
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE
SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON THURSDAY
25 MAY 2023 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

Councillors Peter Abbott (Mayor), Jarrod Marsden, Robert Sinclair, Lillian Simpson, Harley Toomey, Peter Maxwell, Michael Prince, Tony Chaplain, Kain Neale, Julie Payne and Kate Winders.

OBSERVERS

Messrs Peter Vlatko (General Manager), Garry Ryman (Director of Planning and Environmental Services), and Miss Kelly Fairbank (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.

**THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023**



.....
GENERAL MANAGER



.....
MAYOR

APOLOGIES (FILE C13-2)

67.05.2023 RESOLVED: 1. That the apologies received from Councillor Janine Lea-Barrett be accepted.

2. That Councillor Janine Lea- Barrett be granted a leave of absence.

Clr Marsden / Clr Payne

CARRIED

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.
-

CONDOLENCES (FILE M2-3)

- John Grogan
 - Brian James Wells
-

PUBLIC ACCESS SESSION

- Nil.
-

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

68.05.2023 RESOLVED: That the Minutes of the Ordinary Meeting of Council held on Thursday, 27th April 2023 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Payne / Clr Winders

CARRIED

THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023


.....
GENERAL MANAGER


.....
MAYOR

CLAUSE 1 – DETERMINATION OF FEES PAID TO MAYOR AND COUNCILLORS

FILE: C12-2 & L5-1 AOP REFERENCE: 3.1.5 ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

69.05.2023 RESOLVED: 1. That Councillors fees are set at \$13,030 per annum paid monthly in arrears for the twelve months commencing 1 July 2023.

2. That the Mayor's fee is set at \$28,430 per annum, paid monthly in arrears for the twelve months commencing 1 July 2023.

Clr Payne /Clr Marsden

CARRIED

CLAUSE 2 – MEETING MINUTES

FILE: R5-36 AOP REFERENCE: 3.1 ATTACHMENT: YES (TO BE TABLED)

AUTHOR: *General Manager, Peter Vlatko*

Report Withdrawn

CLAUSE 3 – MONTHLY STATUS REPORT

FILE: C13-10

ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

70.05.2023 RESOLVED: That the information contained in the monthly status report be received and noted, with the following items to be removed: 1471 & 1473.

Clr Payne / Clr Neale

CARRIED

THIS IS PAGE 3 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023



GENERAL MANAGER



MAYOR

CLAUSE 4 – INTEGRATED PLANNING AND REPORTING SUITE OF DOCUMENTS (COUNCIL’S ANNUAL OPERATIONAL PLAN, BUDGET, FEES AND CHARGES AND REVENUE POLICY)

FILE: L5-22 AOP REFERENCE: 3.3 ATTACHMENT: YES (PAGE 44-163)

AUTHOR: *Finance Manager, Sandra Davey*

71.05.2023 RESOLVED: 1. That Council place the draft 2023/2024 Annual Operational Plan, Budget, Fees and Charges, Revenue Policy, and Ten-Year Financial Plan on public exhibition for 28 days.

2. That Council hold a public meeting on Wednesday, 14 June 2023 at 6:00pm to present the documents and seek community feedback.

Clr Winders / Clr Payne

CARRIED

CLAUSE 5– THIRD QUARTERLY REVIEW OF THE ANNUAL OPERATIONAL PLAN 2022/2023 (Q3)

FILE: L5-22 AOP REFERENCE: 3.1 ATTACHMENT: YES (PAGE 164-223)

AUTHOR: *General Manager, Peter Vlatko*

72.05.2023 RESOLVED: That Council receives and notes the third quarterly review of the 2022/2023 Annual Operational Plan, covering the period January to March 2023.

Clr Payne / Clr Sinclair

CARRIED

CLAUSE 6 – GRANT FUNDING

FILE: C4-17 AOP REFERENCE:3.1.1.3 ATTACHMENT: NO

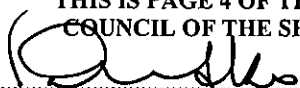
AUTHOR: *Grants Officer, Bethany Smith*

73.05.2023 RESOLVED: That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.

Clr Chaplain / Clr Sinclair

CARRIED

THIS IS PAGE 4 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023



GENERAL MANAGER



MAYOR

CLAUSE 7 – INVESTMENT REPORT AS AT APRIL 2023

FILE: B2-7 AOP REFERENCE: 3.1.1.7 ATTACHMENT: NO

AUTHOR: *Finance Manager, Sandra Davey*

- 74.05.2023 RESOLVED:** That Council receive and note the Investment Report as of April 2023.
Clr Sinclair / Clr Payne **CARRIED**
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CLAUSE 8 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT APRIL 2023

FILE: B2-7 AOP REFERENCE: 3.1.1.5 ATTACHMENT: NO

AUTHOR: *Finance Manager, Sandra Davey*

- 75.05.2023 RESOLVED:** That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of April 2023.
Clr Simpson/ Clr Chaplain **CARRIED**
-

CLAUSE 9 – PURCHASING ANALYSIS OF CONTRACTORS

FILE: T3-15-6 AOP REFERENCE:3.3.4 ATTACHMENT: NO

AUTHOR: *Finance Manager, Sandra Davey*

- 76.05.2023 RESOLVED:** That Council receive and note the information contained in this report.
Clr Payne / Clr Sinclair **CARRIED**
-

CLAUSE 10 - TOURISM & EVENTS UPDATE REPORT

FILE: M5-1 & T4-1 AOP REFERENCE: 2.2.1.1 ATTACHMENT: YES (PAGE 224-228)

AUTHOR: *Tourism Manager, Demi Smith*

- 77.05.2023 RESOLVED:** That Council receives and notes the information contained within this report.
Clr Payne / Clr Simpson **CARRIED**
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THIS IS PAGE 5 OF THE MINUTES OF THE ORDINARY MEETING OF THE
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GENERAL MANAGER


.....
MAYOR

CLAUSE 11 – DEVELOPMENT APPROVALS: 19 APRIL 2023 – 16 MAY 2023

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

78.05.2023 RESOLVED: That the information detailing the Local Development and Construction Certificate approvals for the period 19 April 2023 - 16 May 2023 be received and noted.
Clr Prince / Clr Payne **CARRIED**

CLAUSE 12 – ENGINEERING WORKS REPORT

FILE: C6-20-2AOP REFERENCE: 4.3.2 ATTACHMENT: NO
AUTHOR: *Director Engineering Services - Charles Taveira*

79.05.2023 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 Payne / Clr Sinclair **CARRIED**

CLAUSE 13 – EXPENDITURE FOR ROADS NETWORK

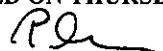
FILE: R5-31 AOP REFERENCE: 4.3.2 ATTACHMENT: YES
(PAGE 229-238)
AUTHOR: *Director of Engineering, Charles Taveira*

80.05.2023 RESOLVED: That the information detailing the Expenditure for Council's Roads Network be received and noted.
Clr Payne / Clr Neale **CARRIED**

THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023



GENERAL MANAGER



MAYOR

**CLAUSE 14- URGENT REPORT – COBAR MEMORIAL
SWIMMING POOL – CHLORINE ROOM UPGRADE**

FILE: A9-16 & 7046

ATTACHMENTS: YES

AUTHOR: *General Manager, Peter Vlatko*

81.05.2023 RESOLVED: That as a matter of urgency the report on the Cobar Memorial Swimming Pool – Chlorine Room upgrade be considered by Council.

Clr Payne/ Clr Sinclair

CARRIED

82.05.2023 RESOLVED: 1. That as a matter of urgency Council approves the allocation of \$250,000 for the purchase and installation of a new chlorine storage room at the Cobar Memorial Swimming Pool.

2. That \$250,000 be allocated from the restricted funds for the Works Depot Improvement.

Clr Payne/ Clr Sinclair

CARRIED

Clr Marsden requested his name be recorded as voting against the motion.

**CLAUSE 1C– BULK WATER TREATMENT CHEMICALS
TENDER (T052324OROC)**

FILE: T3-2

ATTACHMENT: NO

AUTHOR: *Water and Sewer Manager, Victor Papierniak-Wojtowicz*

83.05.2023 RESOLVED: That a further report concerning the tenders received for the procurement of Bulk Water Treatment Chemicals (T052324OROC) be considered in the Committee of a 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 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 Marsden / 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 MAY 2023


.....
GENERAL MANAGER


.....
MAYOR

CLAUSE 2C- TRADE WASTE SERVICE

FILE: W1-3 AOP REFERENCE:

ATTACHMENT: NO

AUTHOR: *Director of Engineering Services, Charles Taveira*

- 84.05.2022** **RESOLVED:** That a further report regarding the future of the council's trade waste service be considered in the 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 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 Marsden / Clr Sinclair

CARRIED

CLAUSE 3C- SUPPLY AND DELIVERY OF BULK FUEL (T3-22-10)

FILE: T3-22-10 AOP REFERENCE:

ATTACHMENT: NO

AUTHOR: *Director of Engineering, Charles Taveira*

- 85.05.2023** **RESOLVED:** That a further report regarding the Regional Procurement contract T042324OROC for the Supply and Delivery of Bulk Fuel be considered in the 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 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 Marsden / Clr Sinclair

CARRIED


COMMITTEE OF THE WHOLE

- 86.05.2023** **RESOLVED:** That Council move into the Committee of the Whole with the press and public excluded at 5.27 pm 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 Marsden / Clr Sinclair

CARRIED

THIS IS PAGE 8 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023


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GENERAL MANAGER


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MAYOR

CLAUSE 1C – BULK WATER TREATMENT CHEMICALS
TENDER (T052324OROC)

FILE: T3-2

ATTACHMENT: YES

AUTHOR: *Water and Sewer Manager, Victor Papierniak-Wojtowicz*

87.05.2023 RESOLVED: That Cobar Shire Council:

1. accepts the recommendation given by Regional Procurement to award Redox with the contract to supply the following chemicals between the period from 1 July 2023 to 30 June 2025:
 - I. Schedule F Polymer LT20
 - II. Schedule I Dense Soda Ash
 - III. Schedule J Aluminium Chlorohydrate Solution Alchlor AC
 - IV. Schedule K (2) Sodium Fluoride
 - V. Schedule M Activated Carbon
 - VI. Schedule S Potassium Permanganate; and
2. accepts the recommendation given by Regional Procurement to award Ixom Operations Pty Ltd for Schedule A2 Chlorine Gas for the period 1 July 2023 to 30 June 2025; and
3. rejects the tender offering for Schedule R Polycrylamide due to an equivalent chemical, Polymer LT20, being available; and
4. permits a provision for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 30 June 2026; and
5. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

Clr Payne / Clr Simpson

CARRIED

CLAUSE 2C- TRADE WASTE SERVICE

FILE: W1-3 AOP REFERENCE:

ATTACHMENT: NO

AUTHOR: *Charles Taveira, Director of Engineering Services*

88.05.2023 RESOLVED: That Council:

- 1) Supports the retention of the council trade waste service.
- 2) Invests in the purchase of a new trade waste truck and disposal of the current vehicle.
- 3) Commence a recruitment process for a Specialised Heavy Plant Operator – Trade Waste
- 4) Explores for opportunities to expand its market-share within the community.

Clr Payne/ Neale

CARRIED

THIS IS PAGE 9 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023


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GENERAL MANAGER


.....
MAYOR

CLAUSE 3C SUPPLY AND DELIVERY OF BULK FUEL (T3-22-10)

FILE: T3-22-10 AOP REFERENCE: ATTACHMENT: YES

AUTHOR: *Director of Engineering, Charles Taveira*

89.05.2023 RESOLVED:

1. That Council participate in Regional Procurement's contract T042324OROC for the Supply and Delivery of Bulk Fuel, nominating Castlyn Pty Ltd t/a Inland Petroleum as the preferred supplier from 1 July 2023 to 30 June 2025, and authorise the General Manager and Mayor to sign the contract.
2. Formally notify and cease procuring bulk fuel deliveries from Woodhams Petroleum effective on 30 June 2023.
3. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

Clr Payne/ Marsden

CARRIED

The meeting resumed in open council at 5.37 pm.

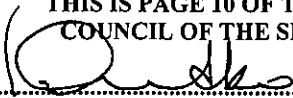
THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5.38 PM

CONFIRMED.....

MINUTE NO.....

MAYOR..... 

THIS IS PAGE 10 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 25 MAY 2023


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GENERAL MANAGER


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MAYOR