Childrens Play items.

We have c/c a copy of this letter to our Local Member Kevin Humphries to liase with the Bogan Shire Council to see if some funding can be found to give this project URGENT attention.

If required we can get other parents and Hermidale residents to supply supporting letters to the Bogan Shire.

The upgrade of the Park is vital for the future of the existing Families and residents and visitors to Hermidale, as with a good quality park- amenities and picnic area. A park is a vital meeting and recreation place for families and children and all concerned.

We look forward to a reply at your earliest convenience.

Regards
Allister & Katrina Clein
"Moorilla" Stn
HERMIDALE
Ph: 6833 0683
Mob: 0427 195 400
email: cleinag@hotmail.com

**Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

July 20th, 2016

From: Roman Rudnytsky (Concert Pianist from the USA)

To: Donna Pumpa, Bogan Shire (Nyngan)

Dear Donna,

Hello again---hope is well! I am taking this opportunity to write you again (as I did over two months ago) to let you and your Shire know that I am definitely coming to Australia next year to do what will be my 20th tour there and already there are over ten concerts confirmed at this early stage, which is very good. The tour will be at this stage going from July through September 2017.

I would specifically like to let you know that I will be playing recitals again in Cobar on August 1st and 2nd, 2017 (which I have now been doing on every tour--every two years-- since the last fifteen years or so). Being that last year, your Shire kindly arranged a recital by me in Nyngan the day after I played in Cobar---I would like to ask you: would you like to do this in 2017 again? If so, I suggest Thursday, August 3rd, 2017.

As I mentioned in my previous e-mail: if you would like to go ahead, then I suggest \$A1200 for the recital (plus accommodations, as last time). I will also be available to play a shorter recital for students at the local school and/or to conduct a masterclass/workshop for local piano students and teachers. The fee for either of these would be A\$400. Also, if anyone locally would like to have a private piano lesson, I would be available to give that also---this would then be a private arrangement between me and the person involved but you can advertise that the rate would be A\$140 for an hour lesson and \$A\$80 for a half-hour one).

So, let me know if the Shire would like to proceed with this.

Since I wrote you last, I completed the tour I had which started in mid-February and went through April, where I played recitals on several Pacific islands (Majuro, Kwajalein, and Roi-Namur in the Marshall Islands, Guam, and Saipan) and New Zealand (15th tour there---eight recitals). On Guam, I was for the third year in a row the featured soloist in the Tumon Bay Music Festival there. I have been re-invited from all these places and thus will be playing there again next year (March to early May)

My next touring will be in August--September--October when I will play recitals on five cruises to/from the UK (P&O and Cunard ships) and seven recitals in the UK in between.

I hope to hear from you very soon again.

Kind regards,

Roman

**Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

Cabonne Amalgamation No Thank You
C/-Marj Bollinger "Glenelga"
386 Glenelga Road Molong NSW 2866
Email: marjboll@skymesh.com.au
27th July 2016

Clr Ray Donald
Mayor
Bogan Shire Council

Dear Clr Francis,

I write on behalf Cabonne Amalgamation No Thank You (ANTY) as we are concerned about the future of ALL Local Government Council in NSW as a result of the Fit for the Future process embarked upon by the Baird Government.

Many NSW Councils have been forced to merge, mostly against their will, with some having been left alone for the time being. Our fear is that it may well be only a matter of time before there is another change of mind by the Government and many of "you" as councils who were missed in this current round of mergers could possibly be forced to amalgamate at some stage in the future. We are under the impression that there will be "Round 2" and this is why we contact you today.

In light of recent events pertaining to forced Council Amalgamations by the NSW Government where some Councils have, at least for the time being, been fortunate to be left as stand alone entities it would be greatly appreciated if and urge your Council to write to the Premier, Mike Baird and Local Government Minister, Paul Toole ASAP seeking an immediate reply stating a guaranteed assurance that no forced merger will take place in your area over the long term and that your Council will not be forced into an amalgamation with any other Council or Councils.

As you are aware the process seems to have been flawed from the beginning and appreciating the effort your council put into fitting the criteria required, it has then become apparent to all that the Fit for the Future process meant very little. It appears a plan was already put in place by Baird, Toole and Grant long before we thought possible, and to the detriment of many councils. This showed up when some FIT councils were forced to merge and some UNFIT councils were left to stand alone. It also shows in the case of councils who chose to merge with its neighbours, and filled the criteria accordingly were ignored and were forced to merge with another council with whom they have little "in Common." All of these outcomes have been stressful, cumbersome and unnecessary.

Nothing about this process appears to be clear and make sense except for punishing political safe seats at the expense of politically marginal ones.

Baird, Toole and Grant are playing a strategic like a game of chess without any care for people or democracy.

It is about government control!

Giving so much power to an Administrator has taken away your role and that of your councillors following forced mergers.

**Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

We all need to unite and stand up for democracy is why we are asking for your help.

We are regularly hearing from the communities who have been forced to merge that the outcome is far from trouble-free and glossy as Mr Baird wants you to believe. The loss of many good council representatives who have been shuffled and their opinions restricted.

Your area will go through the same upheaval and suffer from the loss of identity and representation unless you speak up now, with us and the communities that have already been forced.

*What we want to know is: After you receive your reply from the Baird government – (which we doubt they will guarantee you as safe) **We ask are you willing to come on board and become a stronger voice and bring a clear strong message against forced amalgamations.** Will you ask your staff and communities to support you and in turn show support as a NSW WIDE VOICE.*

Following the resignation of sitting Member for Orange, now Federal Member for Calare Andrew Gee, a By-Election to fill his vacant position will take place on 12th November, 2016 thus we feel it is imperative to write to your Council as WE have the opportunity to send a strong message to the Baird government that communities do not agree with government policy on amalgamation.

Cabonne Council residents await the Judgement of the Court against the proposed amalgamation with Orange and Blayney and it is our considered opinion that all standalone councils could once again come under threat of amalgamation at any time to the detriment of their own local communities.

We would be most appreciative if you could advise us of the outcome of your correspondence well before the By-Election to ensure we are able to hold the government accountable for any commitment given in favour, or lobby hard against them before the By-Election if they fail to reply or reply to the negative.

A copy of the letter signed by Barry O'Farrell, Andrew Stoner and Paul Toole prior to the 2011 state election is attached for your information as well as the dated copy of the Oberon Review's report as proof that Paul Toole can't be trusted to keep his written word thus supporting our theory that your council may well not be safe from further forced amalgamations.

It is therefore imperative for ANTY to be kept informed of your correspondence on this matter as we continue to stand up for democracy for all local Government communities.

With sincere thanks

A handwritten signature in blue ink that reads "Marj Bollinger".

Marj Bollinger
On behalf of Cabonne Amalgamation No Thank You

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016




Barry O'Farrell MP
New South Wales Liberal Leader
New South Wales Leader of the Opposition

Phone: +61 2 9230 2270
Fax: +61 2 9221 0203
Email: boofarrell@lib.nsw.gov.au
Parliament House
Macquarie Street
Sydney NSW 2000 Australia

Cr Keith Sullivan
Mayor
Oberon Council
PO Box 84
Oberon NSW 2787

**NSW Liberals & Nationals policy of Voluntary Local Government
Amalgamations**

Dear Cr Sullivan,

The NSW Liberals & Nationals recognise the need for autonomy in local government.

We believe the amalgamation of councils should only be as a result of mutual agreement.

It should not be forced by State Government intervention.

If elected, the NSW Liberals & Nationals are keen to work with councils seeking voluntary amalgamations and will offer financial incentives to assist councils who want to do so.

We also understand that service efficiency and quality is not just about lines on maps.

The NSW Liberals & Nationals will also encourage and assist any council wanting to find ways to share services or assets in partnerships with neighbouring areas.

Please convey our policy to any local residents concerned about forced amalgamation.

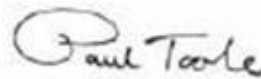
Yours sincerely,



Barry O'Farrell MP
Leader of the Opposition



Andrew Stoner MP
Leader of The Nationals



Paul Toole
Nationals candidate for
Bathurst Electorate

Toole: it's a promise



By Julia Kurtz

YESTERDAY the Nationals candidate for Bathurst Paul Toole gave Oberon Council something they have never seen before – a promise in writing that Oberon will not be forced to amalgamate with Bathurst under a Liberal/National state government.

The letter, signed by Leader of the Opposition Barry O'Farrell, Leader of the Nationals Andrew Storer and Nationals candidate Paul Toole, was given to Mayor Keith Sullivan.

Mr Toole reiterated the NSW Liberals and Nationals' long standing opposition to forced council amalgamations.

"A Liberals and Nationals government will also ensure there are no forced council amalgamations," Mr Toole said.

"Should local councils decide it is in their best interests to merge or enter into a strategic alliance we will support them; however, in government we are committed to leaving these decisions solely in the hands of local government authorities," he said.

Cr Sullivan said they have had many assurances in the past that Oberon will not be forced

to amalgamate, but said this is the first time they have seen it in writing.

"It is great news, and I think the community will be really happy with it," he said.

Cr Sullivan said he raised the issue of Oberon's objection to amalgamation with state candidates, and that Mr Toole has acted straight away.

"I'm really happy Paul has taken it up," he said.

Mr Toole also offered a guarantee of self determination for communities such as Oberon, saying a NSW Liberals and Nationals government would return planning powers to local government authorities.

During his visit to Oberon, Mr Toole said an elected Liberal and Nationals Government will abolish the Part 3A of the NSW Planning Act, which will allow some planning decisions to be given back to local councils, such as Oberon Council.

"That is why the NSW Liberals and Nationals are committed to returning planning powers of communities such as Oberon to those who have the local knowledge at hand and the interests of the community at heart," he said.

IN WRITING: The Nationals candidate Paul Toole gave Oberon Council this week a letter assuring Oberon will not be forced to amalgamate with Bathurst Council.

Juveniles steel ute

FOUR Oberon juveniles have been arrested after stealing a blue Triton utility from an Albion Street business in Oberon. The vehicle was stolen about 3am on March 4 and at around 10pm that evening the vehicle was stopped by police in Fairfield. The four juveniles were charged and have been released into the care of family, but will be interviewed at a later date.

Damage at school

THE Oberon Public School has been the victim of malicious damage. Between March 7 and 8, unknown offenders have damaged two fences at the school, thrown items onto the roof, upturned pot plants and turned on taps in the school grounds. Investigations are continuing and police urge anyone with information to contact them.

For confidential and independent advice on any legal matter

Tuesdays 2.00pm - 5.00pm
Talk to Lindsay Hall about wills, estates, property or commercial matters

Thursdays 2.00pm - 5.00pm
Talk to Keshi McCusker about compensation, motor vehicle claims, work claims and insurance claims, family law, de facto relationship disputes

Other times by appointment

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Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016

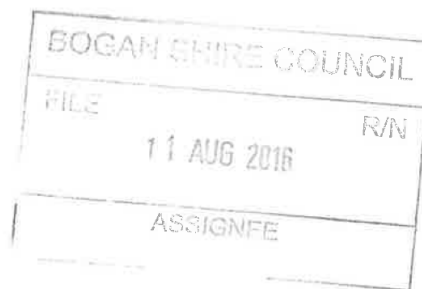


JOHN CALVANI: 0403 049 995 ABN: 89 136 711 576 OFFICE: 0437 201 074
Po Box 275 Horsley Park NSW 2175 - Fax: 02 4729 0301 - calvanicrushing1@bigpond.com

8th August 2016

Attention: General Manger

Bogan Shire Council
81 Cobar Street
Nyngan NSW 2825



CRUSHING OF ROADBASE MATERIEL
TENDER 2016/03

We write in response to council's resolution made on 28th July 2016 regarding tender submission for the crushing of road base material – Tender 2016/03.

As noted in the resolution of council meeting on 28th July "Calvani Crushing" tender submission will not be accepted due to previous contract not meeting council's requirements. We would ask council to review this finding /motion as we find this unjust and an incorrect notation by council.

As the record would state Calvani Crushing Pty Ltd had completed contract 2012/05 in February 2014 and to our records and communication with council's representative we met councils & RMS specifications and satisfaction.

We do acknowledge to council at times there were delays returning to complete the contract, but would like to note the original contract put forward was for 40,000 tonne and at 4 locations, which commenced on notification as per email received in September 2012, but also noting a increase to 50,000 tonne and a 5th pit.

Pit 1 & 2 was completed back to back and we returned after Christmas to complete pit 3 following communications with council and meeting the required deadline. There was a delay in returning to complete pit 4 & 5, but had always maintain contact with council as to their requirements, where we were advise of another increase in quantity = 60,000 tonne and a 6th pit.

We note to council as they would experience negotiation and schedule planning can be a difficult task, especially when you are governed by commencement dates/ deadlines, weather/ wet stockpiles, mechanics/machinery and staff/remote locations, meaning trying to get the timing right for all can be a mission.

As the contract submitted was in May 2012 and the contract commenced in September/October 2012 this also aided with our initial schedule, along with the extension of contract and negotiating around other contracts and locations as our regions varies, but we don't take preference to contractors, only work on what is practical, considering all factors as listed above.

**Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

We regard Calvani Crushing as a highly professional and productive company, we believe we are extremely competitive within the industry and the central west region and have completed numerous contracts throughout and beyond, all completed with total satisfaction and to specification.

I have attached a list of company contracts/history and referee contacts to substantiate our claims and to demonstrate to council that we are a committed company, with a vast clientele due to our commitment.

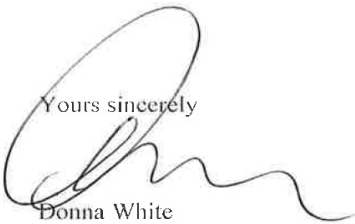
We are aware our rate submitted to council was the lowest contract submitted for tender 2016/3 and as most contracts state "not the lesser price submitted will be chosen", but we believe that we are the ideal candidate for this project as we possess and maintain the following

- Able to produce all materials to meet specification requirements
- Provide well trained staff to complete the project from start to finish
- Supply all machine and equipment in top working order
- Maintain safety compliant
- Complete pricing structure
- A successful works history and continued contractor data base

- As per our rate provided to council to complete the scope of works, we are able to provide this rate based on our previous contract knowledge and strict budgeting system. As Calvani Crushing is 95% assets and equipment encumbrance free we are able to provide a more competitive pricing structure.
- We have well trained staff, with 90% of staff maintain from companys commencement in 2009, which all possess a greater understanding of production and time management, along with maintaining equipment in top working order and a dedicated management team whom prides themself on professionalism, communication and customer relations.
- We believe by contracting Calvani Crushing Pty Ltd to complete the current works programme it will be completed in a highly professional manner and to councils stipulated time frame. We will continue to feed back into the district, by the way of accommodation, meals, fuel, parts and mechanical repairs if needed, noting the **funds saved** by choosing Calvani Crushing as chosen contractor to fore fill the works programme we believe it would be better spent within the district to aid all members and residents in the Bogan shire/ Nyngan region

I would like to thank council for the ability to submit and hope council will take into consideration the extension of contract aided with the delay to complete and follow through with the reference checks on our ability to achieve and produce a quality product in an appropriate time frame as we look forward to working back within the district in the near future.

Yours sincerely

A handwritten signature in black ink, appearing to read "Donna White", written over the typed name and title.

Donna White
Assistant Manager

Precis of Correspondence to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016



The Office of the Mayor of Port Stephens
Bruce MacKenzie

Telephone Inquiries | Mayor's Office 4980 0245

Dear Mayor and Councillors,

At its meeting of Tuesday 9 August 2016, Port Stephens Council voted unanimously in support of a Notice of Motion calling on Council to request, in writing, the support of all New South Wales Councils in opposing the proposed plebiscite into same sex marriage.

Council's opposition to the same sex marriage plebiscite is on the basis of its proposed cost, which has been widely reported as being in the vicinity of \$160 million, as well as the non-binding nature of the vote on our federal parliament.

It is the view of Port Stephens Council that federal politicians, no matter their party allegiance, should be afforded a free vote on same sex marriage. Council also believes that the decision reached should reflect the personal beliefs of those politicians, as well as, most importantly, the shared beliefs of the communities which elected them.

Port Stephens Council believes that the money that would be allocated to this plebiscite would be far better spent on other more pressing community needs – be it education, health, infrastructure, in particular assistance for the homeless and accommodation and support for victims of domestic violence which are both increasing at a devastating rate throughout the State.

I call upon you, on behalf of your communities and your organisations, to join with Port Stephens Council in this effort. I call on you to stand up against this flagrant waste of money, and oppose this plebiscite.

Our federal politicians should be forced to do the job they were elected to do, to make decisions on the issues of the day. They should be forced to have the courage of their convictions in casting their vote on this issue.

History is watching them. History is watching us all.

Yours sincerely,



Bruce MacKenzie
MAYOR OF PORT STEPHENS

16 August 2016

Please quote file no: PSC2015-03274

PORT STEPHENS COUNCIL

116 Adelaide Street
Raymond Terrace NSW 2324

PO Box 42
Raymond Terrace NSW 2324

Phone: 02 4980 0255
Email: council@portstephens.nsw.gov.au

www.portstephens.nsw.gov.au



**Grants and Funding to the Ordinary Meeting of
Bogan Shire Council held on 25 August 2016**

GRANTS AND FUNDING

LG Weekly 30/16 – 29 July 2016

Community Resilience Innovation Program Funding

Councils are encouraged to apply for funding under the Community Resilience Innovation Program (CRIP).

LG Weekly 31/16 – 5 August 2016

Fixing Country Truck Washes Program

Eligible Councils are encouraged to apply for funding to build or upgrade truck wash facilities.



POLICY DES005

**TREE PRESERVATION
POLICY
(Trees on Public Land)**



1.0 PRELIMINARY

1.1 Objectives

The main objective of the Tree Preservation Policy (TPP) is the protection of valuable trees against unwarranted destruction by removal or damage. The policy binds the general community and Council staff. It is hoped that such an objective can be realised by promoting an awareness of the values of trees in our urban landscapes. In essence, the TPP aims to:

1. Promote an awareness of the value of trees;
2. Indicate the need for correct procedures for approval in removing, lopping or topping protected trees;
3. Prevent unwarranted and wilful destruction of protected trees due to non-compliance with the Policy;
4. Maintain the Environmental protection and amenity of trees throughout the urban and rural residential localities; and
5. Provide guidelines for planting of trees.

1.2 Trees an Important Resource

In the urban environment, trees provide valuable shade and soften the general appearance of a sometimes harsh and hard urban landscape or streetscape. They make our urban environment a pleasant place to live and visit through the array of heights, shapes, colours and general form they offer. Trees help define and give an identity to residential area, streets and other urban precincts.

1.3 Information and Advice

For guidance on choice of plants or most suitable locations, you are advised to contact Councils' Parks and Garden staff or State Forests of NSW. Guidance on selection of tree species and planting is provided in publications released by this Department.

Further advice on the requirements of the Tree Preservation Policy can be obtained by contacting Council.

2.0 REQUIREMENTS OF THE TPP - PROTECTED TREES

2.1 When is Approval Needed?

Under the provision of the TPP, approval is required for the removal, ring barking, lopping, topping or injuring of any trees in public places including road reserves, parks and other community land.

Trees must also not be planted on public land without the approval of Council.

2.2 Land to which the Policy Applies

The TPP applies to all public land under the control of Council including road reserves, parks and gardens and other community land located within the Township of Nyngan and the villages of Hermidale, Girilambone and Coolabah as identified in zones provided under the Bogan LEP 2011:

NYNGAN and VILLAGES Zones/areas

- Zone RU5 Village
- Zone R1 General Residential
- Zone R5 Large Lot Residential
- Zone B2 Local Centre
- Zone B6 Enterprise Corridor
- Zone IN1 General-Industrial
- Zone SP2 Infrastructure
- Zone RE1 Public Recreation
- Zone RE2 Private Recreation
- Zone E1 National Parks and Nature Reserves
- Zone W2 Recreational Waterways
- Public land within 200 metres of all above zones

2.3 Legal Status

This Policy is prepared pursuant to Section 158 of the Local Government Act 1993. This policy binds the general community and Council staff.

2.4 Situations in which pruning or removal is permitted.

Minor pruning of trees or removal for the following purposes is permitted subject to Council approval:

1. Removal of dead branches. Trees which are apparently dying and suffering some form of stress should not be removed without assessment of the possibility of plant rehabilitation. Appropriate treatment may return the plant to a state of health.
2. Pruning for ornamental purposes where such pruning is a normal and accepted practice.

3. Removal of noxious or undesirable trees or shrubs identified in the Noxious Weeds Act, 1993.
4. Any tree which has a trunk less than 3 metres from the outmost projection of a building.
5. Removal of trees to give effect to a Council approved development. Tree removal or pruning is restricted to those specific areas where it is necessary to carry out earthworks, building works, service installation and pavement construction. Tree removal or pruning is to be restricted to an area which is no greater than 3 metres from construction works. Unnecessary clearing or damage to trees is to be avoided.
6. In accordance with Section 88 of the Roads Act 1993, a roads authority may remove or lop any tree or other vegetation that is on or overhanging a public road where this is necessary for the purpose of roadworks and traffic hazard reduction.
7. Where Council is the roads authority, consultation with the Parks and Garden Supervisor is required prior to tree removal or pruning within any road reserve. Unnecessary clearing, pruning or disturbance of vegetation is to be avoided and clearing confined to those activities necessary for roadworks and hazard reduction.
8. Trees which pose a real risk to public safety or which significantly increase the risk of damage to property. All reasonable measures must be taken to address the risk prior to removal.
9. The provisions of this Policy do not apply to trees required to be trimmed in accordance with Section 48 of the Electricity Supply Act, 1995.

All work must be carried out by Council or a Council approved contractor under the direct supervision of Council staff.

2.5 Dangerous Trees

It is the responsibility of Council's Parks and Gardens Supervisor to determine the health of a tree, or the danger that such a plant poses, is such that it warrants removal or pruning. A report from Tree Surgeon or Arborculturalist may be required where significant uncertainty exists as to the integrity or safety of a tree and the tree is considered by the Council officer and the community to warrant preservation.

Where a tree is considered dangerous, all reasonable measures are to be made to seek the approval and/or advice of Council's Parks and Gardens Supervisor prior to removal or pruning.

2.6 Selection and Location of Trees

Remember, when selecting any trees and determining where they will be planted:-

- Make yourself aware of the estimated mature height and width of the plant. The correct choice of plant species and its location will minimise unwanted difficulties in the future.
- Estimate the extent of shadow cast from the fully grown tree and the possible impacts on neighbours. Avoid overshadowing of neighbours particularly in the winter months.
- Determine if the mature tree will interfere with overhead power lines. Where planting under powerlines is the only option, choose trees with appropriate heights.
- Avoid leaves falling into gutters. Avoid overhanging branches which will directly affect neighbours.
- Determine if the tree will affect underground services, foundations of buildings, fences or pavements. The location of underground services should be determined prior to planting. Council, telephone and electrical providers should be able to advise on service locations including water, sewer, electricity, and telecommunications lines.
- Setback of trees from buildings, other structures and services should be in accordance with the expected height, spread and root system of the plant. The Forestry Commission recommends that small trees/shrubs be at least 2m from buildings with larger species set back at least 10m. Trees such as poplars, willows, camphor laurels and figs should not be planted close to buildings since they have particularly penetrating or invasive and damaging root systems.
- Trees should be located following consideration of site drainage, access to sunlight and soil type.

2.7 Reasons for Removal or Pruning Trees

Circumstances where there is reason for removal or pruning of trees include:

1. Risk of personal injury;
2. Risk of damage to buildings, structures or service lines;
3. Creation of a traffic hazard by obstruction of vision; and
4. Other circumstances where it is evident that the adverse impact of the tree clearly outweighs its value and contribution to the amenity of the locality.

In many circumstances the unwanted effects of the tree can be eliminated or significantly reduced by appropriate pruning. Correct pruning requires knowledge of tree growth, risk of damage including infection and requires expert guidance. In all cases attempts must be made to maintain the natural shape of the tree.

2.8 Reasons for Protecting Against Removal or Pruning

Particular importance will be placed on the preservation of a tree where it is considered that it:

- a) has historical or commemorative significance;
- b) makes a significant contribution to the landscape/streetscape and amenity of the area;
- c) is exceptionally old, large or rare;
- d) has notable aesthetic qualities; and/or
- e) has horticultural or scientific value.

2.9 Approval Process

Prior to removal or pruning of any tree on public land, Council's Parks and Gardens Supervisor must be contacted to allow inspection of the tree/s.

The person requesting the removal or pruning of tree/s must provide a written request specifying the location, type and size of the tree/s to be pruned or removed and the reasons for such work.

Approval will be granted or refused on the circumstances of the case. In granting approval to prune or remove a tree by Council staff, the following steps are implemented when deciding whether to retain or remove the tree/s:

1. Is the tree unsafe? – If so, arrange lopping or removal.
2. Determine individual and streetscape significance of the tree.
3. If the tree is in poor condition or is a poor specimen - remove and replace.
4. If the cost of the repairs is less than \$2,000 and the tree is significant then retain the tree.
5. If the repairs are greater than \$2,000 – survey the immediate residents.
6. If 100% of the residents want the tree retained then retain the tree and repair the damage.
7. If less than 100% consensus, report the matter to Council.

Should approval be granted, advice as to the removal or pruning procedure will be given.

All work will be carried out by Council staff or a Council approved contractor who must follow WH&S principles. Potentially affected neighbours will be advised of the nature of the work and times at which the work will be carried out.

2.10 Tree Replacement

Where tree removal is proposed, a general condition of any removal will be the replacement with an equivalent number of trees to be located at appropriate sites. Where appropriate, the use of indigenous Australian native trees is encouraged for the purpose of tree replacement.

Options such as the following can be considered for replacement:

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*
- Golden Glow *Acacia Cultiformis*

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*

2.11 Qualifications and insurance

Council's Officers may insist that tree removal or pruning be carried out by a qualified Tree Surgeon or Arborculturalist. This requirement will depend upon the nature and extent of work to be carried out and the significance of the tree/s.

Council will insist that the contractor has appropriate qualifications and appropriate personal injury, public liability and property insurance prior to commencing works.

The need for an experienced and approved workman in tree removal or pruning assists in;

1. Survival of the tree;
2. Minimising risk of personal injury or damage to property; and
3. Minimising exposure of Council to claims for damage.

2.12 Clearing for Bushfire Risk Reduction

Clearing in those zones to which this policy applies may be carried out where removal of vegetation is necessary to reduce the risk of injury or damage from bushfires. Where there is an immediate risk of bushfire damage, and circumstances do not permit Council notification and approval, a reasonable degree of risk will be considered in a defence against the provision of this Policy noting that this policy does not apply to private land. Consideration to Ecological Endangered Communities and Threatened Species must be undertaken when undertaking the removal of vegetation to reduce risks from a bushfire.

2.13 Penalties for Unlawful Removal or Trimming of Trees

Any person who contravenes, or causes or permits the contravention of this policy is guilty of an offence pursuant to s.629 of the *Local Government Act 1993*. An on-the-spot fine may be imposed for the injury or unnecessary disturbance of trees and vegetation on public land including road reserves without approval from Council. Prosecution may also follow or other remedies in accordance with s.690 of the *Local Government Act*.

3.0 DEVELOPMENT AND BUILDING APPROVAL

Council may specify in a Development Consent that certain trees may be removed or must be retained. Landscaping requirements may also be provided for as a condition of approval when Development consent is granted by Council.

Authority

Council Resolution ##### – ##### 2016

Policy Owner

Manager, Development and Environmental Services

Consultation

Public Exhibition for 28 days

Review Date


August 2019

Revision History

Date	Description of Change	Sections Affected
25 March 2004	Adopted by Council.	
25 August 2016	Updated Policy from March 2004	All

Bogan
SHIRE

End of Term Report 2012-2016



The AGL Nyngan Solar Plant
was officially opened in 2016.

Comfortable Country Living

Executive Summary

As the current term of the Bogan Shire Council draws to a close in September 2016, there is a requirement to report on its progress in implementing its 2026 Community Strategic Plan. This plan will then be reviewed by the new council to ensure it continues to be relevant and effective.

The 2026 Community Strategic Plan (CSP) was adopted by Council in April 2012 under the NSW State Government's NSW 2021 strategy, which was a 10 year plan to rebuild the economy, return quality services, renovate infrastructure, strengthen our local environment and restore accountability to the Government.

The purpose of the CSP was to identify the community's main priorities and aspirations for the future and to plan strategies for achieving these goals. In doing this, the planning process considered issues and pressures that affect the community and the level of resources that will realistically be available to achieve the outcomes.

While Council has a custodial role in initiating, preparing and maintaining the CSP on behalf of the Bogan local government area, it is not wholly responsible for its implementation. Other partners, such as State agencies, and community groups have also been engaged in delivering the long term objectives of the plan.

The BSC 2026 Community Strategic Plan has six objectives with desired community focussed outcomes for each of these objectives. These objectives and desired outcomes are as follows:

1. Building our Community.

To provide a connected and cohesive community with opportunities for all residents and visitors to fully participate in the social, cultural, recreational and educational activities which build a community.

2. Connecting Our Community.

To provide a transport network which enables efficient movement of people and freight ensuring the Shire's accessibility is maintained and all have access to a quality road network and public transport.

3. Managing our Environment.

To support the current and long term liveability of our Shire by enhancing and protecting our environment through sound urban planning, managing our waste stream and sewerage services, and providing potable water supplies that are economically sustainable, reliable and environmentally responsible.

4. Our Health and Safety.

To enhance the health and safety of our community through provision of effective essential services, programs and ensuring equitable access for all to these services.

5. Developing our Economy.

To stimulate and maintain economic growth to build a strong local economy, supporting the development of local businesses and attracting people to the Shire.

6. Responsible Local Government.

Local Government which is open and transparent in delivering responsive services to the community in an efficient, effective and ethical way using sound business practices.

This end of term report investigates what has been achieved from 2012-2016, the term of the current Council.

Building Our Community



The Bogan Shire Early Learning Centre for children aged 0-5 was officially opened in April 2016. It was purpose-built by Council and currently employs 20 staff.

Goal - A connected and cohesive community with opportunities for all residents and visitors to fully participate in the social, cultural, recreational and educational activities which build a community.

1.1 Culture and Social

Outcome: Our community enjoys and actively participates in our rich culture, social environment and communal vibe.

Cultural Festivals and Cultural activities: Council has continued to actively support and create opportunities for community festivals, events and cultural activities.

Australia Day. Every year Council has planned and implemented an Australia Day celebration. This has involved organising and conducting the celebration, which includes community awards for citizenship, sporting achievement and successful local events; hosting an Australia Day ambassador; providing a venue and refreshments for the community and also other associated activities (cooking competitions, costume competitions, children's colouring in etc.).



Father Graham McLeod receiving his award for Bogan Shire Citizen of the Year 2016.

Christmas Lights: Council conducts an annual Christmas lights competition whereby the community residents, businesses and rural property owners are judged on their efforts and awarded prizes donated by Council.

The competition has been expanded in recent years to include a rural mailbox section.

The Arts: Council designates \$10,000 annually to the Bogan Shire Council Arts Fund. Community groups are encouraged to apply for this funding. If not granted, the fund rolls over. Successful applicants have included Nyngan High School (for musicals and MAAD night), Western Studio of Performing Arts, and organisers of a recital by American Concert pianist Roman Rudnytsky who performed in 2015 in the Nyngan Public School hall.

International Women's Day: Council held morning teas in 2012 and 2014 to celebrate International Women's Day. In 2014 guests were shown a video presentation and informed about the Nyngan Day for Girls project.

Bogan Day Out Festival and Bogan River Ball: Council provided administrative support and facilities to both these events.

NAIDOC week: Council supports NAIDOC week every year. It hosts a ceremony each year to which the schools and community members are invited. Council also provides facilities, equipment and venues (e.g. Rotary Park and Larkin Oval) for the remainder of the festivities.

Heritage and Culture: Council has continued to support the Nyngan Museum and the Mid State Shearing Shed Museum. Council also promotes the Museum and the Shearing Shed Museum on its website and newspaper column. Council has been proactive in the development of Heritage Park in Nyngan, with the installation of the Heritage railway crossing gates as a feature, and the construction of the sandstone circle commemorating those from the Nyngan district who served in the major battles of the first World War. Plans are now underway to extend Heritage Park to incorporate a specific Indigenous heritage area.



Yammagarra (the Emu sculpture) being decorated in the NAIDOC colours by children of the Bogan Shire Early Learning Centre.

Citizenship Ceremonies: Council conducts citizenship ceremonies as required.

Council promotes annual events such as the **Western Studio of Performing Arts** end of year concert, debutante balls, **Duck Creek and Anzac Day Races**, the **Nyngan Show and the Nyngan Ag Expo** on its website and in its newspaper column. Council also ensures all facilities, buildings and recreation areas are well maintained and appropriately set up for each event.

Volunteer groups: Council has worked with volunteer groups to support their activities, by providing venues, administrative support and assistance with writing grant applications. This includes the recognition of National Volunteer Week and National Tree Day. Council produces and updates the Community Directory, both in hard copy and on the Council website. There is also a New Residents Guide. Council also provides a range of information to families on children's services and childcare.

Indigenous Flag and Welcome to Country: Council has resolved to fly the Aboriginal Flag outside its chambers, and also to include a traditional “Welcome to Country” at official events where visitors to the Shire are understood to be present.

Centenary of ANZAC: Anzac Day in 2015, as the official centenary of the landings at Gallipoli in 1915, was commemorated by a special event held at Heritage Park which was organised by Council in collaboration with the Nyngan RSL Sub-branch. Representatives from each of the schools in the Shire unveiled plaques at trees planted around the sandstone circle to commemorate those from the Nyngan District who served in major battles of the First World War. Rear Admiral Peter Sinclair AC, AO KSTJ, former NSW Governor and 1990 Nyngan Flood Recovery Coordinator unveiled the Anzac Centenary plaque and local resident Betty Jackson, daughter of Sydney Wye who served with the AEIF at Gallipoli planted a Lone Pine grown from the seed of the original tree.



Betty Jackson paying tribute to her father Sydney Wye before planting the Lone Pine at the Anzac Centenary ceremony in April 2015.

1.2 Community Facilities

Outcome: We have attractive and well managed community facilities that are regularly used and provide for valued recreational, sporting and cultural programs for our community and visitors.

Nyngan Swimming Pool: Council has undertaken extensive renovations of the Nyngan Swimming pool over the past four years. This has included the installation of a new water filtration plant, new diving blocks, the construction of a clubhouse, new BBQ facilities and the erection of new shade cover. There has also been ongoing routine maintenance such as retiling areas of the pools, and a repair to the diving board spring mechanism. Council has reviewed the operating contract for the pool to suit seasonal conditions.



The Nyngan Swimming Pool has a new filtration plant, shade shelters and a club house.

Parks, gardens and playgrounds: Council has continued to maintain and upgrade parks, gardens and playgrounds across the Shire.

At **O'Reilly Park** new playground equipment has been installed, and the skate park has been remodelled. New shade covers have been built over both areas. A **Liberty Swing** for wheelchair users and an accessible toilet have been added to make the area more accessible.

The **Davidson Park** children's playground has been relocated and new equipment installed.

The **Girilambone Park** has new playground equipment.

Rotary Park has been upgraded with new bollards to prevent vehicles accessing grassed areas, upgraded toilets, and the addition of a recreational pontoon on the Bogan River.

Teamsters Rest. Council has also developed the Teamsters Rest area in the main street of Nyngan. This has included building of a shed to display the replica **Cobb and Co Coach** and a horse drawn wool wagon, and the installation of the **Big Bogan** structure.

Council has liaised with the **Nyngan Garden Club** to gather suggestions for garden improvements and to implement them.

Sportsgrounds and active recreational facilities: Council has carried out a regular maintenance program on the sports grounds and active recreational facilities to ensure they are well utilised. Raw water systems have been installed at Frank Smith Number 3 oval (operational) and Larkin Oval (in the process of being connected) to improve the playing surfaces in an environmentally sustainable manner. Fixed fitness equipment has been installed at Larkin Oval.



The fixed exercise equipment in Larkin Oval grounds.

Showground and equestrian facilities: There has been ongoing maintenance and improvement of the Nyngan Showground and equestrian facilities including a replacement of the watering system in the main ring and an extension of the watered area around the pavilions. With the assistance of showground users, Council has repainted the Wye Pavilion, the racecourse bar and the racecourse grandstand.



New playground equipment and shade shelters at O'Reilly Park.

Community halls and facilities: Council has continued to maintain community halls for public use. An audit of all Shire halls and community facilities for the maintenance and repair and capital works program has been carried out. There was also a review of user groups of these facilities to ascertain the number and types of users and the levels of use. The **Nyngan Town Hall** has been repainted and new exit signage has been fitted. Council is yet to develop a plan of management for the **Palais Theatre** to support community activities although continual consideration is given in the annual budgets including provision for capital improvement.

Youth Centre: The CSP identified a need for a dedicated youth centre. Council supports community groups including the Nyngan Baptist Fellowship through the provision of financial assistance to pay rates and service charges on the former Scout Hall.



The shed at Teamsters Rest housing the Cobb and Co Coach and a wool wagon.

1.3 Ageing and Disability Support

Outcome: older people and people with disabilities feel safe, secure, valued, included and are able to actively participate in community life.

Council's strategy was to promote a range of residential, sporting and other community opportunities for personal development, interaction of healthy lifestyle for older people and people with disabilities through education, support networks and facilities.

Aware of the need to establish more accommodation in Nyngan for people of retirement age, Council held a public meeting in January 2013 to discuss options and select a committee to work with council and address this need. Based on the recommendations of this committee, Council resolved in August 2013 to establish a retirement village, consisting of two and three bedroom units on the former "Pound Paddock" site, opposite Nyngan Showground. This was subject to firm commitments from prospective occupiers. Site layout plans, detailed floor plans and the design of the sewer infrastructure were completed for the project. Council did not however receive sufficient interest in the project

to justify the extensive capital development cost. The project remains alive and is expected to be revisited in the future.

Seniors Week: Council has actively supported Seniors Week every year by organising and sponsoring a week of activities. This includes co-ordinating the Senior Citizen of the Year Awards, hosting a morning tea and a concert/movie, and many other activities in conjunction with other community organisations such as free health checks, exercise in the park, a church service and bingo.

Council has also adopted and implemented a **Pedestrian Access Mobility Program (PAMP)** to improve access to community facilities.

Council has installed a **Liberty Swing** and accessible toilet in O'Reilly Park for wheelchair users.

Additional disabled parking has been included in the CBD as part of the Main Street Beautification program.



With support from various community organisations, a Liberty Swing and disabled toilet was installed in O'Reilly Park in 2016 for wheelchair users.

1.4 Children and Young People Support

Outcome: Children and young people are cared for, safe and are actively engaged with support and development opportunities to encourage them to reach their potential.

Council's strategy was to provide childcare facilities, preschools, after hours care and playgroups to meet the needs of the community.

Early Learning Centre: In 2015 Council applied for and received a \$50,000 Federal Government grant to investigate the feasibility of centre-based day care for children aged 0-5 in the Bogan Shire. This study identified a need, and Council received a \$450,000 grant to build a centre. Council contributed \$1.2 million of its own funds to build the Bogan Shire Early Learning Centre (ELC) which opened in April 2016. The facility was built on council-owned land and project managed by Council staff. The ELC is licensed for 43 children aged 0-5 in two rooms. It is open for 50 weeks a year from 7.30am - 6pm. The ELC also houses and oversees the Bogan Bush Mobile Service.



The specially fitted out Bogan Bush Mobile ute that transports all the equipment to the numerous rural and remote locations for play sessions.

Bogan Bush Mobile: Council also undertook substantial renovation to the former Bogan Bush Mobile premises at 20 Dandaloo Street. This included repainting the interior, new flooring, and a renovation to the office and kitchen area. Bogan Bush Mobile has continued to provide a regular visiting educational playgroup service for children aged 0-5 across rural and remote communities throughout the region. In 2015 the Shire employed a trainee educator to work with the existing two permanent staff. The service operates on a fortnightly cycle visiting a total of around 130 children at Hermidale, Girilambone, Collerina, Marra, Duck Creek, Tottenham, Trangie, Warren, Collie, Quambone, Marthaguy, and Mungery. The fortnightly Nyngan playgroup was disbanded when the ELC opened due to changes in the funding agreement. Sessions run for two hours and focuses on educational play.

Other children's groups: Council provides information on children's services in the Shire on its website and Facebook page and fortnightly in its newspaper column. The Library provides a venue for the Bogan Early Parenting Support Group.

Youth: Council has provided facilities, equipment and administrative support to the StormCo group of volunteers which comes to Nyngan each year in the school holidays between term one and term two. Council also supports Youth Week annually by sourcing grant funding and working with local community groups such as the Red Cross Community Hub and Barnardos. Council promotes youth week events on its website, Facebook page and through its newspaper column.

1.5 Library

Outcome: our library is used by all as a centre for information, learning and recreational reading.

Council's strategy was to focus on community needs in providing and promoting quality facilities and access to

printed and online information and other resources. In 2013 The Bogan Library received a Library Development Grant from the NSW State Library for \$143,000. This was used for renovations to improve the accessibility of the building. Improvements included a disabled toilet, new flooring and paintwork, new moveable shelving to allow the interior to be easily reconfigured to accommodate for different functions, new furniture and a new accessible circulation desk.

A small meeting room was also included and this is a popular space for the community. Services offered by the library include free computer facilities, free Wi-Fi, and meeting areas. The traditional services such as book, DVD, and toy lending have been augmented by online facilities such as BorrowBox, eAudio and eBooks.

The free Wi-Fi service has helped increase the number of children and young adults to the Library in school holidays and after school. It has also been popular with those studying by distance education.

The Library regularly hosts events including the Cancer Council's Biggest Morning Tea. It has also become a regular venue for groups such as The Bogan Early Parent Support Group, and the Red Cross Community Hub "IT for Senior's" course.

The Library also participates in the BookLink and Summer reading programs to encourage young people to read and borrow books and National Simultaneous Story Time whereby schools are invited to a reading of a particular book which is also read at other libraries across Australia at the same time.

The Library continues to be an active member of the North Western Regional Library Service partnership. The librarian attends quarterly meetings of this group whereby the Spydus Library System is addressed. The system has been upgraded but there are still some issues which the group is working through together.

1.6 Education

Outcome: our Community has access to quality education and learning opportunities at all levels to increase their skills especially in the areas we have a local skills deficit, to support the development of our community and increase their capacity to prosper and contribute to the community.

Council has continued to support all schools in the Shire through various initiatives, awards and scholarships. Council representatives attend all end-of-year presentation days. Significant initiatives continue to include the relationship between Nyngan High School and the **Tongling Middle School in China**. Each year Council allocates \$8,500 to this project and assists with administrative support. This enables Nyngan High School students to visit Tongling every two years, and on the alternative year, Tongling students to visit Nyngan.

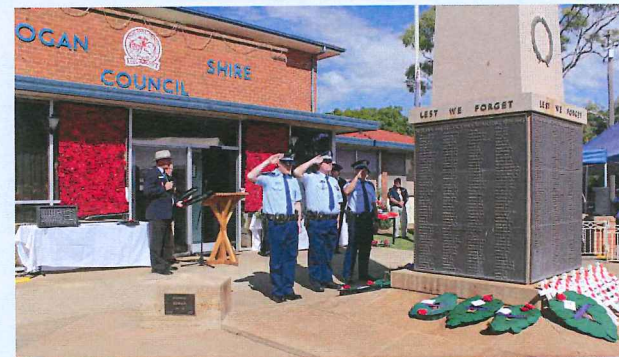
Council is responsible for all liaison with Tongling and for co-ordinating the visits and travel arrangements. The Chinese students are hosted for a week in the Bogan Shire, and Council provides accommodation and activities, including a formal dinner with the Councillors, farm visits, and a tour of the region including the mines and the solar plant.

Council has lobbied on behalf of local schools for students to be allowed to make up the time during the year so they can have the morning off school to attend and contribute to the **Nyngan Show** in May each year.

Traineeships: Council has introduced three specific Council-funded traineeships in the Corporate Services, Engineering and Development & Environmental Services departments. An additional six apprenticeships and traineeships are funded by Council, and are advertised within the local community and marketed towards those about to finish secondary school or to young people wanting to gain a trade certification or commence a career path into these fields.



Council helps co-ordinate Seniors Week activities every year.



Council helps co-ordinate the Anzac Day service each year.



The Christmas Lights Competition 2015 winners.



The Cobb and Co Coach has been housed in a purpose built shed at Teamsters Rest.



Heritage Park has been developed to include a war memorial and will include an indigenous area.



Council celebrates NAIDOC week each year. The Aboriginal flag is flown alongside the Australian flag outside Council chambers throughout the year.



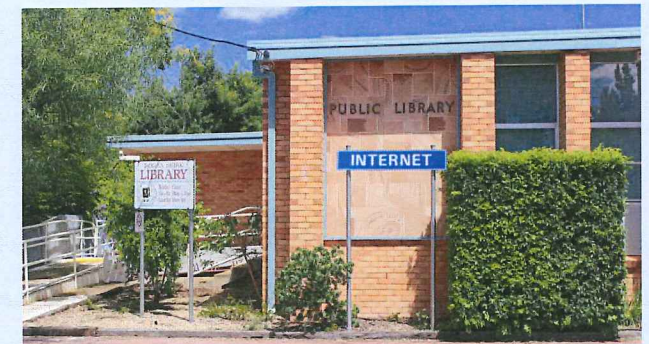
The Visitor Information Centre is fully accredited. Volunteer and Museum Patron, Glad Eldridge with Visitor Information Centre Officer Stewart McKenzie.



Youth week is celebrated in Nyngan each year.



The Nyngan Town Hall was recently repainted.



The Bogan Shire Library - a hub of activity in Nyngan.

Connecting Our Community



Council is responsible for the maintenance of 1,245km of local roads (166km sealed and 1,079km unsealed), 238km of regional roads (120km sealed and 118km unsealed) and 261km of State highway (all sealed). Over the past four years Council has re-sheeted 120km of gravel road and built 20km of new road. Road maintenance accounts for 40% of the annual budget.

Pictured: Colane Rd, bitumen sealed in stages over the past four years.

Goal - A transport network which enables efficient movement of people and freight ensuring the Shire's accessibility is maintained and all have access to a quality road network and public transport.

2.1 Road Networks. Outcome

Our well-constructed and maintained road network enables safe and efficient movement of people and freight throughout the Shire.

Maintaining and improving the road network throughout the Bogan Shire is an ongoing commitment which accounts for 40% of the budget (approximately \$45 million a year). Council is responsible for the maintenance of 1245km of local roads (166km sealed and 1079km unsealed); 238km of regional roads (120km sealed and 118km unsealed) and 261km of State highway (all sealed).

Council employs 21 staff in six gangs for road works including four grader gangs for construction and maintenance and a highway maintenance gang. There is also a two-man gang from gravel haulage.

Over the past four years Council has constructed 20km of new road, and has re-sheeted 120km of gravel road.

Community feedback is obtained annually at the Council's village meetings as well as through council road tours and routine inspections. Council utilises its Asset Management Plan and has a contract with Roads and Maritime Services to continually carry out maintenance, rehabilitation and improvements to local and State roads throughout the shire. Notable improvement works include the continual bitumen sealing of the Colane road, the Hermidale-Nymagee Road, the Pangee Road and the Mulla Road.

Streetscape: In Nyngan there has been significant renovation to the CBD streetscape under the Main Street Beautification Plan. This has included the replacement of 45 reverse parking with nose-to-kerb parking, extra disability parking, tree planting for summer shade and the construction of garden beds for visual amenity, aesthetics. Council liaises with Essential Energy to ensure street lighting meets requirements.

2.2 Public Road Transport

Outcome: we have reliable, cost-effective and regular public road transport linking the Shire to Dubbo and beyond as well as in Nyngan itself, increasing mobility for people without their own transport and providing a more sustainable alternative.

The CSP included outcomes for an establishment of a town bus service and a taxi/transport service. Whilst there are still no such services operating on a fulltime regular basis in the Shire, local service clubs (i.e. the Nyngan RSL Club and the Nyngan Golf Club) currently operate their own bus service for patrons as needed. The Shire has upgraded the local bus stops in Nyngan, Coolabah and Girilambone for the inter-town buses which pass through. There has also been continual liaison with the school bus providers to open up new routes and to also provide safe bus stops.

2.3 Active Transport

Outcome: Our network supports and encourages people to take up active travel such as walking and cycling to enhance their social and physical wellbeing.

Bikeways and footpaths: A network of bikeways marked on roads was established in Nyngan before the CSP was introduced and Council has continued to monitor and maintain this. There have been meetings with local schools to gauge the interest in keeping the marked pathways on the streets. It is worth noting there has been a change to the law to enable young people (12 years and younger) and their adult carers to ride bikes on the footpath. Council has recently extended its paved cycleway/footpath network in Nyngan which will soon take in Rotary Park and the Bogan River recreational areas.

Council Traffic Committee has liaised with the local NSW Police liaison officer to educate the community about the safe use of the cycle ways.

2.4 Air Services

Outcome: Our valuable airport assets are used to their full potential providing residents, workers and visitors with cost-effective, reliable, safe air services.

Council has an ongoing maintenance program at the Nyngan Airport to ensure it complies with CASA regulations and meets the needs of users. The apron and taxi way have been re-sealed and a second Illuminated Wind Direction Indicator has been installed to meet changes in regulations.

The local mining industry operates a weekly charter service to and from Brisbane for its employees (as required). There isn't currently a regular commercial service operating although there has been occasional interest from providers.

2.5. Rail Services

Outcome: Our rail connection provides a cost-effective and reliable alternative to other forms of transport for people and freight.

Freight rail services: The State Government through its Resources to Regions project has continued to invest in upgrades to the rail track between Dubbo and Cobar. The track is currently used by the mining industry and by the local grain storage facilities to export product from the region. Council has commenced investigations on behalf of a mining interest into the feasibility of a regular freight service to deliver goods into the Shire.

Passenger rail services: Passenger trains do not come to Nyngan but there is a daily bus service linking Nyngan to the Dubbo-Sydney XPT service.



Bicycle safety workshop held at Larkin Oval



Council re-sheeted 120km of gravel road and constructed 20km of new road between 2012 and 2016.



Freight rail remains a key way to export mining and agricultural produce from the Shire. Council is advocating for this to be increased.



The footpath and bikeway network was extended in 2015 to connect the Bogan River precinct.



The Main Street Beautification scheme introduced nose-to-kerb parking, with additional spaces for disabled parking. Garden beds will provide extra shade in the summer months as well as visual appeal.



The apron and taxi way at Nyngan Airport were resealed and a second illuminated Windsock was installed to meet CASA regulations

Managing Our Environment



The floating pontoon on the Bogan River at Rotary Park was constructed in 2015.

Goal - To support the current and long-term liveability of our Shire by enhancing and protecting our environment through sound urban planning, managing our waste stream and sewerage services, and providing potable water supplies that are economically sustainable, reliable and environmentally responsible.

3.1 Built Environment

Outcome: The character, liveability and prosperity of our Shire are enhanced through sound urban planning processes and facilitation of developments in accordance with the Bogan Local Environmental Plan.

Long term sustainability: Council has conducted periodic reviews of council's planning instruments to ensure land use planning supports the long term sustainability of the local community and economy.

Affordable range of housing: Council is currently re-zoning land for residential purposes.

Council investigated the community interest in providing land for affordable aged care. A public meeting was held in January 2013 and a committee was formed to make recommendations to council. Council resolved in August 2013 to establish a retirement village on the former 'Pound Paddock' site opposite the Nyngan Showground. Site plans and a design of the sewer infrastructure were completed for the project but Council did not receive sufficient interest to justify the capital development cost. The project remains alive and is expected to be revisited in the future.

Compliance with Local Environmental Plan legislation formed through the Regional Land Use Study Project: Council continues to develop its Local Environment Plan in keeping with State Government legislation. Once completed it will be adopted by Council. Heritage controls have been incorporated into the Local Environment Plan and the DCP, and sustainability controls have been incorporated into the LEP.

Safe, healthy and well maintained buildings: In accordance with relevant health and safety legislation, Council conducts regular inspections of the community's buildings to ensure they comply with the NSW Building Certification Scheme. Council investigated concerns and complaints in relation to overgrown allotments and buildings in a state of disrepair.

Flood management plans: Council has developed and implemented flood management plans into the LEP and DCP for all urban flood plain areas. Council continues to maintain stormwater management infrastructure.

3.2 Waste Management

Outcome: Our Waste Stream is effectively managed, reducing waste to landfill and maximising resource recovery through recycling.

Council implemented waste recycling in Nyngan in 2011 and since then has increased awareness of recycling through an educational campaign. Kerbside waste and commercial waste collection services have increased.

In 2015/16, 983 tonnes of waste was deposited at the Nyngan Waste Management and Resource Recovery Facility. In addition, 165 tonnes of recyclable waste was collected and taken to Gilgandra for sorting.

Council has undertaken to upgrade the Nyngan Waste Management and Resource Recovery Facility to ensure it complies with the Landfill Environmental Management Plan which is near to completion. A \$43,000 grant was obtained to fence the site and install CCTV Cameras and new signage. Council has allocated \$357,859 in its budget for capital expenses including the purchase of new plant and \$526,859 to set up a recycling drop off zone for all Shire residents.

Council worked on advice from the Rural Fire Service and established fire breaks to all waste facilities.

3.3 Natural Environment

Outcome: Our reserves and other public places are clean, litter-free and appropriately managed, preserving their valued use, biodiversity and visual amenity whilst protecting our environment from waste and litter pollution.

Provision of high quality, well serviced and maintained reserves and recreational areas: Council departments carry out routine maintenance on the local reserves and recreational areas to ensure they are well used by the community. This has included the provision of litter and recycling bins and BBQ areas in council parks. A pontoon with access pathway has been built on the Bogan River at Rotary Park to allow for increased recreational use of the area for fishing, swimming and boating.

Litter reduction: Council continues to implement programs and facilities which foster responsible and protective behaviour towards reducing waste and litter pollution. Street rubbish bins have been upgraded to include lidded tops to prevent litter spilling, and the number of bins has increased. An educational mail out on which waste suitable for recycling has also been undertaken.

The streets in Nyngan's CBD are swept twice a week and the gutters right around town are swept monthly.

Preservation of the natural environment: Council has also continued to support initiatives to protect and preserve Bogan Shire's natural environments, waterways, flora and fauna through responsible development and management. It assists each year with the annual Carp Muster fishing competition and supports Government Agencies and other organisations with projects such the release of native fingerlings into the river. Council staff undertake regular water way inspections and control noxious weeds.



The Shire's natural environment is preserved and protected via responsible development and management initiatives.

3.4 Noxious Weeds.

Outcome: Our local environment is protected from noxious weeds through inspection and control measures in compliance with the *Noxious Weeds Act 1993*.

The *Noxious Weeds Act 1993* has been replaced by the *Biosecurity Act 2015* to which Council has an ongoing commitment to comply. This includes participation on the Central West Regional Weeds Committee and the Macquarie Valley Weeds Advisory Council. Council regularly inspects for listed noxious weeds on public and private property and undertakes to eradicate them.

3.5 Water.

Outcome: We have access to a secure water supply that is well-managed to provide us with a reliable, safe and cost effective service.

Council ensures it remains compliant with strategic business plans for water through a program of continual capital improvements. It has continued to provide a financially viable, efficient, permanent potable water supply that meets the requirements of the community. Council reports quarterly to the NSW Department of Health and also submits an annual report on the Drinking Water Management Plan.

The Water Asset Management Plan is used to develop the annual water budget and to make improvements to water supplies.

Council has taken measures to enhance the security of the water supply to ensure long term drought management plans are developed and water losses are minimised through involvement in the Lower Macquarie Water Utilities Alliance. In conjunction with Cobar Shire Council it has received a \$100,000 grant to investigate the feasibility of piping the Albert Priest Channel between Warren and Nyngan. This is in addition to the current Nyngan Cobar Water Security Project to store 700 ML off river in a storage near Nyngan. This project has been awarded a \$10 million grant and will be a significant development.

Council has provided the Shire a reliable and safe water supply and has achieved 100 percent water compliance over the past four years of the current term.

3.6 Sewerage.

Outcome: We have a reliable, safe and cost effective sewerage service.

In accordance with the Sewer Asset Management Plan, Council has undertaken ongoing replacement and improvements to the Nyngan sewerage system. There has been routine ongoing testing and reporting of this system to ensure compliance with Sewer Treatment Plant License Conditions.

Council has a Liquid Trade Waste Policy and relevant businesses are monitored regularly for compliance.

Council has had no issues with sewerage management over the past four years of the current term.



In 2015/16, 983 tonnes of waste was deposited at the Nyngan Waste Management and Resource Recovery Facility.

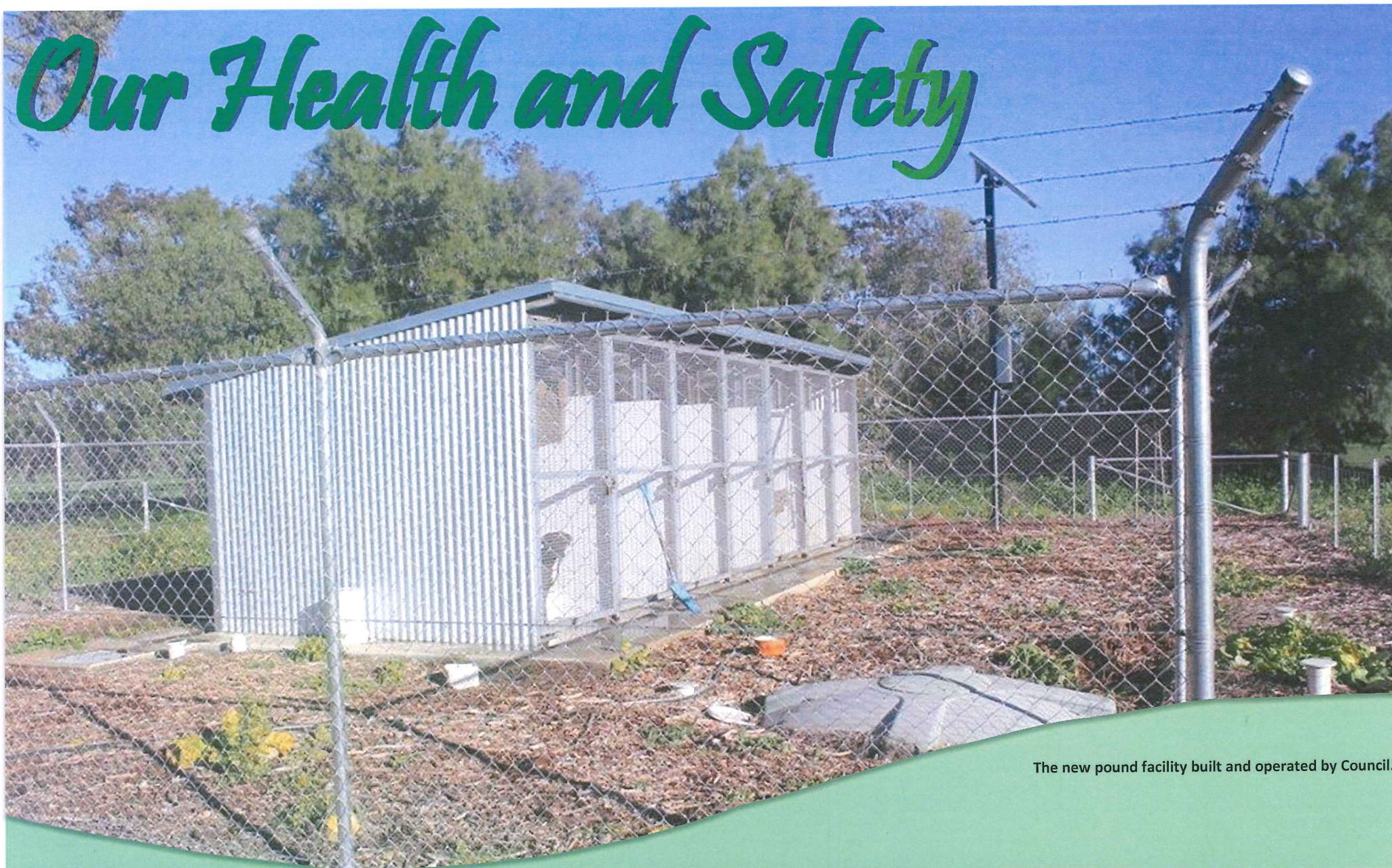


The sewerage works have achieved 100% compliance.



Council participates in National Tree Planting day annually. Mark Jenkins, Parks & Gardens Supervisor with Nyngan High School students Melanie Bodycott and Moisha Lord in 2016.

Our Health and Safety



The new pound facility built and operated by Council.

Goal - Enhance the health and safety of our community through the provision of effective essential services, programs and ensuring equitable access for all to these services .

4.1 Environmental Health.

Outcome: The health, safety and well-being of residents, workers and visitors is protected by providing effective licensing and regulatory services for commercial premises, essential services and animal management.

Local Liquor Accord: Council is a member of the Local liquor Accord liaises with local police to ensure continued compliance. It has provided information regarding new Liquor License applications and made submissions to the State Government as required.

Food safety: Council conducts bi-annual inspections of food preparation businesses to ensure compliance with Safe Food Standards. A food premises register has been compiled and is updated regularly.

Building Code of Australia: conducts annual inspections of commercial premises to ensure compliance with the Building Code of Australia.

Companion Animals: There has been an ongoing management and control of companion animals and work to ensure owner compliance with the NSW *Companion Animals Act 1998*. Council has built a new pound facility, and undertaken a letter drop to provide information on microchipping, and also the penalties for wandering dogs.

4.2 Disaster Management.

Outcome: We have the capability in place to plan, organise and implement measures to respond to and recover from disasters.

Council is a member of the Local Emergency Management Committee which has an Emergency Management Plan in place. This committee is in the process of developing a new plan in accordance with State Government requirements that plans been made more accessible. The State Emergency Service has developed a Flood Plan for Nyngan.

The Local Emergency Management Committee meets quarterly to ensure it is equipped, prepared and trained for disasters and incidents. Simulated disasters have been conducted as part of this process.

Council regularly maintains pumps and the levee bank surrounding Nyngan to ensure the township remains safe and secure during adverse weather conditions and the potential influx of floodwaters.

4.3 Public Health.

Outcome: Our community has access to the medical services and facilities it needs to enhance and protect our health.

Medical Centre: Council successfully applied for grant funding of \$611,000 from the Federal Government's National Stronger Regions Fund to assist with the construction of the Bogan Shire Medical Centre. Construction has started on the \$1.4 million centre which has been purpose built to accommodate primary, allied and specialised health care services. The Centre will address a critical lack of accessibility to local health care services and consequential social and economic impacts and will offer a bulk billing service. The Council will also deliver the Closing the Gap program for Aboriginal people, and there will be a requirement for the GP's to hold an on-call VMO contract at the Nyngan Multipurpose Health Service (hospital) which will resolve the current and future risks to this position.

Medical surgeries: Council has continued to provide surgeries and housing to the two General Practitioners

Ambulance Service: Council has lobbied the State Government to ensure Nyngan has access to a 24 hour ambulance service. The use of ambulances for non-urgent patient transport resulted in occasions where there wasn't staffed vehicle available to residents of the Shire. Council successfully advocated on behalf of the community and local health services to ensure the ambulance service is adequate.



Council commenced work on the Medical Centre in 2016. The facility will cost \$1.4 million to complete, and will house two GP's and provide rooms for allied health.

Community health and wellbeing: Council has worked with community groups and government agencies to support programs which promote health and wellbeing. Examples include various CanAssist initiatives including the Relay For Life event at Larkin Oval, the annual Biggest Morning Tea and the Library, and the High Tea at the Town Hall. The Bogan Bush Mobile Service also regularly actively supports health initiatives for young children on healthy eating, food preservatives and also hosted a Tresillian nurse for a week.

4.4 Fire services.

Outcome: Our fire services provide effective and efficient services to the community to protect property and the safety of our community.

Town and villages: Council's strategy is to ensure people within Nyngan and the surrounding villages are protected from fire-related incidents. In Nyngan this has included the recent donation of council land (approximately valued at \$47,000 based on the sale of a neighbouring similar block) to Fire and Rescue NSW to build a new fire station at a cost of around \$800,000.

Rural areas: The Mayor and council staff liaise with the RFS through participation in the local Service Level Agreement meetings to ensure local input into the RFS's decision making. The RFS has built new stations in the Bogan Shire including one at Girilambone and also received updated equipment.

Property-based Emergency Services Levy: Council, along with other Councils of our industry body, Local Government NSW, successfully lobbied for the introduction of a new, fairer system for collecting the levy that helps fund our community's fire and emergency services. In 2017 the NSW Government will introduce a new Emergency services Property Levy (ESPL) which will be paid by all property owners alongside council rates, and collected by local councils. The ESPL will replace the Emergency Services Levy (ESL) that is currently collected as part of all property-based insurance policies. The NSW Government has announced that from this date, insurance companies will no longer collect the levy as part of the property insurance premiums, and therefore, they believe, insurance premiums will be lower, allowing more people to afford to insure their homes and businesses. The reform will mean the burden of funding these services will no longer fall only on those with property insurance, but all landowners.



Council lobbied for the introduction of a Emergency Services Property Levy, which will be introduced by the NSW Government in 2017

4.5 Policing.

Outcome: Our police services provide effective and efficient services to the community to protect property and the safety of our community.

Council has continued to lobby the State Government for police numbers to be maintained in the Bogan Local Government area. It has also undertaken a commitment with NSW Police to contribute to the provision of housing (where possible) for police officers. Council has made available the flat behind the old ambulance station for police housing. Council attends regular Community Safety Precinct Meetings where there is an opportunity to discuss community safety concerns with senior members of NSW Police.



Council has lobbied to ensure adequate numbers of police and ambulance officers are stationed in the Shire.

Developing Our Economy



In conjunction with the Australian Renewable Energy Agency (ARENA) and the NSW Government, AGL constructed a large scale solar photovoltaic power plant with a total capacity of 102MW at Nyngan. Construction by First Solar started in January 2014 and was completed mid 2015.

Goal - Stimulate and maintain economic growth to build a strong local economy, supporting the development of local businesses and attracting people to the Shire.

5.1 Local Industries and Business.

Outcome: Local industries, including tourism and the businesses that support them continue to grow and prosper.

Council's strategy was to undertake an assessment of the local business and industry, in particular the retail industry, to identify and develop initiatives to actively encourage the establishment of sustainable economic growth and local employment opportunities. Council has developed and maintained a relationship with Regional Development Australia Orana for this purpose. Council has also undertaken a main Street Beautification Scheme to improve parking, increase the disability access and to provide more shade and visual appeal to the Nyngan CBD.

Council also worked with the Bogan Community Tourism and Business Group and Regional Development Australia

Community directory: Council produces a Community Directory which is available on its website and in hard copy.

Supporting local business: Council continues to shop locally for services and products where appropriate. For example recent large projects undertaken by Council including the ELC and the medical centre have used local contractors and materials where possible.

Business opportunities: Council also has a strategy to investigate opportunities to support the township of Nyngan and villages of Girilambone, Coolabah and Hermidale. It has produced and continually updates the Bogan Shire Prospectus.

An Industrial Area has been developed near the Council depot and this now includes several new businesses including AGnVET Services, and the Western Rivers Veterinary surgery.

Significant developments within Shire have included the **AGL Nyngan Solar Plant**, one of the largest of its type in the Southern Hemisphere. The plant occupies approximately 250 hectares, 10km west of Nyngan and has a capacity of 102MW. Construction by First Solar began in January 2014 and finished mid 2015.

Council continues to liaise with and support where possible existing significant developments including the **Aeris Tritton Mine**.

5.2 Tourism.

Outcome: Bogan Shire is regarded as a welcoming and attractive place for people to visit, providing services, cultural experiences and recreational opportunities for our visitors.

Tourism strategy: Council has engaged the services of a professional economic development specialist to help develop a visitor strategy which will include the identification of potential opportunities for growth and new tourism products.

Tourism guide: It has continued to update, produce and distribute the Official Tourist Guide to local businesses and visitor information centres in neighbouring shires, and has also conducted photographic shoots for marketing and promotional material.

Council has actively promoted Nyngan and Bogan Shire in print media and on appropriate websites.

Council was a member of Inland NSW Tourism for the past two years however that organisation has ceased operations and will be replaced .

New tourism opportunities and initiatives: The Big Bogan statue was built by Council and installed at the Teamsters Rest area in the main street. This created intense nationwide media interest and continues to be a point of interest for visitors to the Shire. Teamsters Rest also includes a new council-built shed to display the replica Cobb and Co. Coach.

The Bogan River recreational area has also been developed with paved pathways, a pontoon and improved BBQ and toilet facilities at Rotary Park. The town weir has become a popular water skiing venue in the hotter months.

Visitor Information Centre: The Bogan Shire Visitor Information Centre is located in the Museum. It has recently become an accredited VIC and as a result is open seven days a week. Two Council staff members are employed to work in the centre as well as volunteers. Council has also recently begun work on two tourist information bays in Nyngan which include off road parking, a Shire map and a list of key attractions.

The Council continues to develop and improve its website and social media profile to encourage tourism.

5.3 Communications.

Outcome: The community has access to the latest communications infrastructure and technology to facilitate communications for learning, business and providing services to our community.

Despite efforts by Council, the Bogan Shire surrounding regions remain disadvantaged in regard to Mobile telecommunications. Western NSW has not received Federal Government "black spot" funding. The Shire was not an early entry to the National Broadband Network roll out, but Council has been advised it will become part of that network in 2017.

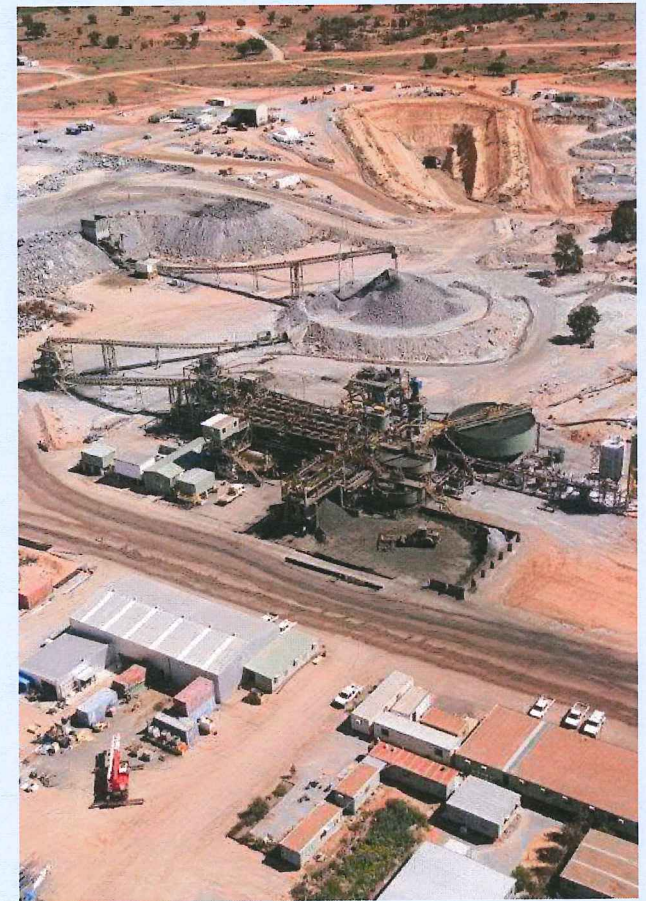


The Big Bogan Structure was the brainchild of Anglican Church minister Father Graham McLeod. Council built and installed it in the main street near Teamsters Rest. It attracted national publicity in 2015.

Visitor Information



The Nyngan Visitor Information Centre is accredited and is open 7 days per week.



The Aeris Tritton mining operation near Hermidale continues to be a significant employer in the Bogan Shire.

Responsible Local Government



COUNCIL AND SENIOR STAFF

Back: Cr Greg Deacon, Cr Glen Neill, Cr Danny Dutton, Graeme Bourke (Mgr Engineering Services).

Middle: Cathy Ellison (Executive Assistant), Tim Riley (Mgr Development & Environmental Services), Michael Ryan (Consultant to Council), Cr Jodi Douglas, Cr Hazel Griffiths, Cr Kevin Ryan.

Front: Derek Francis (General Manager), Cr Ray Donald OAM (Mayor), Cr Jim Hampstead OAM (Deputy Mayor), Cr Elaine McLaughlin.

Goal - Local Government which is open and transparent in delivering responsive services to the community in an efficient and ethical way using sound business practices.

6.1. Leadership Advocacy and Governance.

Outcome: Bogan Shire Council will deliver open, transparent and effective local government, lobbying on behalf of the community and working in partnership with regional bodies.

Fit for the Future: As part of the ongoing NSW Government's process known as 'Fit for the Future', Bogan Shire Council prepared a comprehensive business plan which was submitted to the Government demonstrating that we are able to retain our autonomy, maintain our independence and meet the challenges ahead with strong community support. We are confident we can "stand alone" and be viable and financially sustainable into the future .

The submission stated Bogan Shire has a sound, transparent accountable Council, well aware of the community needs and aspirations, supported by a well-led conscientious staff of around 95 people. It emphasised Council has a sound financial record of credit cash budgets, low debt levels and considerable savings and that our annual budgets retained consistent service delivery with ongoing road maintenance and improvement.

One of the options for this Council presented in the Revitalising Local Government report was a merger with Warren Shire Council. This option was canvassed with the community which overwhelmingly rejected it. This was consistent with Council's view this merger would weaken local representation, service provision and identity.

The NSW Government declared Bogan Shire Council to be Fit for the Future, meaning it demonstrated it is able to retain its autonomy, maintain its independence and meet the challenges ahead with strong community support, confident it can continue to "stand alone" into the future representing ratepayers with honesty, integrity and sound financial management.

Community Service Plan: Council has adhered to its Community Service Plan adopted in 2012, referencing the strategies and outcomes it in its annual Operational Plans and conducting an end of term report. It has continued to provide accountability to the community by regularly reporting on Council activities through the publication of business papers, meeting minutes and general information. It has also ensured accountability to the community by timely completion and publication of statutory reports.

Councillor liaison: Council conducts annual Village Tours whereby the communities of Coolabah, Hermidale and Girilambone have the opportunity to present concerns and meet with Councillors and senior staff. Council also conducts road tours and speak with outlying residents to hear concerns.

Public meetings have been held to discuss matters of importance, for example the Main Street Beautification Project and the Fit for the Future submission.

6.2 Managing Our Business.

Outcome: Our business is resourced with a competent and motivated workforce and is effectively managed through sound procedures and financial practices to enable us to build and deliver community services and infrastructure both now and into the future.

Each year Council develops and implements an Operation Plan and Budget so as to manage its financial resources responsibly. It aims to maximise revenue opportunities and has continually received grants for projects.

Council continues to manage the recovery of revenues raised by Council and the Long Term Outstanding Debt has progressively declined.

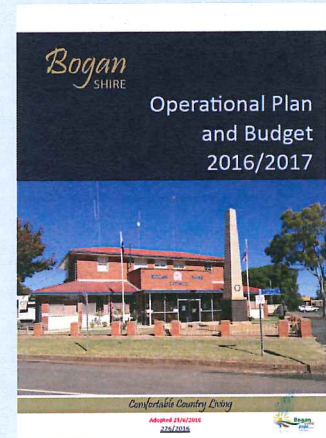
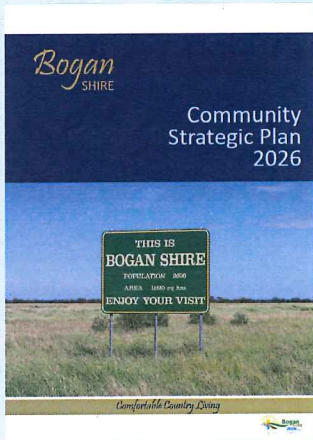
Senior Council staff are responsible for conducting regular reviews of policies, reporting systems and plans including asset management, and risk management plans to confirm they are fit for purpose and to report to Council.

Organisational review and restructure: Between March and December 2015 Council undertook an organisational review of its Engineering and Corporate Services Departments. This review was conducted to identify potential inefficiencies, changes in processes and technology and analysis of structural and capacity issues. The scope of the review was to enhance productivity and performance within these departments and to improve of facilitate achievement of Operational Plan activities. The outcome of the review was an organisational change to address duplication, cost, skills shortages and changes in services and operations. Council retained the number of positions across these departments.

Decision making: Council has continued to support a culture of customer service, including supporting processes to deliver high quality services to the community. Council ran a number of workshops with councillors, Department Managers, Supervisors and the Consultative Committee to produce the seven council values that guide our thinking, actions and decision making.

Workplace Health and Safety: Council continues to identify, characterise and assess all areas of potential risks to Workplace health and safety and public liability.

Information technology: Council is working to adequately resource its IT and communications systems to be consistent with industry standards and technological development. There is now a designated Business Systems Analyst on the staff as well as an IT Trainee. At the end of 2016 Council will replace its telephone system with a VOIP system, considered to be more efficient and cost effective.



The Bogan Shire Council Chambers building at 81 Cobar Street, Nyngan.

