
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF
THE SHIRE OF COBAR HELD IN THE COUNCIL CHAMBERS ON
THURSDAY 14 DECEMBER 2017 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

Councillors Lilliane Brady OAM (Mayor), Tracey Kings, Janine Lea-Barrett, Christopher Lehmann, Greg Martin, Peter Maxwell, Julie Payne, Harley Toomey, Bob Sinclair and Peter Yench.

OBSERVERS

Messrs Peter Vlatko (General Manager), Kym Miller (Director of Finance and Community Services), Garry Ryman (Director of Planning and Environmental Services), Stephen Taylor (Director of Engineering Services) and Ms Angela Shepherd (Director of Corporate and Economic Development and Janette Booth (Executive Assistant – General Manager/ Mayor).

APOLOGIES (FILE C13-2)

320.12.2017 RESOLVED: That the apology received from Councillor Peter Abbott (Deputy Mayor) be accepted and a leave of absence granted.
Clr Martin/ Clr Sinclair **CARRIED**

PUBLIC ACCESS SESSION

- Audit Office NSW – Mr Jeff Shanks (Luka Group).

DECLARATIONS OF INTEREST (FILE C12-3)

- Councillor Christopher Lehmann declared a Pecuniary interest in Clause 1B – Development Approvals: 14 November 2017 – 7 December 2017.

**CLAUSE 2A - GENERAL PURPOSE FINANCIAL
STATEMENTS, SPECIAL SCHEDULES AND AUDITOR'S
REPORTS FOR 2016/2017**

FILE: A12-2 & F2-2-17

AOP REFERENCE: 3.3.3.3

AUTHOR: *Director of Finance and Community Services, Kym Miller*

321.12.2017 RESOLVED:

1. That Council thank Mr. Jeff Shanks of Luka Group on behalf of the Audit Office of New South Wales for his presentation.

**THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 14 DECEMBER 2017**

.....
GENERAL MANAGER

.....
MAYOR

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2. That the Audited Financial Statements and Auditor's Reports for the year ended 30 June 2017 be received and noted.
 3. That copies of Council's Annual Audited Financial Statements be provided to the such persons and bodies as the regulations require.
 4. That Council note the requirement to submit a fresh signature panel to attach to the statements and endorse the panel.

Clr Maxwell/ Clr Sinclair

CARRIED

CONDOLENCES (FILE M2-3)

- Chief Inspector John Oliveria.
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CONFIRMATION OF MINUTES

TRAFFIC COMMITTEE MEETING (FILE C6-14)

322.12.2017 RESOLVED: That the minutes of the Ordinary Meeting of Council held on Thursday, 23 November 2017 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Lea-Barrett/ Clr Payne

CARRIED

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

323.12.2017 RESOLVED: That the minutes of the Ordinary Meeting of Council held on Thursday, 23 November 2017 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Sinclair/ Clr Lea-Barrett

CARRIED

CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

AUTHOR: Mayor, Councillor Lilliane Brady OAM

324.12.2017 RESOLVED: That Council accepts the information contained in the Mayoral Report for the month of December 2017.

Clr Toomey/ Clr Payne

CARRIED

CLAUSE 3A – RMS REPAIR PROGRAM FOR 2018/2019

FILE: R5-31

AOP REFERENCE: 4.3.1.1

AUTHOR: Director of Engineering Services, Stephen Taylor

325.12.2017 RESOLVED:

THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 14 DECEMBER 2017

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GENERAL MANAGER

.....
MAYOR

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1. That Council nominate RR7518 Fifty Two Mile Road for funding for \$400,000 from the 2018/2019 REPAIR Program for seal extension.
 2. That if funding is not obtained that council continues to nominate RR7518 Fifty Two Mile Road in subsequent years until funding is obtained.

Clr Sinclair/ Clr Lehmann

CARRIED

CLAUSE 4A – QUOTATION FOR THE SUPPLY OF TRADE AND MISCELLANEOUS SERVICES 2015/2018

FILE: T3-15-5

AOP REFERENCE: 3.3.4

AUTHOR: *Director of Engineering Services, Stephen Taylor*

326.12.2017 RESOLVED: That the following Contractors be added in the Council's Register of approved Contractors for the Provision of Trades and Miscellaneous Services 2015/2018:

Company
As Per Plan Construction

Clr Sinclair/ Clr Kings

CARRIED

CLAUSE 5A – LIQUID TRADE WASTE POLICY

FILE: S3-8

AOP REFERENCE: 4.4.4.2

AUTHOR: *Director of Engineering Services, Stephen Taylor*

327.12.2017 RESOLVED: That Council adopt the Liquid Trade Waste Policy.

Clr Lea-Barrett/ Clr Sinclair

CARRIED

CLAUSE 6A – DRAFT BUSINESS MANAGEMENT PLAN FOR TOURISM, EVENTS AND THE GREAT COBAR HERITAGE CENTRE

FILE: T4-1

AOP REFERENCE: 2.2.1.1

AUTHOR: *Projects Officer, Miranda Riley*

328.12.2017 RESOLVED: That Council adopts the draft Business Management Plan for the Great Cobar Heritage Centre, Tourism and Events as a working document, with progress reports to be provided to Council quarterly.

Clr Sinclair/ Clr Lea-Barrett

CARRIED

Clr Christopher Lehmann declared a pecuniary interest and left the Meeting at 5:39pm.

**CLAUSE 1B – DEVELOPMENT APPROVALS: 15 NOVEMBER
2017 – 7 DECEMBER 2017**

FILE: T5-1

AOP REFERENCE: 1.6.3.1

AUTHOR: *Director of Planning & Environmental Services, Garry Ryman*

329.12.2017 RESOLVED: That the information detailing the Local Development and Construction Certificate approvals for the period 15 November 2017 – 7 December 2017 be received and noted.

Clr Yench/ Clr Lea-Barrett

CARRIED

Clr Christopher Lehmann returned to the Meeting at 5:56pm.

CLAUSE 2B – MONTHLY STATUS REPORT

FILE: C13-10

AOP REFERENCE: 3.1

AUTHOR: *General Manager, Peter Vlatko*

MOTION: That “Free Camping at the Newey Reservoir” be considered as a Matter of Urgency.

Clr Yench/ Clr Lea-Barrett

LOST

A Division was called:

For:

Clr Janine Lea-Barrett

Clr Julie Payne

Clr Peter Yench

Against:

Clr Lilliane Brady OAM

Clr Tracey Kings

Clr Christopher Lehmann

Clr Peter Maxwell

Clr Gregory Martin

Clr Bob Sinclair

Clr Harley Toomey

330.12.2017 RESOLVED: That the information contained in the monthly status report be received and noted, with the following items to be removed: 380, 880, 951, 971 Part 1, 996, 1091, 1110, 1111, 1113 Part 2 & Part 3 and 1114.

Clr Sinclair/ Clr Kings

CARRIED

**CLAUSE 3B – DETERMINATION OF FEES PAID TO MAYOR
AND COUNCILLORS**

FILE: C12-2

AOP REFERENCE: 3.1.5

AUTHOR: *General Manager, Peter Vlatko*

331.12.2017 RESOLVED: That Council receive and note the information contained within this report.

Clr Lehmann/ Clr Sinclair

CARRIED

CLAUSE 4B – INVESTMENT REPORT AS AT 30 NOVEMBER 2017

FILE: B2-7

AOP REFERENCE: 3.1.1.7

AUTHOR: *Director of Finance and Community Services, Kym Miller*

- 332.12.2017 RESOLVED:** That Council receive and note the Investment Report as at 30 November 2017.
Clr Payne/ Clr Lea-Barrett **CARRIED**
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CLAUSE 5B – BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT 30 NOVEMBER 2017

FILE: B2-7

AOP REFERENCE: 3.1.1.5

AUTHOR: *Director of Finance and Community Services, Kym Miller*

- 333.12.2017 RESOLVED:** That Council receive and note the Bank Reconciliation, Cash Flow and Loan Facility Report as at 30 November 2017.
Clr Lea-Barrett/ Clr Payne **CARRIED**

- 334.12.2017 RESOLVED:** That a letter be sent to Council's Parks and Gardens Staff acknowledging their efforts with the street tree installation and Main Street beautification.
Clr Brady OAM/ Clr Lea-Barrett **CARRIED**
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CLAUSE 6B – SERVICE LEVEL REVIEWS UPDATE

FILE: L5-25

AOP REFERENCE: 3.1.2.2

AUTHOR: *Director Corporate and Economic Development, Angela Shepherd*

- 335.12.2017 RESOLVED:** That Council receives and notes the progress on the Service Review project.
Clr Sinclair/ Clr Lea-Barrett **CARRIED**
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CLAUSE 7B – EXPENDITURE FOR ROADS NETWORK

FILE: R5-31

AOP REFERENCE: 4.3.2

AUTHOR: *Director of Engineering Services, Stephen Taylor*

- 336.12.2017 RESOLVED:** That the information detailing the Expenditure for Council's Roads Network be received and noted.
Clr Martin/ Clr Payne **CARRIED**

- 337.12.2017 RESOLVED:** That Council write to RMS seeking funding for road maintenance for additional slashing on main roads for safety reasons for the lead up to busy times such as Christmas, Easter and local events (races and Festival of the Miners Ghost).
Clr Martin/ Clr Lea-Barrett **CARRIED**
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CLAUSE 8B – ENGINEERING WORKS REPORT

FILE: C6-20-2

AOP REFERENCE: 4.3.2

AUTHOR: *Director of Engineering Services, Stephen Taylor*

- 338.12.2017 RESOLVED:** That the information contained in the Engineering Works Report detailing maintenance on Shire and Regional Roads, State Highways and Water Sewer Mains, Resources for Regions Projects and other Major Grant Works be received and noted.
Clr Lea-Barrett/ Clr Payne **CARRIED**
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CLAUSE 9B – ANALYSIS OF PLANT AND EQUIPMENT HIRE AND TRADES AND MISCELLANEOUS SERVICES REGISTERS

FILE: T3-15-6, P3-19-4

AOP REFERENCE: 3.3.4

AUTHOR: *Director of Engineering Services, Stephen Taylor*

- 339.12.2017 RESOLVED:** That Council receive and note the information contained within this report.
Clr Kings/ Clr Lehmann **CARRIED**
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CLAUSE 10B – MEETING MINUTES

FILE: R5-36 & D2-17

AOP REFERENCE: 3.1

AUTHOR: *Executive Assistant - General Manager/ Mayor, Janette Booth*

- 340.12.2017 RESOLVED:** That the Minutes of the Cobar Liquor Accord Committee Meeting be received and noted.
Clr Payne/ Clr Lea-Barrett **CARRIED**
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CLAUSE 11B – STAFF CONFERENCE ATTENDANCE REPORT

FILE: Personnel

AOP REFERENCE: 3.3.2

AUTHOR: *Human Resources Manager, Summer Patterson*

- 341.12.2017 RESOLVED:** That the information provided above in relation to the conferences attended by Council staff be received and noted.
Clr Yench/ Clr Lea-Barrett **CARRIED**
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CLAUSE 12B – GRANT FUNDING

FILE: G4-17

AOP REFERENCE: G4-17

AUTHOR: *Director Corporate and Economic Development, Angela Shepherd*

- 340.12.2017 RESOLVED:** That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.
Clr Lea-Barrett/ Clr Maxwell **CARRIED**
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THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 14 DECEMBER 2017

CLAUSE 13B – RATES RECONCILIATION REPORT AS AT 30 NOVEMBER 2017

FILE: R2-1

AOP REFERENCE: 3.1.1.6

AUTHOR: *Office Coordinator, Jo-Louise Brown*

341.12.2017 RESOLVED: That the Rates Reconciliation Report as at the 30 November 2017 received and noted.

Clr Lea-Barrett/ Clr Yench

CARRIED

MATTER OF URGENCY – TENDER FOR MANAGEMENT OF LILLIANE BRADY VILLAGE

FILE: M6-5, T3-17-11, A10-14, C8-4, C8-3

AOP REFERENCE: 3.1, 1.5.1, 1.5.4.1

AUTHOR: *Director of Finance and Community Services, Kym Miller*

342.12.2017 RESOLVED: That a further report concerning the Tender for Management of the Lilliane Brady Village be considered in Committee of the Whole Closed Council with the press and public excluded in accordance with Sections 10 (2)(a) and 10 (2)(d)(i) of the Local Government Act 1993 as the matter and information concerns personnel matters concerning particular individuals (other than Councillors) and is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Clr Sinclair/ Clr Kings

CARRIED

COMMITTEE OF THE WHOLE (CLOSED COUNCIL)

343.12.2017 RESOLVED: That Council move into the Committee of the Whole with the press and public excluded at 7:00pm as matters to be discussed are considered to be confidential vide Sections 10 (2)(a) and 10 (2)(d)(i) of the Local Government Act 1993 as the matter and information concerns personnel matters concerning particular individuals (other than Councillors) and is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Clr Sinclair/ Clr Lehmann

CARRIED

Council resumed in Open Council at 7:18pm.

RECOMMENDATIONS TO COUNCIL FROM COMMITTEE OF THE WHOLE (CLOSED COUNCIL)

344.12.2017 RESOLVED: That the recommendations of the Committee of the Whole be adopted.

Clr Lea-Barrett/ Clr Sinclair

CARRIED

MATTER OF URGENCY – TENDER FOR MANAGEMENT OF LILLIANE BRADY VILLAGE

FILE: M6-5, T3-17-11, A10-14, C8-4, C8-3

AOP REFERENCE: 3.1, 1.5.1, 1.5.4.1

AUTHOR: *Director of Finance and Community Services, Kym Miller*

44COW.12.2017RESOLVED:

1. That Council enter into negotiations with unsuccessful tenderers with a view of striking a satisfactory arrangement to be approved as provider of aged care services at Lilliane Brady Village.
2. That the General Manager or his nominee be delegated authority to conduct such negotiations on behalf of Council.
3. That a summary of any negotiations be presented to Council at the first available opportunity.
4. That Council will consider in principle the sale of the Lilliane Brady Village after consideration of the business case.
5. That Council acknowledge the efforts of Health Infrastructure in attempting to attract tenders and explore if required an extension of 21 days to the closing date.
6. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

Clr Yench/ Clr Lea-Barrett

CARRIED

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 7:19PM

CONFIRMED.....

MINUTE NO.....

MAYOR.....