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**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE  
OF COBAR HELD IN THE COUNCIL CHAMBERS ON THURSDAY 24 MARCH  
2016 COMMENCING AT 5:00PM**

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**PRESENT (FILE C13-2)**

Councillors Lilliane Brady OAM (Mayor), Peter Abbott (Deputy Mayor), Jarrod Marsden, Greg Martin, Peter Maxwell, Harley Toomey and Peter Yench. Messrs Stephen Taylor (Acting General Manager), Garry Ryman (Director of Planning & Environmental Services) and Ken Wilson (Acting Director of Engineering Services) and Mmes Angela Shepherd (Special Projects Officer) and Janette Booth (Executive Assistant to General Manager & Mayor).

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**APOLOGIES (C13-2)**

**34.3.2016 RESOLVED:** That the apologies received from Councillors Tracey Kings, Bob Sinclair and Ray Wilson be accepted and a leave of absence granted.

*Clr Yench /Clr Marsden*

**CARRIED**

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**DECLARATIONS OF INTEREST (FILE C12-3)**

- Nil.
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**CONDOLENCES (FILE M2-3)**

- Mrs Eileen Valerie McLeod.
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**CONFIRMATION OF MINUTES**

**ORDINARY MEETING OF COUNCIL (FILE C13-11)**

**34.3.2016 RESOLVED:** That the minutes of the Ordinary Meeting of Council held on Thursday 25 February 2016 be confirmed as a true and correct record of the proceedings of that meeting.

*Clr Abbott/ Clr Marsden*

**CARRIED**

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**CONFIRMATION OF MINUTES**

**FINANCE AND POLICY COMMITTEE MEETING (FILE C6-19)**

**35.3.2016 RESOLVED:** That the minutes, and the following recommendations contained therein, of the Finance and Policy Committee Meeting held on Thursday 10 March 2016 be adopted by Council.

*Clr Yench/ Clr Martin*

**CARRIED**

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THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 MARCH 2016

.....  
ACTING GENERAL MANAGER

.....  
MAYOR

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**APOLOGIES (C16-15-6)**

**8FP.3.2016** **RECOMMENDATION:** *That the apologies received from Councillor John Harrison, Tracey Kings, Peter Maxwell, Bob Sinclair and Harley Toomey be accepted and a leave of absence granted.*  
**Clr Martin /Clr Yench** **CARRIED**

**DECLARATIONS OF INTEREST (FILE C6-15-7)**

Nil.

**REPORT 1B – UPDATE ON INFRASTRUCTURE PROJECT FINANCES**

**FILE: G4-29** **AOP REFERENCE: 4.1.4.3 & 4.3.2 & 4.4.4**

**AUTHOR: Project Manager, David Sechtig**

**Project Executive Officer, Heather Holder**

**9FP.3.2016** **RECOMMENDATION:** *That Council receive and note the updated financial information for the two Restart NSW Resources for Regions Program infrastructure projects.*  
**Clr Abbott /Clr Martin** **CARRIED**

**REPORT 2B – BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT 29 FEBRUARY 2016**

**FILE: B2-7**

**AOP REFERENCE: 3.1.1.5**

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

**10FP.3.2016** **RECOMMENDATION:** *That Council receive and note the Bank Reconciliation, Cash Flow and Loan Facility Report as at 29 February 2016.*  
**Clr Abbott /Clr Wilson** **CARRIED**

**REPORT 3B – RATES RECONCILIATION REPORT AS AT 29 FEBRUARY 2016**

**FILE: R2-1**

**AOP REFERENCE: 3.1.1.6**

**AUTHOR: Rates Officer, Jo-Louise Brown**

**11FP.3.2016** **RECOMMENDATION:** *That the Rates Reconciliation Report as at the 29 February 2016 be received and noted.*  
**Clr Marsden /Clr Abbott** **CARRIED**

**REPORT 4B – GRANT FUNDING**

**FILE: G4-17**

**AOP REFERENCE: 3.1.1.4**

**AUTHOR: Special Projects Officer, Angela Shepherd**

**12FP.3.2016** **RECOMMENDATION:** *That the information contained in the Grant Funding Report detailing grants applied for, grants announced and grants available be received and noted.*  
**Clr Abbott /Clr Martin** **CARRIED**

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**CONFIRMATION OF MINUTES**

**WORKS COMMITTEE MEETING (FILE C6-20)**

- 36.3.2016** **RESOLVED:** That the minutes, and the following recommendations contained therein, of the Works Committee Meeting held on Thursday 10 March 2016 be adopted by Council.  
*Clr Yench / Clr Abbott* **CARRIED**

**APOLOGIES (C13-2)**

- 11WC.3.2016** **RESOLVED:** *That the apologies received from Councillor John Harrison, Tracey Kings, Peter Maxwell, Bob Sinclair and Harley Toomey be accepted and a leave of absence granted.*  
*Clr Martin /Clr Abbott* **CARRIED**

**DECLARATIONS OF INTEREST (FILE C6-15-7)**

*Nil.*

**REPORT 1A – 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:** *Acting General Manager, Stephen Taylor*

- 12WC.3.2016** **RECOMMENDATION:** *That a further report on the Analysis of Plant and Equipment Hire and Trades and Miscellaneous Services be considered in the Committee of the Whole Closed Council with the press and public excluded for the reason as stated in Section 10 A (2) (d) (i) of the Local Government Act 1993, as discussions of this matter in open Council may prejudice the commercial position of the person who supplied it.*  
*Clr Marsden /Clr Abbott* **CARRIED**

**REPORT 1B – ENGINEERING WORKS REPORT**

**FILE:** C6-20-2

**AOP REFERENCE:** 4.3.2

**AUTHOR:** *Acting General Manager, Stephen Taylor*

- 13WC.3.2016** **RECOMMENDATION:** *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 Wilson /Clr Abbott* **CARRIED**

**REPORT 2B – EXPENDITURE FOR ROADS NETWORK**

**FILE:** R5-31

**AOP REFERENCE:** 4.3.2

**AUTHOR:** *Acting General Manager, Stephen Taylor*

- 14WC.3.2016** **RECOMMENDATION:** *That the information detailing the Expenditure for Council's Roads Network be received and noted.*  
*Clr Abbott /Clr Martin* **CARRIED**

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THIS IS PAGE 3 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 MARCH 2016

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**COMMITTEE OF THE WHOLE (CLOSED COUNCIL) (FILE C13-11-1)**

**15WC.3.2016** **RESOLVED:** *That Council move into the Committee of the Whole with the press and public excluded at 5:08pm as matters to be discussed are considered to be confidential vide Section 10A (2) (a) and (d) (i) of the Local Government Act 1993 as the matters contains commercial information of a confidential nature that would if disclosed would prejudice the commercial position of the person who supplied it.*  
*Clr Marsden /Clr Wilson* **CARRIED**

*Council resumed in Open Council at 5:29pm.*

**RECOMMENDATIONS TO COUNCIL**

**16WC.3.2016** **RESOLVED:** *That the following recommendations of the Committee of the Whole Closed Council be adopted by the Council.*  
*Clr Marsden /Clr Abbott* **CARRIED**

**REPORT 1C- 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: Acting General Manager, Stephen Taylor**

**20COW.3.2016** **RESOLVED:** *That Council receive and note the information contained within the Analysis of Plant and Equipment Hire and Trades and Miscellaneous Services Register Report and that the information remain confidential within Committee of the Whole Closed Council.*  
*Clr Wilson /Clr Abbott* **CARRIED**

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**NOTICE OF MOTION – ECONOMIC TASKFORCE MEETINGS**

**FILE: D2-17**

**AOP REFERENCE: 2.1.3.1**

**AUTHOR: Councillor, Peter Yench**

**37.3.2016**

**RESOLVED:**

1. That Cobar Shire Council's Economic Taskforce meet monthly as opposed to quarterly for the next six (6) months and a further review be undertaken of meeting requirements at the end of the period.
2. That an investigation into closing the Mining Camp on Nyngan Road be conducted and the Camp be closed unless the camp can be operated in a way to maximise the employment of local people and the use of local businesses.

*Clr Yench/ Clr*

**LAPSED**

**The Motion lapsed for want of a Secunder.**

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THIS IS PAGE 4 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 MARCH 2016

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**CLAUSE 1A – MAYORAL REPORT****FILE: C13-1-5****AOP REFERENCE: 3.1****AUTHOR: Mayor, Councillor Lilliane Brady OAM****38.3.2016 RESOLVED:**

1. That Council accepts the information contained in the Mayoral Report for the month of March 2016.
2. That Council suspends the Alcohol Free Zone in Cobar from 5:00pm on Saturday, 9 April 2016 to 1:00am on Sunday, 10 April 2016 and notice of the decision be noted in accordance with the relevant Legislation.

**Clr Maxwell/ Clr Toomey****CARRIED**

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**CLAUSE 2A – COUNCIL COMMITTEES/ DELEGATES REPORT****FILE: C6-15****AOP REFERENCE: 3.2.2.2****AUTHOR: Executive Assistant - General Manager/ Mayor, Janette Booth**

- 39.3.2016 RESOLVED:** That Council determine its delegates for each of the vacant Committees/ Organisations and where an election is required it be by open voting by show of hands.

**Clr Toomey/ Clr Abbott****CARRIED**

<b>Committee/Organisation</b>	<b>No. of Delegates</b>	<b>Current Delegates</b>
Local Traffic	1 Councillor	Clr Abbott
Mallee Bushfire Prevention	1 Councillor	Clr Sinclair
Western Division Councils of NSW	Whole of Council	All Councillors
Far West Initiative Advisory	Mayor	Mayor
<b>Barwon Darling Water Inc. (Mungindi – Menindee Advisory Council Inc.)</b>	2 Councillors	Clrs <b>Toomey</b> , Marsden
Wool Track Development Advisory	Mayor + 4 Councillors	Mayor, Clrs Martin, Maxwell, Sinclair, Yench,
Kidman Way Promotion	4 Councillors	Clrs Abbott, Martin, Toomey, Yench
Tourism Advisory	4 Councillors	Clrs Abbott, Martin, Toomey, Yench
<b>Outback Arts</b>	2 Delegates	<b>Clr Yench (Alternate)</b> Special Projects Officer
Mt Grenfell Board of Management	1 Councillor	Clr Toomey, Yench (Alternate)
Macquarie Valley Weeds Advisory	1 Councillor	Clr Yench
Lachlan Valley Weeds Advisory	1 Councillor	Clr Maxwell

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THIS IS PAGE 5 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 MARCH 2016

.....  
ACTING GENERAL MANAGER

.....  
MAYOR

<b>Committee/Organisation</b>	<b>No. of Delegates</b>	<b>Current Delegates</b>
Liquor Accord	Mayor, 1 Councillor General Manager	Mayor, Clr Marsden, General Manager
Murray Darling Association	2 Councillors	Clrs Marsden, Yench
Youth Council	3 Councillors, staff member, General Manager	Clr Marsden, Toomey, Yench, General Manager, staff member to be determined by the General Manager
Australia Wide Rural Roads Group	1 Councillor, 1 Clr alternate	Clr Sinclair, Maxwell (Alternate)
Regional Development Australia - Orana Board	1 Delegate	Clr Yench
Lower Macquarie Water Utilities Alliance Board	Mayor, General Manager	Mayor, General Manager
Rural Roads Advisory	Whole of Council	All Councillors
Cobar Water Board	3 Councillors	Clrs Brady, Kings, Yench
Ward Oval Sports Advisory Board	Mayor, 2 Councillors	Mayor, Clrs Marsden, Toomey
Association of Mine Related Councils	Mayor, <b>Councillor</b>	Mayor, <b>Clr Marsden</b>
Internal Audit	2 Councillors not being the Mayor	Clr <b>Abbott</b> , Sinclair
Western Regional Joint Planning Panel	2 Members, 1 Alternate	Clr Sinclair, Mr Kevin Ryan, Clr <b>Marsden</b> (Alternate)
Committee/Organisation	No. of Delegates	Current Delegates
Airport Advisory	4 Councillors	Clrs Abbott, Martin, Marsden, Toomey
Cobar War Memorial Hostel	1 Councillor	Clr Marsden
<b>Orana Regional Organisation of Councils (OROC)</b>	<b>Deputy Mayor, General Manager</b>	<b>Deputy Mayor, General Manager</b>
General Manager's Review	Mayor, Deputy Mayor, 2 Councillors	Mayor, Deputy Mayor, Clrs Martin, Maxwell (subject to General Manager's nomination)
Hera Mine Consultative	1 Councillor	Clr Marsden
Cobar Shire Bush Fire Management	Mayor, Council Officer Representing the Environmental Section, Council Officer Representing the Roads and Maritime Services	Mayor, Director of Planning and Environmental Services, Engineering Support Manager
Cobar Shire Rural Fire District Service Agreement Liaison	Mayor, 1 Councillor, General Manager or his nominee	Mayor, Clr Martin, Director of Engineering Services

THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 MARCH 2016

.....  
ACTING GENERAL MANAGER

.....  
MAYOR



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Open Council would if disclosed confer a commercial advantage on a person with who the council is conducting (or proposes to conduct) business and the commercial information is of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

*Clr Marsden/ Clr Martin*

**CARRIED**

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**CLAUSE 6A – CROWN LAND ACQUISITION – COBAR CARAVAN PARK**

**FILE: A10-1-9**

**AOP REFERENCE: 2.2.3.1**

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

**42.3.2016**     **RESOLVED:** That a report regarding the Cobar Caravan Park Crown Land Acquisition be considered in the Committee of the Whole Closed Council with the press and public excluded for the reason stated in Section 10A (2) (c) of the *Local Government Act 1993* as the discussion of the information provided would confer a commercial advantage on a person with whom the Council is conducting business (or proposes to conduct) business.

*Clr Marsden/ Clr Martin*

**CARRIED**

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**CLAUSE 5A – QUOTATION FOR THE SUPPLY OF TRADE AND MISCELLANEOUS SERVICES 2015/2018**

**FILE: T3-15-5**

**AOP REFERENCE: 3.3.4**

**AUTHOR: *Executive Assistant Engineering Services, Sandra Davey***

**43.3.2016**     **RESOLVED:** That the following Contractors be included in the Council's Register of approved Contractors for the Provision of Trades and Miscellaneous Services 2015/2018:

Company
Western Auto and Engineering

*Clr Martin /Clr Maxwell*

**CARRIED**

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**CLAUSE 7A – INNOVATION FUND GRANT APPLICATION REPORT**

**FILE: L5-24, R3-4**

**AOP REFERENCE: 3.1.1**

**AUTHOR: *Special Projects Officer, Angela Shepherd***

**44.3.2016**     **RESOLVED:** That Council endorses the application to the Innovation Fund seeking \$150,000 to buy and implement a new Electronic Document Management System and agrees to contribute \$80,000 from the IT projects budget towards the grant application.

*Clr Abbott /Clr Toomey*

**CARRIED**

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**CLAUSE 8A – ECONOMIC TASKFORCE MINUTES REPORT**  
**FILE: D2-17** **AOP REFERENCE: 2.1**  
**AUTHOR: *Special Projects Officer, Angela Shepherd***

**45.3.2016** **RESOLVED:**

1. That Council in conjunction with Cobar Aeronautical look at options to establish a recreational flying school at Cobar Regional Airport.
2. That Council invite Michael Brophy to address Council on the idea of establishing a flight training school at Cobar Regional Airport.
3. That Council make representations to the state and federal governments, in light of the recent retrenchments and falling population in the region, seeking \$100,000 for consultants to undertake an economic study of the region to reinvigorate the western region.

*Clr Marsden /Clr Abbott*

**CARRIED**

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**CLAUSE 1B – DEVELOPMENT APPROVALS: 17 FEBRUARY 2016 – 15 MARCH 2016**

**FILE: T5-1** **AOP REFERENCE: 1.6.3.1**  
**AUTHOR: *Director of Planning & Environmental Services, Garry Ryman***

**46.3.2016** **RESOLVED:** That the information detailing the Local Development and Construction Certificate approvals for the period 17 February 2016 - 15 March 2016 be received and noted.

*Clr Abbott /Clr Toomey*

**CARRIED**

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**CLAUSE 2B – MONTHLY STATUS REPORT**

**FILE: C13-10** **AOP REFERENCE: 3.1**  
**AUTHOR: *General Manager, Gary Woodman***

**47.3.2016** **RESOLVED:** That the information contained in the monthly status report be received and noted and that items 14, 87, 743 Part 4 and 5, 799 Part 1, 805, 840, 843 and 850 be removed.

*Clr Abbott /Clr Toomey*

**CARRIED**

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**CLAUSE 3B – INVESTMENT REPORT AS AT 31 JANUARY 2016**

**FILE: B2-7** **AOP REFERENCE: 3.1.1.7**  
**AUTHOR: *Director of Corporate and Community Services, Kym Miller***

**48.3.2016** **RESOLVED:** That Council receive and note the Investment Report as at 29 February 2016.

*Clr Marsden /Clr Martin*

**CARRIED**

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THIS IS PAGE 9 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 MARCH 2016

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**49.3.2016**     **RESOLVED:** That the Funds Reserve Balances be included in the quarterly Budget reviews.  
*Clr Yench /Clr Maxwell* **CARRIED**

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**CLAUSE 4B – MEETING MINUTES**

**FILE: C8-6-4 & WB1-22**

**AOP REFERENCE: 3.1**

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

**50.3.2016**     **RESOLVED:** That the Minutes and Status Report of the meetings of Cobar Youth Council and Cobar Water Board Committees be received and noted.  
*Clr Abbott /Clr Toomey* **CARRIED**

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**COMMITTEE OF THE WHOLE (CLOSED COUNCIL) (FILE C13-11-1)**

**50.3.2016**     **RESOLVED:** That Council move into the Committee of the Whole with the press and public excluded at 5:25pm as matters to be discussed are considered to be confidential vide Section 10A (2) (c) (d)(i) of the Local Government Act 1993 as the discussion of the information in Open Council would if disclosed confer a commercial advantage on a person with who the council is conducting (or proposes to conduct) business and the commercial information is of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.  
*Clr Abbott /Clr Martin* **CARRIED**

Council resumed in Open Council at 6:20pm.

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**RECOMMENDATIONS TO COUNCIL**

**51.3.2016**     **RESOLVED:** That the following recommendations of the Committee of the Whole Closed Council be adopted by the Council.  
*Clr /Clr* **CARRIED**

**CLAUSE 1C – INCORPORATION OF LILLIANE BRADY VILLAGE INTO THE PROPOSED NEW COBAR MULTI-PURPOSE HEALTH SERVICE REPORT**

**FILE: H1-1, A10-14, C8-4 & C8-3**

**AOP REFERENCE: 3.1, 1.5.1, 1.5.4.1**

**AUTHOR: *Director Corporate and Community Services, Kym Miller***

**24COW.3.2016**     **RESOLVED:**

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1. That Council sign the Memorandum of Understanding with Health Administration Corporation and Western New South Wales Local Health District incorporating the changes noted in this report if the change to Clause 1b:

*That Cobar Shire Council be involved in the process of the final selection of the private operator to take over the operating licence of Lilliane Brady Village as part of the new Cobar Multi-Purpose Health Service with a seat on the final voting panel with voting rights.*

2. That the information and discussions held concerning the proposed new Cobar Multi-Purpose Health Service incorporating the Lilliane Brady Village remain confidential within the Committee of the Whole Closed Council.

*Clr Maxwell /Clr Toomey*

**CARRIED**

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**CLAUSE 2C – SELECTION OF SUCCESSFUL TENDERER FOR THE WARD OVAL SEWER PUMP STATION REFURBISHMENT**

**FILE: G4-29, T3-16-1**

**AOP REFERENCE: 4.4.4**

**AUTHOR: *Project Manager, David Sechtig***

**25COW.3.2016 RESOLVED:**

1. That Council accepts the recommendation to award the contract to Queensland Plumbing & Civil Pty Ltd to undertake the Ward Oval Sewer Pump Station Refurbishment.
2. That Council authorise the General Manager and the Mayor to sign all relevant contact documents. That Council allocates up to \$45,000 of additional funds from the Cobar Sewer Fund for this project subject to approval by the Mayor.
3. That the matter and discussion held remain in the Committee of the Whole Closed Council.

*Clr Abbott /Clr Martin*

**CARRIED**

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**CLAUSE 3C – CROWN LAND ACQUISITION – COBAR CARAVAN PARK**

**FILE: A10-1-9**

**AOP REFERENCE: 2.2.3.1**

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

**26COW.3.2016 RESOLVED:**

1. That the Director of Planning & Environmental Services be delegated authority to submit the required compensation notice under the Land Acquisition (*Just Terms Compensation Act, 1991*) to the Crown in respect of Lot 1 in DP1004849 (formally Lot 317 in DP755649).
2. That the compensation payable in respect of acquiring Lot 1 in DP1004849 from the Crown be funded from within the 2015/2016 Annual Operational Plan.
3. That no action be taken to fund the acquisition of Lot 1 in DP1004849 by means of a loan.
4. That the information contained in this report remains confidential within the Committee of the Whole Closed Council.

*Clr Martin /Clr Abbott*

**CARRIED**

**MATTER OF URGENCY – COBAR MINING CAMP**

**27COW.3.2016 RESOLVED:**

1. That an investigation be carried out in relation to the possible DA Agreement breach by the Cobar Mining Camp and a Report be provided back to Council listing any repercussions of the possible breach.
2. That a Letter be written to Mark Coulton in relation to FIFO/ DIDO double dipping.

*Clr Marsden /Clr Abbott*

**CARRIED**

**THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 6:23PM**

**CONFIRMED.....**

**MINUTE NO.....**

**MAYOR.....**