
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF
THE SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON
THURSDAY 25 OCTOBER 2018 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

Councillors Peter Abbott (Deputy Mayor), Tracey Kings, Christopher Lehmann, Jarrod Marsden, Peter Maxwell, Julie Payne, Bob Sinclair and Harley Toomey.

OBSERVERS

Messrs Peter Vlatko (General Manager), Kym Miller (Director of Finance and Community Services)(arrived at 5:06pm), Garry Ryman (Director of Planning and Environmental Services), Stephen Taylor (Director of Engineering Services) and Ms Janette Booth (Executive Assistant –General Manager/ Mayor).

MESSAGE FROM THE CHAIR:

In the spirit of open, accessible and transparent government, Cobar Shire Council Ordinary and Committee Meetings are video recorded and webcast. By speaking at a Council or Committee Meeting, members of the public agree to being recorded and webcast. Cobar Shire Council accepts no liability for any defamatory, discriminatory or offensive remarks or gestures that are made during the course of the Council or Committee Meeting. Opinions expressed or statements made by individuals are the opinions or statements of those individuals and do not imply any form of endorsement by Cobar Shire Council.

APOLOGIES (FILE C13-2)

254.10.2018 RESOLVED: That the apologies received from Councillors Lilliane Brady OAM (Mayor), Janine Lea-Barrett and Peter Yench be accepted.
Clr Toomey/ Clr Payne **CARRIED**

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.

CONDOLENCES (FILE M2-3)

- Gwenda Ann Evans;
- Janice Fay Mitchell;
- Robyn Lennon.

**THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 OCTOBER 2018**

.....
GENERAL MANAGER

.....
DE[UTY MAYOR

A minutes silence was observed by those in attendance.

PUBLIC ACCESS SESSION

- Nil.
-

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

255.10.2018 RESOLVED: That the minutes of the Ordinary Meeting of Council held on Thursday, 27 September 2018 be confirmed as a true and correct record of the proceedings of that meeting.
Clr Sinclair/ Clr Payne **CARRIED**

RESCISSION MOTION – CLR PETER MAXWELL – COBAR TRUCK WASH TENDER

FILE: A10-30 & T3-18-9

AOP REFERENCE: 1.2.1

AUTHOR: Councillor, Peter Maxwell

MOTION: That the following motion of 27 September 2018 be rescinded:

35COW.9.2018 RESOLVED:

1. That Council increase the funding for the Cobar Truck Wash by \$85,000.
2. That Council accepts the tender of Enviro H2O for \$429,584 (excluding GST), \$472,542.40 (including GST).
3. That Council authorise the General Manager to finalise the tender qualifications with Enviro H2O up to an amount of \$43,000 (excluding GST).
4. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

Clr Lehmann/ Clr Sinclair

CARRIED

Clr Maxwell/ Clr Payne

LOST

A Division was called:

For:

Clr Peter Maxwell

Clr Julie Payne

Against:

Clr Peter Abbott

Clr Tracey Kings

Clr Christopher Lehmann

Clr Jarrod Marsden

Clr Bob Sinclair

Clr Harley Toomey

NOTION OF MOTION – APPOINTMENT OF EXECUTIVE OFFICER TO FAR NORTH WEST JOINT ORGANISATION

FILE: L5-26 & C12-1

AOP REFERENCE: 1.1.2.1

AUTHOR: *Councillor, Peter Yench*

MOTION:

1. That Cobar Shire Council move a Motion that the Far North West Joint Organisation of Council advertise for an Executive Officer as soon as possible.
2. That the Far North West Joint Organisation start head hunting for the correct personnel.

Clr / Clr

LAPSED

The Motion Lapsed for want of a Mover.

CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

AUTHOR: *Mayor, Councillor Lilliane Brady OAM*

256.10.2018 RESOLVED: That Council accepts the information contained in the Mayoral Report for the month of October 2018.

Clr Lehmann/ Clr Payne

CARRIED

CLAUSE 2A – FAR NORTH WEST JOINT ORGANISATION MEMBERSHIP FEES 2018/ 2019

FILE: L5-26

AOP REFERENCE: 1.1.2.1

AUTHOR: *General Manager, Peter Vlatko*

257.10.2018 RESOLVED: That Council supports the recommendation of the Far North West Joint Organisation in paying the Membership Fees allocated to OROC for the 2018/2019 Financial Year to the Far North West Joint Organisation.

Clr Sinclair/ Clr Toomey

CARRIED

CLAUSE 3A – RENEW OUR LIBRARIES CAMPAIGN

FILE: L1-1

AOP REFERENCE: 4.4.2.3

AUTHOR: *General Manager, Peter Vlatko*

258.10.2018 RESOLVED: That Council resolve to join the Renew our Libraries Campaign.

Clr Payne/ Clr Sinclair

CARRIED

**CLAUSE 4A – CASUAL COUNCILLOR VACANCY COBAR
SHIRE COUNCIL REPORT**

FILE: E2-3-5

AOP REFERENCE: 3.2

AUTHOR: *General Manager, Peter Vlatko*

- 260.10.2018 RESOLVED:** That Council note with regret the resignation as a Councillor of Gregory Martin effective 14 October 2018 and note that the NSW Electoral Commissioner will conduct the Bi-Election.
Clr Maxwell/ Clr Payne **CARRIED**
-

**CLAUSE 5A – MEETING ARRANGEMENTS – CHRISTMAS
AND NEW YEAR (INCLUDING NOTIFICATION OF STAFF
CHRISTMAS PARTY)**

FILE: C6-16

AOP REFERENCE: 3.1.5

AUTHOR: *General Manager, Peter Vlatko*

- 261.10.2018 RESOLVED:** That the Mayor and General Manager be delegated authority, jointly, to deal with matters of an urgent nature for the period commencing 14 December 2018 to 28 February 2019 and that if any urgent matters are dealt with under this authority that they be reported to the February 2019 Ordinary Meeting of Council.
Clr Kings/ Clr Payne **CARRIED**
-

**CLAUSE 6A – PENSIONERS RATE REBATE 2018/2019 –
CLAIM 135**

FILE: R2-9

AOP REFERENCE: 3.1.1.2

AUTHOR: *Office Coordinator, Jo-Louise Brown*

262.10.2018 RESOLVED:

1. That Council writes off rates in respect of eligible pensioners in the sum of \$106,684.69 as detailed in the summary listed below, subject to Council's Auditor's approval:

	\$
General Rates	65,515.92
Cobar Water Supply Access Rate	20,387.51
Euabalong Water Supply Access Rate.....	962.50
Euabalong West Water Supply Access Rate.....	503.13
Nymagee Water Supply Access Rate.....	350.00
Mount Hope Water Supply Access Rate.....	0.00
Cobar Sewerage Access Rate.....	<u>18965.63</u>
TOTAL.....	<u>\$106,684.69</u>

2. That Council apply for a subsidy of \$58,676.58 summarised below and further that Council undertake that in the event of a subsidy not being paid to Council in respect of the rates written off, then Council will not subsequently take proceedings for recovery thereof:

**THIS IS PAGE 4 OF THE MINUTES OF THE ORDINARY MEETING OF THE
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.....
GENERAL MANAGER

.....
DEPUTY MAYOR

	\$
General Rates	36,033.75
Cobar Water Supply Local Rate	11,213.13
Euabalong Water Supply Local Rate	529.38
Euabalong West Water Supply Local Rate	276.72
Nymagee Water Supply	192.50
Mount Hope Water Supply	0.00
Cobar Sewerage Local Rate	10,431.10
TOTAL.....	<u>\$58,676.58</u>

Clr Marsden/ Clr Maxwell **CARRIED**

CLAUSE 7A – REVISION OF COMMUNITY ENHANCEMENT PROGRAM

FILE: P5-78 **AOP REFERENCE: 3.1**

AUTHOR: *Special Projects Officer, Angela Shepherd*

263.10.2018 RESOLVED: That Council places the draft 2018 Community Enhancement Program on public exhibition and calls for community submissions and input prior to adopting a final version at their November 2018 Council meeting.

Clr Marsden/ Clr Maxwell **CARRIED**

CLAUSE 8A – FIRST QUARTERLY REVIEW OF THE ANNUAL OPERATIONAL PLAN 2018/2019

FILE: L5-22 **AOP REFERENCE: 3.1**

AUTHOR: *Senior Projects Officer, Angela Shepherd*

264.10.2018 RESOLVED: That Council receives and endorses the first quarterly review of the 2018/2019 Annual Operational Plan, covering the period July to September 2018.

Clr Sinclair/ Clr Payne **CARRIED**

CLAUSE 9A – TENDER TO RESURFACE THE COBAR NETBALL COURTS

FILE: T-3-18-10 **AOP REFERENCE: 1.5.2**

AUTHOR: *Senior Projects Officer, Angela Shepherd*

265.10.2018 RESOLVED: That the tenders received for the Resurfacing of the Cobar Netball Courts be considered in Committee of the Whole Closed Council with the press and public excluded for the reason as stated in Section 10A (2)(d)(i) of the Local Government Act 1993, as discussions of this matter in open Council would prejudice the commercial position of the person who supplied it.

Clr Kings/ Clr Sinclair **CARRIED**

CLAUSE 10A – RAW WATER SUPPLY TO DALTON PARK HORSE COMPLEX

FILE: A2-7-7

AOP REFERENCE: 4.4.4

AUTHOR: *Director of Engineering Services, Stephen Taylor*

WITHDRAWN

CLAUSE 1B – DEVELOPMENT APPROVALS: 19 SEPTEMBER 2018 – 16 OCTOBER 2018

FILE: T5-1

AOP REFERENCE: 1.6.3.1

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

266.10.2018 RESOLVED: That the information detailing the Local Development and Construction Certificate approvals for the period 19 September 2018 – 16 October 2018 be received and noted.

Clr Kings/ Clr Toomey

CARRIED

CLAUSE 2B – MONTHLY STATUS REPORT

FILE: C13-10

AOP REFERENCE: 3.1

AUTHOR: *General Manager, Peter Vlatko*

268.10.2018 RESOLVED: That the information contained in the monthly status report be received and noted, with the following items to be removed: 1215, 1216, 1219 Part 1 and 1222.

Clr Sinclair/ Clr Lehmann

CARRIED

CLAUSE 3B – INVESTMENT REPORT AS AT 30 SEPTEMBER 2018

FILE: B2-7

AOP REFERENCE: 3.1.1.7

AUTHOR: *Finance Manager, Neil Mitchell*

269.10.2018 RESOLVED: That Council receive and note the Investment Report as at 30 September 2018.

Clr Marsden/ Clr Payne

CARRIED

CLAUSE 4B – BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT 30 SEPTEMBER 2018

FILE: B2-7

AOP REFERENCE: 3.1.1.5

AUTHOR: *Finance Manager, Neil Mitchell*

270.10.2018 RESOLVED: That Council receive and note the Bank Reconciliation, Cash Flow and Loan Facility Report as at 30 September 2018.

Clr Kings/ Clr Toomey

CARRIED

THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 OCTOBER 2018

CLAUSE 5B – MEETING MINUTES

FILE: C8-17

AOP REFERENCE: 3.1

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

271.10.2018 RESOLVED: That the Minutes of the Cobar Liquor Accord Committee be received and noted.

Clr Payne/ Clr Toomey

CARRIED

CLAUSE 6B – UPDATE ON INFRASTRUCTURE PROJECT FINANCES

FILE: G4-29

AOP REFERENCE: 4.1.3.3 and 4.4.4.2

AUTHOR: *Director of Engineering Services, Stephen Taylor*

272.10.2018 RESOLVED: That Council receive and note the updated financial information for the two Restart NSW Resources for Regions infrastructure projects.

Clr Sinclair/ Clr Lehmann

CARRIED

CLAUSE 7B – EXPENDITURE FOR ROADS NETWORK

FILE: R5-31, C6-20-3

AOP REFERENCE: 4.3.2

AUTHOR: *Director of Engineering Services, Stephen Taylor*

273.10.2018 RESOLVED: That the information detailing the Expenditure for Council's Roads Network be received and noted.

Clr Sinclair/ Clr Lehmann

CARRIED

CLAUSE 8B – ENGINEERING WORKS REPORT

FILE: C6-20-2

AOP REFERENCE: 4.3.2

AUTHOR: *Director of Engineering Services, Stephen Taylor*

274.10.2018 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 Maxwell/ Clr Lehmann

CARRIED

CLAUSE 9B – GRANT FUNDING

FILE: G4-17

AOP REFERENCE: 3.1.1.4

AUTHOR: *Senior Projects Officer, Angela Shepherd*

275.10.2018 RESOLVED: That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.

Clr Payne/ Clr Sinclair

CARRIED

THIS IS PAGE 7 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 OCTOBER 2018

.....
GENERAL MANAGER

.....
DEPUTY MAYOR

**CLAUSE 10B – RATES RECONCILIATION REPORT AS AT 30
SEPTEMBER 2018**

FILE: R2-1

AOP REFERENCE: 3.1.1.6

AUTHOR: *Office Coordinator, Jo-Louise Brown*

276.10.2018 RESOLVED: That the Rates Reconciliation Report as at the 30 September 2018 be received and noted.

Clr Maxwell/ Clr Toomey

CARRIED

COMMITTEE OF THE WHOLE (CLOSED COUNCIL)

277.10.2018 RESOLVED: That Council move into the Committee of the Whole with the press and public excluded at 5:49pm as matters to be discussed are considered to be confidential vide *Section 10A (2)(d)(i) of the Local Government Act 1993, as discussions of this matter in open Council would prejudice the commercial position of the person who supplied it.*

Clr Payne/ Clr Sinclair

CARRIED

Council resumed in Open Council at 5:51pm.

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

278.10.2018 RESOLVED: That the recommendations of the Committee of the Whole be adopted.

Clr Payne/ Clr Lehmann

CARRIED

**CLAUSE 1C – TENDER TO RESURFACE THE COBAR
NETBALL COURTS**

FILE: T3-18-10

AOP REFERENCE: 1.5.2

AUTHOR: *Senior Projects Officer, Angela Shepherd*

42COW.10.2018 RESOLVED:

1. That Council awards the tender for the resurfacing of the Cobar Netball Courts for the sum of \$189,040 to L-Don Sporting Areas Pty Ltd, Orange NSW.
2. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

Clr Kings/ Clr Toomey

CARRIED

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5:53PM

**THIS IS PAGE 8 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 OCTOBER 2018**

.....
GENERAL MANAGER

.....
DEPUTY MAYOR

CONFIRMED.....

MINUTE NO.....

DEPUTY MAYOR.....

**THIS IS PAGE 9 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 OCTOBER 2018**

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GENERAL MANAGER

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DEPUTY MAYOR