

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE  
SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON THURSDAY  
27 OCTOBER 2022 COMMENCING AT 5:00PM**

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**PRESENT (FILE C13-2)**

Councillors Peter Abbott (Mayor), Jarrod Marsden (Deputy Mayor), Robert Sinclair, Janine Lea-Barrett, Lillian Simpson, Harley Toomey, Tony Chaplain, Peter Maxwell, Michael Prince and Kate Winders and Julie Payne.

**OBSERVERS**

Messrs Peter Vlatko (General Manager), Kym Miller (Director of Finance and Community Services), Garry Ryman (Director of Planning and Environmental Services), and Miss Kelly Fairbank (Executive Assistant - General Manager/ Mayor).

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**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.*

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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 27 OCTOBER 2022.



GENERAL MANAGER



MAYOR

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**APOLOGIES (FILE C13-2)**

161.10.2022 **RESOLVED:** 1. That the apologies received from Councillor Kain Neale be accepted.

2. That Councillor Kain Neale be granted a leave of absence.

*Clr Chaplain / Clr Winders*

**CARRIED**

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

- Mayor Abbott and Clr Lea Barrett declared a declaration of interest in Clause 7 – Construction of Storage Shed at the Filtration Plant as they are on the board of the Cobar Water Board.

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**CONDOLENCES (FILE M2-3)**

- Susan Ann Lawrence

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**PUBLIC ACCESS SESSION**

- Nil.

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**CONFIRMATION OF MINUTES**

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

162.10.2022 **RESOLVED:** That the Minutes of the Ordinary Meeting of Council held on Thursday, 13 October 2022 be confirmed as a true and correct record of the proceedings of that meeting, subject to the including Councillor Tony Chaplain being present

*Clr Lea- Barrett / Clr Payne*

**CARRIED**

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**CLAUSE 1 – MODEL CODE OF CONDUCT POLICY**

**FILE: P5-8 AOP REFERENCE: 3.3.3 ATTACHMENT: YES  
(PAGE 44-91)**

**AUTHOR: *General Manager, Peter Vlatko***

- 163.10.2022 RESOLVED:** That the draft Code of Conduct Policy be placed on public exhibition for a period of 28 days.  
*Clr Sinclair/Clr Lea- Barrett* **CARRIED**

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**CLAUSE 2 – MODEL CODE OF MEETING PRACTICE**

**FILE: P5-8 AOP REFERENCE: 3.3.3 ATTACHMENT: YES  
(PAGE 92-132)**

**AUTHOR: *General Manager, Peter Vlatko***

- 162.10.2022 RESOLVED:** That the draft Code of Meeting Practice be placed on public exhibition for a period of 28 days.  
*Clr Marsden / Clr Sinclair* **CARRIED**

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**CLAUSE 3 – PAYMENT OF EXPENSES AND PROVISION OF  
FACILITIES TO THE MAYOR AND COUNCILLORS' POLICY**

**FILE: C12-2, P5-4 AOP REFERENCE: 3.3.3 ATTACHMENT: YES  
(PAGE 133-154)**

**AUTHOR: *General Manager, Peter Vlatko***

- 163.10.2022 RESOLVED:** That the draft Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy be placed on public exhibition for a minimum of 28 days.  
*Clr Payne / Clr Marsden* **CARRIED**

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**CLAUSE 4- LIQUID TRADE WASTE POLICY**

**FILE: P5-13 AOP REFERENCE: 3.3.3 ATTACHMENT: YES  
(PAGE 155-195)**

**AUTHOR: *General Manager, Peter Vlatko***

- 164.10.2022 RESOLVED:** That the draft Liquid Trade Waste Policy be placed on public exhibition for a period of 28 days.  
*Clr Sinclair / Clr Payne* **CARRIED**



GENERAL MANAGER



MAYOR

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**CLAUSE 5- SUPPLY OF ROAD CREW CARAVANS (T3-22-4)**

**FILE: T3-22-4 AOP REFERENCE: 4.3.1 ATTACHMENT: NO**

**AUTHOR: *Director of Engineering, Charles Taveira***

**165.10.2022 RESOLVED:** That:

- Due to the lack of previous responses, Council resolves not to invite fresh tenders.
- Under the Local Government (General) Regulation 2005 Part 7 Clause 178, Council resolves to authorise the General Manager to conduct direct negotiations with any person or persons to enter into a contract for the provision of the supply of road crew caravans.

***Clr Payne/ Clr Maxwell***

**CARRIED**

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**CLAUSE 6 – MEETING MINUTES**

**FILE: R5-6 AOPREFERENCE:1.6.1.1 ATTACHMENT: YES**

**(PAGE196-197)**

**AUTHOR: *General Manager, Peter Vlatko***

**166.10.2022 RESOLVED:** That the Minutes of the Cobar Liquor Accord be received and noted.

***Clr Toomey/ Clr Lea- Barrett***

**CARRIED**

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**CLAUSE 7 – CONSTRUCTION OF STORAGE SHED AT THE FILTRATION PLANT**

**FILE: A10-41 AOP REFERENCE: 1.6.4 ATTACHMENT: NO**

**AUTHOR: *General Manager, Peter Vlatko***

Clause 7 moved to the end of the Council Meeting

***Clr Lea- Barrett/ Clr Sinclair***

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**CLAUSE 8– MONTHLY STATUS REPORT**

**FILE: C13-10**

**ATTACHMENT: NO**

**AUTHOR: *General Manager, Peter Vlatko***

**167.10.2022 RESOLVED:** That the information contained in the monthly status report be received and noted, with the following items to be removed: 1007,1438,1445,1446,1447 & 1448.

***Clr Payne/ Clr Lea- Barrett***

**CARRIED**

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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 27 OCTOBER 2022

  
.....  
GENERAL MANAGER

  
.....  
MAYOR

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**CLAUSE 9 – INVESTMENT REPORT AS AT SEPTEMBER 2022**

**FILE: B2-7 AOP REFERENCE: 3.1.1.7 ATTACHMENT: NO**  
**AUTHOR: *Financial Accountant, Sandra Davey***

**168.10.2022 RESOLVED:** That Council receive and note the Investment Report as of September 2022.  
*Clr Lea- Barrett/ Clr Simpson* **CARRIED**

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**CLAUSE 10 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT SEPTEMBER 2022**

**FILE: B2-7 AOP REFERENCE: 3.1.1.5 ATTACHMENT: NO**  
**AUTHOR: *Financial Accountant, Sandra Davey***

**169.10.2022 RESOLVED:** That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of September 2022  
*Clr Sinclair / Clr Payne* **CARRIED**

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**CLAUSE 11 – PURCHASING ANALYSIS OF CONTRACTORS**

**FILE: T3-15-6 AOP REFERENCE:3.3.4 ATTACHMENT: NO**  
**AUTHOR: *Financial Accountant, Sandra Davey***

**170.10.2022 RESOLVED:** That Council receive and note the information contained in this report.  
*Clr Lea- Barrett / Clr Payne* **CARRIED**

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**CLAUSE 12 – RATES RECONCILIATION – 30 SEPTEMBER 2022**

**FILE: R2-1 AOP REFERENCE: 3.1.1.6 ATTACHMENT: YES**  
**AUTHOR: *Customer Service Manager, Jo-Louise Brown***

**171.10.2022 RESOLVED:** That the information contained in the rates reconciliation as at 30 September 2022 be received and noted  
*Clr Lea- Barrett / Clr Payne* **CARRIED**

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**CLAUSE 13 – GRANT FUNDING**

**FILE: G4-17 AOP REFERENCE: 3.1.1.3 ATTACHMENT: NO**  
**AUTHOR: *Project Coordinator, Carly***

**172.10.2022 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 Simpson*

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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 27 OCTOBER 2022

  
GENERAL MANAGER

  
MAYOR

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173.10.2022 **RESOLVED:** That Council approves the installing of a bore in the proximity of Hercules Street Euabalong for potential water supply.  
*Clr Maxwell / Clr Sinclair* **CARRIED**

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**CLAUSE 14- TOURISM & EVENTS UPDATE REPORT**

**FILE: M5-1 & T4-1 AOP REFERENCE: 2.2.1.1 ATTACHMENT: YES (PAGE 200-206)**

**AUTHOR: *Tourism Manager, Demi Smith***

174.10.2022 **RESOLVED:** That Council receives and notes the information contained within this report.  
*Clr Payne / Clr Simpson* **CARRIED**

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**CLAUSE 15 – ENGINEERING WORKS REPORT**

**FILE: C6-20-2AOP REFERENCE: 4.3.2 ATTACHMENT: NO**

**AUTHOR: *Director Engineering Services - Charles Taveira***

175.10.2022 **RESOLVED:** That the information contained in the Engineering Works Report detailing construction and maintenance activities on Shire and Regional Roads, State Highways, Water and Sewer Mains, Parks and Gardens, and other Council assets be received and noted.  
*Clr Lea- Barrett / Clr Simpson* **CARRIED**

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**CLAUSE 16- EXPENDITURE FOR ROADS NETWORK**

**FILE: R5-31 AOP REFERENCE: 4.3.2 ATTACHMENT: YES (PAGE 207-214)**

**AUTHOR: *Director of Engineering, Charles Taveira***

176.10.2022 **RESOLVED:** That the information detailing the Expenditure for Council's Roads Network be received and noted.  
*Clr Payne/ Clr Lea-Barrett* **CARRIED**

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**CLAUSE 17 – DEVELOPMENT APPROVALS: 30 SEPTEMBER 2022  
- 20 OCTOBER 2022**

**FILE: T5-1 AOP REFERENCE: 1.6.3.1 ATTACHMENT: NO**  
**AUTHOR: *Director of Planning & Environmental Services, Garry Ryman***

**177.10.2022 RESOLVED:** That the information detailing the Local Development and Construction Certificate approvals for the period 30 September 2022 - 20 October 2022 be received and noted.  
***Clr Lea- Barrett / Clr Payne*** **CARRIED**

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**COMMITTEE OF THE WHOLE**

**178.10.2022 RESOLVED:** That Council move into the Committee of the Whole with the press and public excluded at 5.32pm as matters to be discussed are considered to be confidential vide Section 10A (2)(d)(i) of the *Local Government Act 1993* as it contains commercial information of a confidential nature that would, if disclosed in open Council, prejudice the commercial position of the person who supplied it.  
***Clr Sinclair / Clr Chaplain*** **CARRIED**

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**CLAUSE 1C – PURCHASE OF PROPERTY 34 MARSHALL STREET  
COBAR AND 36 MARSHALL STREET COBAR**

**FILE: A10-1-1 AOP REFERENCE:2.1.1.1 ATTACHMENT: NO**  
**AUTHOR: *General Manager, Peter Vlatko***

**9.COW.2022 RESOLVED:** That the information and recommendation contained within this report remains confidential within the Committee of the Whole Closed Council.  
***Clr Payne / Clr Lea- Barrett*** **CARRIED**

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The meeting resumed in open council at 6.04pm

Mayor Abbott and Clr Lea- Barrett left the room at 6.04pm due to the declaration of interest in Clause 7- Construction of Storage Shed at the Filtration Plant as they are on the board of the Cobar Water Board.

Deputy Mayor Marsden took the chair

**CLAUSE 7 – CONSTRUCTION OF STORAGE SHED AT THE FILTRATION PLANT**

**FILE: A10-41 AOP REFERENCE: 1.6.4      ATTACHMENT: NO**

**AUTHOR: *General Manager, Peter Vlatko***

**180.10.2022    RESOLVED:** 1. That the matter in relation to the shed at the Filtration Plant land be considered urgent for Council consideration  
*Clr Payne/ Clr Chaplain* **CARRIED**

**181.10.2022    RESOLVED:** To suspend standing orders  
*Clr Payne/ Clr Chaplain* **CARRIED**

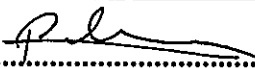
Clr Prince left the room at 6.08pm  
Clr Prince returned to the room at 6.10pm

**182.10.2022    RESOLVED:** Reinstate standing orders  
*Clr Prince/ Clr Sinclair* **CARRIED**

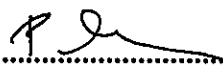
**183.10.2022    RESOLVED:** That Council authorise the General Manager to negotiate with the Cobar Water Board a commercial lease for the Land and building in relation to the proposed shed to be constructed on the New Filtration Plant land.  
*Clr Sinclair/ Clr Maxwell* **CARRIED**

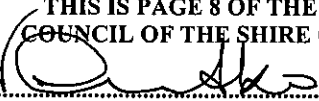
**184.10.2022    RESOLVED:** That Council authorise the allocation of \$300,000 for the cost of construction of the shed at the Cobar Filtration Plant land  
*Clr Sinclair/ Clr Maxwell* **CARRIED**


**THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 6.20 PM**

CONFIRMED.....

MINUTE NO.....

MAYOR.....

  
GENERAL MANAGER

  
MAYOR