

COBAR SHIRE COUNCIL



ORDINARY MEETING AGENDA

THURSDAY 24 OCTOBER 2013

~ ORDER OF BUSINESS ~

Business for the meeting will be as follows:

- 1. Apologies**
 - 2. Public Access Session – Nymagee Progress Association**
 - 3. Declaration of Interests**
 - 4. Condolences**
 - 5. Confirmation of Minutes**
 - Ordinary Meeting of Council – Thursday 26 September 2013
 - Works Committee Meeting – Thursday 10 October 2013
 - Finance and Policy Committee Meeting – Thursday 10 October 2013
 - 6. Matters Arising from Minutes**
 - 7. Mayoral Report**
 - 8. General Manager’s Report – Part A (Action)**
 - 9. General Manager’s Report – Part B (Information)**
 - 10. Matters of Urgency**
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~ COUNCIL'S VISION ~

Our Vision is for Cobar Shire to be an attractive, healthy and caring environment in which to live, work and play, achieved in partnership with the community through initiative, foresight and leadership.

~ COUNCIL'S MISSION ~

Our Mission is to provide sound and sensible government and ensure that works and services are delivered effectively and equitably to the community of Cobar Shire.

Council will also develop and constantly review its policy on the maintenance of its road network with current priorities to include the sealing of the following strategic roads within the Shire;

- Ivanhoe Road
 - Louth Road
 - Tilpa Road
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~ COUNCIL'S VALUES ~

Council has adopted the following Values that should be reflected in how the whole organisation operates and interacts with others:

- Continually strive for improvement in every aspect of Council's activities and recognise initiative.
 - All activities are to be customer focused and provide equity for all.
 - Involve the community in decision making through open government and consultative processes.
 - Foster and promote sustainable ecological and economic development, rural pursuits and industries that contribute to the wealth of the region and in keeping with the environment and residents lifestyle.
 - Conserve and protect the natural beauty of the area.
 - Promote a spirit of regional cooperation particularly in regard to planning, infrastructure, economic development, tourism and employment.
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~ COUNCIL'S CHARTER ~

A Council has the following charter (Section 8, Local Government Act 1993):

- To provide directly or on behalf of other levels of government, after due consultation, adequate, equitable and appropriate services and facilities for the community and to ensure that those services and facilities are managed efficiently and effectively.
- To exercise community leadership.
- To exercise its functions in a manner that is consistent with and actively promotes the principles of cultural diversity.
- To promote and to provide and plan for the needs of children.
- To properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development.
- To have regard to the long term and cumulative effects of its decisions.
- To bear in mind that it is the custodian and trustee of public assets and to effectively account for and manage the assets for which it is responsible.
- To facilitate the involvement of Councillor's, members of the public, users of facilities and services and council staff in the development, improvement and coordination of local government.
- To raise funds for local purposes by the fair imposition of rates, charges and fees, by income earned from investments and, when appropriate, by borrowings and grants.
- To keep the local community and the State government (and through it, the wider community) informed about its activities.
- To ensure that, in the exercise of its regulatory functions, it acts consistently and without bias, particularly where an activity of the council is affected.
- To be a responsible employer.

~ COUNCIL DIARY ~

DATE	ACTIVITY	INVOLVES
Thursday 24 October 2013(10:00am)	Rural Council Meeting	Councillors/Senior Staff/ Community
24 October 2013	Festival of the Miners Ghost Launch	Councillors/ Senior Staff/ Community
25 – 27 October 2013	Festival of the Miners Ghost Celebrations	Community
Thursday 14 November 2013 (5:00pm)	Committee Meetings	Councillors/Senior Staff/ Community
Thursday 28 November 2013 (5:00pm)	Council Meeting	Councillors/Senior Staff/ Community
Thursday 19 December 2013 (3:00pm)	Cobar Shire Council Staff/ Councillors Christmas Function	Councillors/All Council Staff

CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

ATTACHMENT: NO

AUTHOR: *Mayor, Councillor Lilliane Brady OAM*

Report to be tabled.

RECOMMENDATION

That Council accepts the information contained in the Mayoral Report for the month of October 2013.

CLAUSE 2A – SENIOR CITIZENS CHRISTMAS PARTY 2013

FILE: S5-27

AOP REFERENCE: 1.3.4.1

ATTACHMENT: NO

AUTHOR: *Special Projects Officer, Angela Shepherd*

Purpose

To set the date for the Senior Citizens Christmas Party for 2013.

Background

Council has, for a number of years, held a Christmas party for its Senior Citizens in the Council Chambers with the cost being met by Council. It has again been included in the adopted 2013/2014 Budget with a \$3,000 allowance.

The event is organised by the Manager of Tourism and Public Relations with heavy support from the Administration Centre staff.

It is desirable that the event be held before the Christmas school holidays commence as local school children may be involved in the entertainment.

Council staff and Councillors assist with the serving of food, entertainment and the role of Santa Claus which is usually keenly contested for by a Councillor.

To assist Councillors to be involved, the party is generally held the day after the last Council meeting for the year.

RECOMMENDATION

That the Council Senior Citizens Christmas Party be held in the Cobar Shire Council Chambers on Friday 13 December 2013.

CLAUSE 3A – MEETING ARRANGEMENTS – CHRISTMAS AND NEW YEAR

FILE: C6-16

AOP REFERENCE: 3.1.5

ATTACHMENT: NO

AUTHOR: *General Manager, Gary Woodman*

Purpose

To determine the meeting times and procedures for the Christmas and New Year period 2013.

Background

This report deals with the closure of Council over the Christmas and New Year period and with the setting of meeting dates over that same period.

Issues

The Council offices (including Children's Services, Youth and Fitness Centre and Library) will be closed from 1pm on Tuesday 24 December 2013 and will re-open at 8.00am Thursday 2 January 2014. The depot will be closed from the afternoon of Friday 20 December and re-open Thursday 2 January 2014. There will be a skeleton staff after the Christmas Function. Normal rosters will apply to emergency call-outs and alterations to garbage collection days will be advertised in the Cobar Weekly.

Council will need to determine appropriate meeting dates during the holiday season and the following arrangements are recommended:

- Ordinary Council meeting – Thursday 12 December (including committee meetings);
- No meetings to be held during January 2014;
- The normal meeting cycle to resume in February 2014.

By adopting the above meeting arrangements for December and January, allowance can be made for the adequate preparation of reports and meeting agendas.

It is common practice in many councils to delegate joint authority to the Mayor and General Manager to deal with matters of an urgent nature during the period that there are no Council meetings. In this case, that authority would be for the period commencing 13 December 2013 and terminating on 13 February 2014 which is the date for the first committee meeting for 2014.

This delegated authority is conferred jointly which means that the Mayor or General Manager can not act in isolation on any urgent matters. If there is any such urgent matters to be dealt with, they are automatically reported to the first meeting of 2014.

RECOMMENDATION

- 1. That the following meeting arrangements be adopted for the Christmas and New Year period:**

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- **Ordinary Council meeting – Thursday 12 December (including committee meetings);**
 - **No meetings to be held during January 2014;**
 - **The normal meeting cycle to resume in February 2014.**
- 2. That the Mayor and General Manager be delegated authority, jointly, to deal with matters of an urgent nature for the period commencing 13 December 2013 to 13 February 2014, and further that if any urgent matters are dealt with under this authority that they be reported to the February 2013 Ordinary Meeting of Council.**

CLAUSE 4A – PART-TIME AND LONG TERM AIRCRAFT PARKING AT COBAR REGIONAL AIRPORT

FILE: A5-3

AOP REFERENCE: 4.3.2

ATTACHMENT: NO

AUTHOR: *Works Manager, Kingsley Page*

Purpose

To advise Council of the results of the Public Exhibition of the new Aircraft Parking Fees at Cobar Regional Airport.

Background

Council at its Meeting held on 22 August 2013 adopted a recommendation from the 8 August 2013 Works Committee that the proposed Apron Parking Fees be approved in principle and to place the fee structure on public exhibition for a minimum of 28 days.

Issues

Council has advertised the proposed fees in the local newspaper as well as placing it on public exhibition for the required minimum 28 days.

No written objections or correspondence were received to the proposed increase in Apron Parking Fees at Cobar Regional Airport.

Options

Given that no objections were received, Council approve the new fee proposal for Apron Parking Permits at Cobar Regional Airport as outlined below:

All aircraft other than RPT/Charter:

- Non-Commercial locally based aircraft (aircraft considered by Council to be permanently based at Cobar Regional Airport) up to 2,000 kg Maximum Take-off Weight (MTOW) are to pay an Annual Charge of \$400.00;
- Commercial locally based aircraft (aircraft considered by Council to be permanently based at Cobar Regional Airport) up to 2,000 kg MTOW are to pay an Annual Charge of \$800.00;
- Casual – All aircraft (other than RPT/Charter) more than 7 days in a 4 week period \$26.00 per engine/per week;
- Casual – All aircraft (other than RPT/Charter) less than 7 days in a 4 week period \$15.00 per night.

RECOMMENDATION

That Council approve the new fee structure to allow for Part-Time and Long Term Aircraft Parking by issuing Apron Parking Permits at Cobar Regional Airport as outlined below:

All aircraft other than RPT/Charter:

- **Non-Commercial locally based aircraft (aircraft considered by Council to be permanently based at Cobar Regional Airport) up to 2,000 kg MTOW are to pay an Annual Charge of \$400.00;**
- **Commercial locally based aircraft (aircraft considered by Council to be permanently based at Cobar Regional Airport) up to 2,000 kg MTOW are to pay an Annual Charge of \$800.00;**
- **Casual – All aircraft (other than RPT/Charter) parked more than 7 days in a 4 week period \$26.00 per engine/per week;**
- **Casual – All aircraft (other than RPT/Charter) parked less than 7 days in a 4 week period \$15.00 per night.**

CLAUSE 5A – PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO THE MAYOR AND COUNCILLORS POLICY

FILE: C12-2, P5-4 AOP REFERENCE: 3.1.5.2 ATTACHMENT: YES

(PAGE 53-67)

AUTHOR: *Human Resources Officer, Karen Walsh*

Purpose

The purpose of this report is to provide Council with the information it requires to adopt the Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy.

Background

Council resolved at the June 2013 Ordinary Meeting of Council to place the draft policy on public exhibition, and further, that the Council consider, at the October 2013 meeting, the draft policy along with any submissions received following the expiration of the public exhibition period.

Issues

This policy was placed on public exhibition on 3 July 2013 for 28 days, and submissions were invited from the general public. No submissions have been received, therefore no amendments have been made to the attached draft policy.

Legal Situation

The attached draft policy complies with the requirements of the Local Government Act and it is required to be lodged with the Division of Local Government by 30 November 2013 after adoption by Council.

Policy Implications

Once adopted by Council, the attached policy will replace the former existing policy.

Financial Implications

Any financial implications have been considered in the preparation of the 2013/2014 budget.

Options

Nil

RECOMMENDATION

- 1. That the attached draft policy, Payment and Expenses and Provision of Facilities to the Mayor and Councillors, be adopted by Council.**
- 2. That a copy of the adopted policy be submitted to the Division of Local Government.**

CLAUSE 6A – CHILDRENS’ SERVICES’ SUITE OF POLICY DOCUMENTS
FILE: C8-5.2.6 AOP REFERENCE: 1.3.1 ATTACHMENT: YES (PAGE 68-78)
AUTHOR: *Manager Children’s Services Karen Lennon*

Purpose

For Council to adopt a tranche of policies relating to the Far West Family Day Care and Cobar Outside of School Hours Services which are required under the funding and legislative conditions to which these services are accountable. Cobar Shire Council is the sponsoring body of these services and must adopt the policies.

Background

Far West Family Day Care and Cobar Outside of School Hours services have reviewed their policy documents pertaining to the operations of these services. This review was completed to ensure that the policies and procedures used comply with the recently amended Federal laws, Federal regulations and the sector Quality Framework documents.

As part of the Quality Framework procedures, the sponsoring body needs to be given an opportunity for input. Included as attachments to this agenda are copies of the table of contents and philosophies for both services only - due to the large size of the document. However, a copy of the complete documents can be provided to interest Councillors upon request.

Consultation has been undertaken with the relevant parties and no public exhibition is required.

Due to the urgency to adopt these documents they are being presented to Council in the first instance rather than an initial review by the Finance and Policy Committee.

RECOMMENDATION

That Council adopt the Far West Family Day Care and Cobar Outside of School Hours services suite of policy documents as per the schedule in the ‘Policy Booklets’.

CLAUSE 7A – ECONOMIC DEVELOPMENT STRATEGY TASKFORCE REPORT

FILE: P5-31 AOP REFERENCE: 2.1.3.1 ATTACHMENT: YES (PAGE 79-142)

AUTHOR: *General Manager, Gary Woodman*

Purpose

For Councillors to consider the setting up of a Cobar Shire Economic Development Strategy Taskforce, its makeup and its purpose.

Background

Council at the 26 September 2013 Meeting adopted the recommendation from the 12 September 2013 Finance and Policy Committee Meeting that Council hold a Councillor Workshop after the September Council Meeting to finalise the requirements for an Economic Development in Cobar Shire Taskforce/Strategy.

This recommendation stemmed from a “Matter of Urgency” to the September 2013 Finance and Policy Committee Meeting by Councillor Yench.

An appropriate workshop was undertaken and led by Councillor Yench and Senior Staff.

Issues

General discussion centred on the following:

- Objectives;
- Taskforce Membership;
- Facilitator/Chair;
- Secretariat;
- Workshop result and future reporting.

Councillors at the Workshop were advised of the following:

- The need for a policy in regards to Fly In, Fly Out, and Drive In, Drive Out developments that could be used by the State Government/ Department of Planning and Infrastructure to limit such for major developments;
- There are concerns with seven on seven off rosters as this may allow families to move away from Cobar;
- Exploration licences do need to pay for infrastructure as well as normal operational developments;
- Royalties for the Regions is most warranted with funds being returned to where they come from;
- Mines and other major developments need to be more socially responsible;
- A major purpose could be the expansion and implementation of the existing Cobar Shire Economic Development Strategy (attached);
- It would be appropriate if a Cobar Infrastructure and Investment Fund was set up by the NSW Government similar to the Hunter Infrastructure and Investment Fund (information attached);

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- The Taskforce could be used as a lobbying body;
 - There is a need to improve the physical attractiveness of Cobar,
 - There is a need for further support of the Cobar Business Association;
 - There is a need for the attraction of another major retailer;
 - There needs to be life after each mines, establishment of other industries, gas, woody weed and freight terminals;
 - There is a need for improved infrastructure and services such as water supply, water quality and the pipeline replacement;
 - There could be better use of the State Government relocation grants, perhaps other grants to keep people in Cobar;
 - What other ways is there to obtain funds for infrastructure, perhaps an infrastructure tax or bed tax for operational funds from mining camp developments;
 - Could Cobar home ownership schemes with low interest loans be developed;
 - There needs to be an analysis of why people are leaving Cobar from the mines, i.e. lack of child care, family support etc;
 - How do we attract other businesses and industries;
 - What are the true costs of running a Fly In, Fly Out mine compared to a residential mine.

Attached is a copy of the front section of the House of Representative Standing Committee on Regional Australia Report “Cancer of the Bush or Salvation for Our Cities? Fly In, Fly Out and Drive In, Drive Out Workforce Practices in Regional Australia”. This document details relevant recommendations and identifies areas for action. A full copy of the report will be available at the Council Meeting for perusal by interested Councillors.

Discussions also centred on the proposed make up of any taskforce and the general consensus at the Workshop was that initially if the Taskforce goes ahead it needs to be made up of all interested Councillors with the Mayor as Chair, the General Manager, the Director of Corporate and Community Services, the Director of Engineering Services, the Director of Planning and Environmental Services and the Special Projects Officer. The Special Projects Officer would be the Taskforce Secretariat.

Legal Situation

Many of the matters which are proposed/ discussed may not be legally possible.

Policy Implications

Council is aware of the existing Economic Development Strategy 2012-2016 that could be used as a basis of taskforce action planning.

Financial Implications

Currently not known but would be minimal unless consultants are engaged for special projects.

Risk Implication

There is some risk of Industry and Cobar reputation damage due to what is proposed for matters of consideration by the taskforce.

Options

Council can determine not to proceed with the development of the Cobar Shire Economic Development Strategy Taskforce.

If Council determines that a Taskforce is warranted it would be appropriate if the Council Resolution details the Taskforce Objective (what is to be achieved and their measures), Taskforce Membership and Chair, Secretariat, and the delegations if any.

RECOMMENDATION

For Council's consideration and decision.

CLAUSE 8A- FIRST QUARTERLY REVIEW OF THE ANNUAL OPERATIONAL PLAN 2013/2014

FILE: L5-22

AOP REFERENCE: 3.1

ATTACHMENT: YES

(UNDER SEPARATE COVER)

AUTHOR: *Special Projects Officer, Angela Shepherd*

Purpose

To provide Council with a detailed review of all actions outlined in the Annual Operational Plan 2013-2014 for the first quarter (i.e. July to September 2013).

Background

At the June 2013 Council meeting, Council adopted the 2013-14 Annual Operational Plan and budget. Council is obligated to review the AOP and budget each quarter, under the NSW Integrated Planning and Reporting legislation and guidelines. The budget review is presented as a separate paper. It should be remembered that this review is only for the period July to September 2013 and does not cover actions or activities that have occurred since then.

Issues

Each responsible officer has provided the attached review of their operations. All actions outlined in the AOP have been addressed. This quarterly review replaces the community services quarterly reports and thus it contains many of the statistics previously presented in these reports.

A summary of the major projects undertaken in Q1 and the emerging concerns for Q2 are as follows:

Governance

- RDAF Rd3 funding still uncertain, however tender process has been undertaken and the skate park project can commence in Q2 if funding is completed;
- Preparations of the Annual Financial Statements has consumed a lot of time and staff are confident they will be submitted to the DLG on time in Q2. Migration of banking services was undertaken in Q1 from the Community Mutual group to the NAB. This process will continue in Q2 and is expected to offer a broader range of services and an enhanced facility;
- The biennial Staff Attitude Survey has been undertaken, with analysis currently being undertaken;
- Further work is required to improve Council's IT systems and to achieve increased productivity as a result. Council is currently exploring the option of moving the servers to a cloud based system. The lack of IT hours in the existing contract continues to hamper efforts to improve Council's IT infrastructure;
- Council was successful in getting two EOI's through to the final stage under the Resources for Region program in Q1, with the Water Filtration Plant being

awarded \$7.8m in early Q2. As this project is rolled out in the coming two years, it will place increased pressure on Council resources.

Community Services

- The LBV is operating at 100% capacity. Protocols and legislation are being followed. The concept drawings for the lounge extensions have been approved by the Pink Ladies and endorsed by Council and the community. It is hoped to commence the extension project in Q2;
- Statistics show strong use of the library and library services, including provision of weekly storytime sessions and school holiday sessions. There has been an issue with the library server which has limited access to the internet for users. This will need to be addressed through the upgrade to the IT system in the coming quarters.
- Council is working with Peak Gold Mines to update the Peak exhibit at the Great Cobar Heritage Centre and the Curator has been preparing grant applications and undertaking grant funded community history projects;
- Preparations for the Festival of the Miners Ghost are well underway with strong community support and involvement. The program has been refreshed and the committee is working towards a bigger and better festival in 2014. The focus of the festival has been brought back to a community focus and a mining heritage;
- Strong use of the Youth and Fitness Centre has been recorded for the quarter with a number of competitions being run and good participation in activities such as playgroup and Friday Night Games Night. A replacement program for the gym equipment has commenced as we realise the importance of offering a good quality and professional service. Future upgrades and changeovers will be undertaken in the following months.

Engineering

- The footpath audit has commenced and once completed will be used to develop a 5 year Works Program;
- The audit of the water reticulation system will commence in Q2 and it is expected to raise a number of issues that will need to be undertaken later in the financial year;
- Staff have been trialling the use of different chemicals at the Water Treatment Plant in an attempt to produce cleaner water. Good results have been achieved with cleaner water and fewer chemical inputs required. The pigging of the 300mm pipeline was completed in Q1 and should assist in providing cleaner water to the plant;
- In Q1 the Wool Track, Booberoi Road, SR8 and SR2 were gravelled. In Q2 it is anticipated that the continuing inadequacies in road funding will be highlighted as matching funds for the Repair Program (Tilpa Road) will mean reduced funds available across the rest of the road network;
- A lack of Resources for Regions funding for the airport will result in continued deterioration of the pavement and a lack of improvement in the lighting. This project is expected to be submitted again in the next round of the program;

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- Western Lands are currently considering requiring Council to commence a project in Q2 that will involve the registration of all quarries and pit sites. This could have a significant impact on staff resources;
 - The main RMS priorities for Q2 will be the Lillyvale Rest Area and shoulder widening of the Kidman Way – South;
 - A lack of plant replacement over the last few years has increased the maintenance costs of the current fleet and has also increased the number of breakdowns. These breakdowns are impacting on work performance and causing delays in projects.

Planning and Environmental Services

- Council has focused resources in the regulatory compliance area in Q1, both reactive in addressing complaints from a range of stakeholders, and proactive by undertaking food and fire safety inspections;
- Reactive issues addressed include - breach of authorised trading hours, serious fire safety breaches, conduct development without development consent, aggravated littering, operate industrial equipment during Sunday early morning, road train - park across / block marked pedestrian crossing and illegal backyard burn off;
- Proactive issues addressed include - Initiate Fire Safety compliance inspections throughout Cobar Shire on all commercial premises with several fire safety deficiencies detected and corrective compliance orders issued. A food safety inspection program was undertaken with all food service premises, including hotels, motels, retail food shops, cafes and restaurants inspected. Improvement Notices were issued to several food service premises, numerous serious food safety breaches were detected, including unsafe, contaminated food and utensils, inoperative refrigeration and poor hygiene, vermin and rodent infestations. Several Penalty Infringement Notices were issued for serious offences. Approximately \$15,000 in fines issued.

Legal Situation

Council must review the AOP quarterly as per the NSW Integrated Planning and Reporting Framework Guidelines.

Policy Implications

The report outlines what has been achieved to date, what has not been achieved and why, and highlights any concerns regarding the actions in the AOP. Councillors are encouraged to read through the report to get an understanding of where each of the actions has progressed to and to understand any possible issues that may need addressing in future quarters.

Financial Implications

Any financial implications are outlined in the budget review that will be provided to the November 2013 Finance and Policy Committee Meeting.

Risk Implication

Any risks to achieving outcomes are listed in the report.

RECOMMENDATION

That Council receives and endorses the first quarterly review of the 2013/2014 Annual Operational Plan covering the period July to September 2013.

CLAUSE 9A– CODE OF CONDUCT STATISTICAL REPORT (SEPTEMBER 2013)

FILE: C12-5 AOP REFERENCE: 3.1 ATTACHMENT: YES (PAGE 143-146)

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

Purpose

To report on the statistics required as per clause 12.1 of the Model Code of Conduct Procedures.

Background

Under the new Model Code Procedures, Council's Complaints Coordinator must report to Council within three months of the end of September each year on a range of statistics. The report is also sent to the Division of Local Government.

The reporting of complaints statistics:

- Is an important accountability mechanism that provides the community with a valuable insight into the performance of Council.
- Provides the Division with a means to evaluate Council's implementation of the Code Framework. Once collated the Division will publish the data.

The Division's collection form appears as an attachment to this report and contains the statistics.

RECOMMENDATION

- 1. That the Code of Conduct Statistical Report (September 2013) be received and noted.**
- 2. That the information contained there-in be made available to the Division of Local Government via their collection form by 31 December 2013.**

CLAUSE 10A – SIGNIFICANT VARIATIONS TO THE BUDGET AS AT 30 SEPTEMBER 2013

FILE: F2 3 18

AOP REFERENCE: 3.1.1

ATTACHMENT: NO

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

Purpose

To advise Council of significant variations to the adopted budget. This is a requirement under Clause 202 of the Local Government Regulations (general) 2005

Background

Three significant variations in forecast income have occurred in the first quarter of the 2013/2014 financial year.

They are:

- Grants \$300K increase;
- Rates (Mining) \$150k increase;
- Contribution \$50k increase.

Grants \$300K

The Local Government Grants Commission has now formally advised Council of its entitlements for 2013/2014. Assuming that one quarter of the estimate for 2014/2015 is again received in advance the budget for grants can be increased by \$300k. This assumption has been applied in budget development since the prepayment was first made in 2008. Of course, if the practice ceases these will be a significant budget shortfall.

Rates \$150K

Mining rates levied have exceeded budget due to the reclassification of a mine after the striking of the budget figure. An informal objection to the methodology applied has been received from the ratepayer concerned and is currently being considered.

Contribution \$50K

Following a court matter, Council received \$50K from a mining ratepayer as a component of the court's order.

A complete budget review as at the end of the 1st Quarter 2013/2014 will be presented to the November 2013 Finance and Policy Committee. It is therefore recommended that no consideration be given until then as to appropriating this additional income.

Furthermore, advice has been received that the Resources for Regions applications for the Water Treatment Plant was successful. The impact of this on the budget will not be known for sometime.

RECOMMENDATION

- 1. That the Significant Variations to the Budget Report as at 30 September 2013 be received and noted.**
- 2. That the appropriation of the forecast increase in income be considered at the November 2013 Finance and Policy Committee meeting as part of the overall Quarter 1 Budget Review.**

CLAUSE 11A – EXPRESSIONS OF INTEREST FOR RESOURCES FOR THE REGIONS PROGRAM ROUND 2

FILE: G4-29 AOP REFERENCE: 3.1.1 ATTACHMENT: YES (PAGE 147-157)

AUTHOR: *Special Projects Officer, Angela Shepherd*

Purpose

To determine Council's priorities for submitting Expressions of Interest to the second round of the Resources for Regions program.

Background

In late February 2013 the NSW Government called for Expressions of Interest in their newly announced Resources for Regions program. The government committed \$40m to the first round of the program. Council submitted EOIs in early April and at the April Committee meetings Council prioritised the EOIs (attached).

Two of these EOI projects were selected by Infrastructure NSW to go through to the detailed submission stage in August/September, resulting in Council being awarded \$7.8m for a new water filtration plant.

The successful projects in Round 1 were:

- Cobar - \$7.8 million to replace the water treatment plant;
- Lithgow - \$3.5 million for the redevelopment of Black Bridge;
- Mid-Western LGA - \$9.5 million to upgrade Ulan Road;
- Muswellbrook - \$7.6 million for a roads safety and improvement project including an over dimension vehicle bypass and industrial services centre road network;
- Singleton - \$9 million for a CBD renewal project to improve traffic flows; and
- Wollongong - \$4.5 million to upgrade Cordeaux Road and bridge.

Councillors will note that each LGA was awarded one project. Cobar Shire Council received favourable feedback from Infrastructure NSW on our second project – new pavement and a new lighting system for Cobar Regional Airport, however there was only sufficient funding for one project per LGA.

Round 2 of the program is now open, with Council required to submit Expressions of Interest for projects by 11 November 2013. The government has committed \$78m to the second round. Once the EOIs are submitted, Infrastructure NSW will select suitable projects to go to the final detailed application stage and Council will then be required to fully develop the selected proposals. The guidelines and selection criteria for the grant are attached. In particular, the selection criteria are:

1. Net economic benefits of the project for the Local Government Area, the mining affected region and the NSW economy;
2. The degree to which the affected community is impacted by mining activity and the degree to which public infrastructure that is used by the mining

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- industry (or is affected by mining activity) is subject to particular stresses, is not keeping up with demand, or is deteriorating;
3. Alignment with Government priorities, including the strategic infrastructure objectives outlined in NSW 2021 Plan, community Strategic Plan and other regional strategies and policies;
 4. Affordability of the project and lifecycle cost impacts;
 5. Capacity to deliver the project - including project risks and risk management approach; and implementation approach, including potential for private-public partnerships.

The EOI application has changed from Round 1 and a more detailed economic analysis is required during this stage of the application process. Submitting EOIs takes considerable resourcing and it is suggested that Council takes a much more focused approach in Round 2, submitting targeted projects only.

Issues

Council is required to determine what projects to submit under Round 2 of the Resources for Regions program, keeping in mind the selection criteria, the most urgent projects Council has and the need to *directly correlate projects with the increased impact of mining*.

To be successful, Council must be able to demonstrate and *quantify* the impact of mining on the *project*, not the shire wide impact. This means that if a road project is submitted, it **MUST** be a road *directly impacted* by mining. To be successful, Council must be able to justify the project on an economic basis. Council must be able to not only fully cost the project, but also the cost of *not* undertaking the project.

It is recommended that Council is focused and submits no more than 5 projects to the EOI process, across a diverse range of council activities (including infrastructure and social projects). Council is not able to submit all their 'wish list' projects under this grant, just those that fit the criteria. We will continue to seek funding for the other projects through other appropriate sources.

The following projects are suggested, using the projects highlighted in Round 1 and the selection criteria as a guide:

1. Pavement strengthening works and lighting upgrades at the Cobar Regional Airport - \$2.3m;
2. Sewerage works upgrades (including expansion of the network to the Industrial Estate, Ward Oval sewer pump station refurbishment, treatment plant refurbishment and effluent reuse upgrade works - \$1.2m;
3. Reseal of the Mulya Road (RR 407), CSA Access Road (SR38) and Endeavor Access Road (SR42) - \$2.45m;
4. Refurbishment of the Cobar Community Facilities (Youth and Fitness Centre and Town Hall Cinema) - \$0.55m;
5. Reseal Hera Mine Access Road – Priory Tank Road (RR461) and Burthong Road (SR19) - \$2m.

These projects can be **DIRECTLY** linked to the impact of mining. They also cover the majority of suitable projects listed by Council in Round 1.

The airport still remains a high priority as the pavement will need to be strengthened in the near future as cracks and other structural defects will worsen due to the increased use of the airport and the use of heavier aircraft. In addition, the lighting is not CASA compliant. This project will ensure that the Cobar Regional Airport can continue to operate safely within the legislative guidelines and service the Cobar community.

The sewer system badly needs upgrading and replacing at the Ward Oval pump station with degradation in the piping (due to age and a harsh operating environment) and a lack of capacity in periods of higher rainfall. Also, in order for Council to be able to use the treated waste water, a chlorine dosing system needs to be installed at the treatment plant. This project would also include the refurbishment and stabilization of all banks surrounding the aeration and effluent disinfection lagoons at the Cobar Sewerage Treatment Plant and the extension of the sewerage network into the industrial estate in east Cobar – a project that has been a Council priority for many years.

The access road from Cobar to CSA and Endeavor Mines is the most highly used of the mine roads and gaining grant funding to undertake these works will allow road funds to be used on the rest of the road network rather than this access road. The project will include shoulder grading and preparation, a 14mm reseal, line marking and installation of signage along a 54km section of road from Cobar to Endeavor Mine. The impact of mining can be directly related to this mine through statistics on the amount of production from the mines, vehicle numbers and types servicing the mines (including the provision of heavy vehicle schedules from the mines), increases in employee numbers and vehicle numbers through capital projects and the like. This sort of evidence is required for a road project to be successful under Resources for Regions.

The Youth and Fitness Centre and Town Hall Cinema were submitted as two different projects under Round 1. However, there are very similar arguments that can be used to sell these two projects, so we will look at combining them into one larger project under Round 2. At the Youth and Fitness Centre, this project will include painting, and internal repairs and painting of the facility, provision of additional toilet facilities (including an accessible unisex facility), kitchen upgrade to meet food safety standards, construction of a new entrance and replacement of the air conditioning system (excluding the stadium) to the facility and necessary power upgrade. Works at the Town Hall Cinema will include repairs to the external brickwork to secure against accelerated deterioration, the construction of building code complaint external stairs to the existing unused first floor hall, upgrading works to the stage to make it building code compliant to enable live performances and replacement of the existing antiquated film reel projector with a digital data projector to make the use of the building as a cinema viable and available to the wider community.

The final project involves the reseal of 37km of the mine access road to the Hera Mine. Priory Tank road is already showing signs of deterioration from increased mine traffic and production has not yet commenced. Priory Tank Road (MR461) was constructed and sealed over a period of years from 1997 to 2001 and has not been resealed within the past 12 to 18 years. Increased traffic volumes directly associated with the development of Hera Mine can be demonstrated. It is also likely that

additional mining activity will develop in this area in the future, placing increased pressure on this road due to mining activity.

Policy Implications

All EOIs must be submitted by 11 November 2013. The projects will be shortlisted and those that have been chosen to go to full application will be announced in December 2013. Full applications will be due by 31 January 2014, with successful projects announced in March 2014.

Financial Implications

Some external resources are likely to be required during the development of applications due to the extent of analysis required and the short time frames given to Council.

Risk Implication

Each EOI requires the identification of major risks and these are further developed during the detailed application stage where appropriate.

Options

Council needs to decide which projects to put forward to the Resources for Regions program. Round 2 noting the selection criteria and the ability of staff to develop projects in a short time period.

It is recommended that Council choose from the following options:

1. Pavement strengthening works and lighting upgrades at the Cobar Regional Airport - \$2.3m
2. Sewerage works upgrades (including expansion of the network to the Industrial Estate, Ward Oval sewer pump station refurbishment, treatment plant refurbishment and effluent reuse upgrade works - \$1.2m
3. Reseal of the Mulya Road (RR 407), CSA Access Road (SR38) and Endeavor Access Road (SR42) - \$2.45m.
4. Refurbishment of the Cobar Community Facilities (Youth and Fitness Centre and Town Hall Cinema) - \$0.55m
5. Reseal Hera Mine Access Road – Priory Tank Road (RR461) and Burthong Road (SR19) - \$2m.

However further projects can be discussed for their suitability to the selection criteria.

RECOMMENDATION

That Council resolves to submit Expressions of Interest to the Resources for Regions program Round 2 for the following projects and that they be listed in this priority order:

- 1. Pavement strengthening works and lighting upgrades at the Cobar Regional Airport - \$2.3m;**

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2. Sewerage works upgrades (including expansion of the network to the Industrial Estate, Ward Oval sewer pump station refurbishment, treatment plant refurbishment and effluent reuse upgrade works - \$1.2m;
 3. Reseal of the Mulya Road (RR 407), CSA Access Road (SR38) and Endeavor Access Road (SR42) - \$2.45m;
 4. Refurbishment of the Cobar Community Facilities (Youth and Fitness Centre and Town Hall Cinema) - \$0.55m;
 5. Reseal Hera Mine Access Road – Priory Tank Road (RR461) and Burthong Road (SR19) - \$2m.

CLAUSE 1B- REVIEW OF WEED MANAGEMENT IN NEW SOUTH WALES

FILE: N1-1

AOP REFERENCE: 5.2.4

ATTACHMENT: YES

(PAGE 158-182)

AUTHORS: *Director of Planning and Environmental Services, Garry Ryman*

Noxious Weed Officer, Melissa Gunn

Land Management Officer, Heather Holder

Purpose

To provide a report to inform Council about current discussions regarding the future of Weed Management throughout NSW.

Background

From January 2014 Local Land Services will be operational across New South Wales. Local Land Services (LLS) brings together a wealth of technical and advisory knowledge from parts of the Department of Primary Industries, Livestock Health and Pest Authorities and Catchment Management Authorities into a new grass roots model for regional service delivery.

Initially, there was to be a review of weeds management one year after the Local Land Services was established. The Minister for Primary Industries has brought this review forward and has asked the Natural Resource Commission (NRC) to lead a strategic review of weed management in NSW. The Terms of Reference for the review of weed management are attached and summarised below.

The Natural Resource Commission (NRC) will evaluate the effectiveness and efficiency of the current weed management arrangements in NSW, with the view of informing the further development of the NSW Biosecurity Act and other relevant strategies under the NSW Biosecurity Strategy. In developing its advice the NRC should:

- Assess (based on existing data) the distribution and abundance of weeds across NSW and their impact on production and natural assets, having regard to historical trends and likely trajectory, current conditions and risk creators and bearers;
- Evaluate current regulatory and institutional arrangements in meeting state agreed outcomes across both public and private tenures, including identifying characteristics of any constraints, barriers and best practice;
- Evaluate weed management activities funded by the Australian and NSW Government incentive and grant programs such as (but not limited to) *Caring for Our Country and Catchment Action NSW, NSW Weeds Action Program*, including identifying characteristics of any constraints barriers and best practice
- Identify and assess viable alternative weed management arrangements, including risks and opportunities.

Collaboration from Department of Primary Industries and consultation with relevant stakeholders and agencies will be undertaken, and there will also be public consultation on the assessment and recommendations. At this stage there have been no public consultation meetings set.

The first steering committee meeting was held on 28 August 2013. A draft report is scheduled to be ready at the end of February 2014, and the final report delivered by May 2014.

On 12th November in Narromine, the Macquarie Valley Weeds Advisory Committee will be having a workshop about the review of weed management in NSW. It is expected that further information will be available after this meeting.

In response to the weed management review, the Lachlan Valley Weeds Advisory Committee (of which Council is a member), has written to Council requesting a letter of support be written to our State Member for Parliament and Local Government NSW. A response has been provided acknowledging receipt and confirming further advice will be provided once Council has considered its position regarding the review.

For Councillors information the NSW Government's Noxious Weed Handbook for Councils and Councillors has also been included.

Issues

A further report regarding the review will be provided to Council for its consideration.

RECOMMENDATION

That Council receives and notes the information about the review of Weed Management in NSW.

CLAUSE 2B – MONTHLY STATUS REPORT**FILE: C13-10****AOP REFERENCE: 3.1****ATTACHMENT: NO****AUTHOR: *General Manager, Gary Woodman***

COUNCIL RESOLUTIONS 24 SEPTEMBER 2009				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
1	Council – Clause 2B – The Wool Track Project	GM / SPO / DES / WM	Council be kept informed of progress.	Letter and copy of report sent to K Humphries, J Cobb, S Ley, J Williams, M Coulton and F Nash. Letters sent to trucking companies seeking support for sealing. Information provided to all OROC councils. Initial contact undertaken with Central Darling Shire Council and Balranald Shire Council in regard to arrangements for a delegation to the Minister for Regional Services. Wool Track Development Advisory Committee has met and formulated an Action Plan for 2013.

COUNCIL RESOLUTIONS 28 APRIL 2011				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
14	Committee of the Whole Closed Council – Clause 1C – Cobar Caravan Park Business Development Strategy	GM / LMO	Arrange acquisition of Lot 317 DP 755649 from the Crown subject to the availability of funds from the 2011/2012 budget.	Acquisition arrangements commenced with Land and Property Management Authority with acquisition subject to allocation of funds. Application provided to the Division of Local Government in regard to acquisition. Finalisation of purchase processes will not

			Following successful acquisition of the above land, classify this land as Operational under the Local Government Act 1993.	be undertaken until funds are confirmed in a Council budget. Will be undertaken at time of acquisition.
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COUNCIL RESOLUTIONS 23 JUNE 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
28	Committee of the Whole Closed Council – Clause 3C – Plant and Equipment Utilisation Improvement Report	GM / DES	Undertake actions in accordance with the relevant recommendations of the report.	Appropriate communication strategy and action plan instigated.

COUNCIL RESOLUTIONS 28 JULY 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
30	Finance & Policy Committee – Report 2A – Cemetery Maintenance – Set Up of a Cemetery Committee under Section 355, Local Government Act 1993	DCCS/HRO	That Community Members of the Cemetery Committee receive appropriate volunteer training.	Arrangements in train for volunteer training.
47	Council – Clause 4B – Project Status Report	DPES	Investigate the costings for acquiring the land at the end of the Old Bourke Road around to the New Bourke Road, the Old Pipeline Road to the Barrier Highway, the southern side of North Railway Parade in	Initial report provided to the October 2011 Committee Meeting. Industrial Strategy to be determined.

			the vicinity of the old trucking yards and the land behind Polyfabrications for industrial purposes or town development	
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COUNCIL RESOLUTIONS 25 AUGUST 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
61	Council – 3A – Lower Macquarie Water Utilities Alliance (LMWUA) Agreement	DES	Mayor & GM execute the Deed of Agreement once consent is obtained.	Deed will be executed when consent obtained.

COUNCIL RESOLUTIONS 27 OCTOBER 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
87	Council – Clause 4A – Land Acquisition – Cobar Caravan Park Lot 317 in DP755649	DPES / LMO	Undertake all processes required for the acquisition of the Cobar Caravan Park Lot 317 in DP755649.	Completed. Need to fund acquisition before proceeding any further. Acquisition steps to ‘Proposed Acquisition Notice’.

COUNCIL RESOLUTIONS 22 MARCH 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
157	Council – Clause 10A – Dalton Park Racecourse – Consideration of Fees and Licences	DPES / LMO	General Manager be authorised to negotiate a licence term of up to 7 years but no less than two (2) years with all licence holders.	Action Plan instigated for implementation of resolution.
158	Council – Clause 11A – Bathurst Street Reserve (R64199) – Consideration of Fees for Licences	DPES / LMO	That the General Manager be authorised to negotiate a licence term of up to seven (7) years but no less than two (2) years with the Cobar Tennis Club.	Action Plan instigated for implementation of resolution.

161	Council – Clause 14A – Cobar Scout/Guide Hall – 2 Brennan Street – Donation	DCCS / LMO	<p>Maintains the current donation of accommodations at 2 Brennan Street, rent free to the Army Cadets and Girl Guides the financial year of 2012/2013.</p> <p>Continue to forgo income for rates and water for 2 Brennan Street.</p> <p>Negotiate a written lease agreement for a period of 5 years with a 5 year option to renew. The lease agreement to cover rent, maintenance of buildings and grounds, insurance, payment of electricity and other maintenance issues.</p> <p>Set conditions that the donation is conditional upon the Army Cadets and the Girl Guides entering into a lease agreement.</p> <p>Review further donations annually.</p> <p>Provides written advice to the Army Cadets and Girl Guides of the donation and all conditions.</p>	Action Plan instigated for implementation of resolutions.
162	Council – Clause 16A - Liquid Trade Waste Policy – Costs and Implementation Method	DES / SM	Adopts option one (1) for the upgrading of the existing trade waste outlets and purchase the required pre-treatment units and complete the installation works on all trade waste premises with all costs to be funded out of the Sewer Fund Reserves with a no-interest three (3) year loan to local proprietors of businesses, and further that repayment will be a condition of approval on their Liquid Trade Waste licence agreement as per the NSW Office of Water regulations.	Action Plan instigated for implementation of resolution.
COUNCIL RESOLUTIONS 26 APRIL ADJOURNED TO 3 MAY 2012				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME

177	Council - Clause 7A – Nymagee Old School Community Centre	DPES/LMO	Authorise the Mayor and General Manager to sign a license agreement with the Nymagee Progress Association once incorporated under the Common Seal of Council.	Draft Licences Agreement has been sent to Nymagee Progress Association and Council Officers have met with Association to provide further information. Investigation being undertaken to determine if the Associations requirements are in accordance with MOU.
194	Committee of the Whole Closed Council - Clause 4C – Sale of Land	GM / LMO	<p>That Council provides authority for the General Manager to negotiate the sale of land at either 100 or 105 Marshall Street, Cobar for at least the minimum amount per square metre detailed in the report.</p> <p>That Council provides authority for the General Manager to undertake investigations into any party in regards to the standard financial and company checks, the company’s previous experience with similar projects and their previous experience in completing projects with timeframes.</p> <p>The Council may in its absolute discretion elect to terminate negotiations with any party prior to exchange of a contract for the sale of land.</p> <p>That Council approve the sale of land conditional on:- Surveying undertaken and new plans submitted and approved; Subdivision plans submitted and approved; Rezoning of the land to allow for motel accommodation; All legal cost for both parties paid; Submission of a detailed development application</p>	<p>Further Councillor workshop strategies planning for land in concern held on 9 August, 2012.</p> <p>Currently no interested party.</p>

			<p>that includes but is not limited to: Detailed architectural and design plans including elevations, footpaths, ramps, disabled access etc; Detailed site plan; Detailed car parking and access plans, including disabled parking; A detailed risk assessment for Council water and sewerage systems; Detailed landscaping plan including footpaths;</p> <p>That Council authorise the Mayor and the General Manager to sign all relevant documentation under the Common Seal of Council.</p> <p>That investigations and reporting be undertaken for appropriate master planning of Council land at 100 and 105 Marshall Street, Cobar;</p> <p>That any sale of the land be subject to the negotiated development proceeding within a reasonable time;</p>	
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COUNCIL RESOLUTIONS 26 JULY 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
219	Council – Clause 8A – Road Closure – Corner of Murray and Blakey Street, Cobar	DPES / LMO	<p>That Council resolves to close part of the road reserve on the corner of Murray and Blakey Street, Cobar identified as being Lot 2 in Deposited Plan 46869.</p> <p>That Council provides authority for the General Manager to make application to the Department of Primary Industries, Crown Land Division to close the road.</p>	<p>Action plan instigated for implementation of resolution.</p> <p>Advertising of proposed road closure undertaken by Crown Land Division of Department of Primary Industries. Submissions being managed in conjunction with DPI.</p> <p>Follow up has been occurring with</p>

			That Council authorise the Mayor and the General Manager to sign all relevant documentation under the Common Seal of Council. That the land be acquired as operational land pursuant to the provisions of Section 31 of the <i>Local Government Act 1993</i> .	providers of submissions and now waiting on response from Crown Lands.
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COUNCIL RESOLUTIONS 23 AUGUST 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
234	Council – Clause 7A – Festival of the Miners Ghost	DCCS / MTPR	Seek grant funding for the event to assist it to grow into an event with broader appeal beyond residents of Cobar.	Action plan instigated for implementation of resolution.
240	Committee of the Whole Closed Council – Clause 1C – Goat Handling Facility – Lot 40 DP755649 Kidman Way, Cobar	DPES	Decline to accept that the current operation of the goat handling facility at Lot 40 DP 755649 Kidman Way, Cobar is a continuing use under S109 of the Environmental Planning and Assessment Act 1979. That the continued operation of the goat handling facility at Lot 40 DP 755649 Kidman Way, Cobar be dealt with as a compliance matter to be followed up by the Director of Planning and Environmental Services.	Action plan instigated for implementation of resolutions.

COUNCIL RESOLUTIONS 27 SEPTEMBER 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
254	Council – Clause 21A – Application for Exemption – Pavement Concession and Future Maintenance of Cobar Regional Airport	DES / WM	That representations and submissions be provided to Commonwealth Ministers and Agencies in seeking 100% funding for the essential pavement upgrading works that are required to be able to handle larger aircraft as that proposed by Brindabella Airlines at Cobar Regional Airport.	Action plan instigated for implementation of resolution.

COUNCIL RESOLUTIONS 25 OCTOBER 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
266	Council – Clause 7A – Exhibition Draft – Cobar Local Infrastructure Contributions Plan 2012	DPES / LMO	That a submission and delegation be made to the Minister for Planning that appropriate changes be made to Planning and Environmental Legislation to allow Councils to receive appropriate development contributions for community infrastructure provision and ongoing operational costs from Part 4 development applications.	Action plan instigated for implementation of resolution.

COUNCIL RESOLUTIONS 13 DECEMBER 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
307	Council – Clause 12A – Plant Replacement Program, Proposed Purchase of 34,000 Litre Water Tank Trailer in lieu of Side Tipper Trailer	GM / WM	That the Plant Replacement Program be altered to provide for the purchase of one only 34,000 litre trailer road tanker in lieu of the side tipper trailer. That quotations be called for the supply and purchase of one only 34,000 litre trailer water tanker suitable for use as the lead trailer in a road train configuration at an estimated cost of \$100,000.	Rescission Motion reported again to the April 2013 Council Meeting which was lost. Action plan instigated and implemented of original resolution.

COUNCIL RESOLUTIONS 28 FEBRUARY 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
343	Council – Clause 22A – Proposed Hangar Construction and Lease of Plant of Land at Cobar Regional Airport by Sullivan’s Mining and Hardware	DES / WM	That Council approve the construction of a hangar (subject to the building regulations) to be known as Hanger No. 2, on the current site of the “Aero Club”. That the applicant, Sullivan’s Mining and Hardware be responsible for the cost of relocation of the Aero	Action plan instigated for implementation of resolutions. Action plan instigated for implementation of resolutions.

			<p>Club to a site determined by the Works Manager.</p> <p>That Council enter into a lease with the applicant for a 5 x 5 x 5 year lease with the annual fees being in line with the Fees and Charges as determined by Council.</p> <p>That Council investigate the possibility of arranging a lease for the management and maintenance to the appropriate standard of the Cobar Aerodrome, including the house and all amenities.</p>	<p>Expressions of interest advertising will be delayed until final result of Resources for Regions EOI known.</p>
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COUNCIL RESOLUTIONS 28 MARCH 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
350	Finance and Policy Committee – Notice of Motion – Management of the Youth and Community centre	DCCS/MYFC	That expressions of interest be called for seeking an independent operation of the Youth and Community Centre.	Expressions of interest advertising will be delayed until final result of Resources for Regions EOI known.
362	Committee of the Whole Closed Council - Clause 3C – Consideration of RMS Agency Agreement	DCCS	That Council approve in principle entering an agency agreement with Roads and Maritime Services for a further three years provided that the projected revenue covers Council's costs.	Action plan instigated for implementation of resolution.

COUNCIL RESOLUTIONS 24 APRIL 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
380	Committee of the Whole Closed Council – Clause 1C – Notice of Rescission Motion – Consideration of Tourism Cost Centre	GM	That in the year 2013/2014 that Council develops a tourism management plan that details appropriate commitments and plans that aid the tourist industry in Cobar.	Action plan instigated for implementation of resolution.

COUNCIL RESOLUTIONS 27 JUNE 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
397	Council – Clause 7A – Payment of Expenses for Provision of Facilities to the Mayor and Councillors Policy	HRO	That Council consider at the October 2013 Council Meeting, the draft Provision of Facilities to Mayor and Councillors Policy along with any submissions received following the public exhibition period.	Report provided to the October 2013 Council Meeting – No further action required.

COUNCIL RESOLUTIONS 25 JULY 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
411	Committee of the Whole Closed Council – Clause 1C – Review of Council’s Organisation Structure and Workforce Plan	GM	A report comes to council setting out the employee positions (current) in conjunction with the Q1 Review.	Appropriate report expected to be provided by the November 2013 Committee meetings.
414	Works Committee – Report 2B – Engineering Works Report	DES/CM	Seek special funding for all highways within the Cobarr Shire Council identified as “high risk hotspots”.	Action plan instigated for implementation of resolution.
419	Council – Clause 10A – Proposed NSW Grain Harvest Management Scheme (GHMS) –	WM	That this matter be taken up with the State Government to receive additional funding to maintain these roads, and the damage caused by these vehicles.	Action plan instigated for implementation of resolution.

	2013/2014			
422	Committee of the Whole Closed Council – Clause 1C – Industrial Relations Matters	GM/HRO	That a follow up report on the financial and risk implications be presented to Councillors when available.	Initial report provided to July Ordinary Council Meeting and Committee of the Whole Closed Council – follow up report to be determined.
423	Committee of the Whole Closed Council – Clause 3C – Expressions of Interest for Lease of the Town Hall Cinema	DPES	That Council leases the cinema to the Western Studio of Performing Arts as per their expression of interest submission.	Action plan instigated for implementation of resolution.
424	Committee of the Whole Closed Council – Clause 4C – Notice of Recession Motion – Matter of Urgency – Lease of 53 Linsley Street, Cobar – Dr Indra’s Surgery	GM	Further discussions be held to create a Council Policy regarding all Commercial lease rates on all Council properties provided for medical related services.	Action plan instigated for implementation of resolution.

COUNCIL RESOLUTIONS 22 AUGUST 2013				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
425	Finance and Policy Committee – Report 1A – Consideration of Council’s Donation Policy	GM	That Council consider the draft Donation Policy and any submissions from the public at the October Ordinary Meeting of Council.	Report to be provided to the November 2013 Council Meeting.
426	Finance and Policy Committee – Report 2A – Part – Time and Long Term Airport Parking at Cobar Airport	WM	That Council place the proposed fee structure on exhibition for a minimum of 28 days and consider the matter at the October Ordinary Meeting of Council.	Report provided to the October 2013 Council Meeting – No further action required.
427	Works Committee – Report	CM	That the draft Pedestrian Access Mobility Plan	PAMP and Access Audit

	1A – Pedestrian Access Mobility Plan (PAMP) and Access Audit		(PAMP) and Access Audit be adopted by Council. That the works program be developed to address the priority one items. That the risk of un-actioned priority one items be entered into Council’s Risk Register.	distributed – No further action required. Action plan instigated for implementation of resolution.
428	Works Committee – Report 1B – Expenditure on Council’s Road Network	WM	That all traffic counts be included with the road expenditure report, for the past three months at all future meetings of the Rural Roads Advisory Committee.	Action plan instigated for implementation of resolution.
432	Council – Clause 6A – Panel of Conduct Reviewers Under Council’s Adopted Code of Conduct	GM	That the persons listed in Schedule 2, as contained in this report, be appointed as members to Cobar Shire Council Panel of Conduct Reviewers and/or act as sole reviewers.	Appointment arranged – No further action required.
434	Council – Clause 8A – Raw Water Standpipe	SM	That Council approve the purchase and installation of a flow meter touch pad system for the raw water stand pipe off the Hillston Road.	Action plan instigated for implementation of resolution.
435	Council – Clause 9A – Determination of Status of Mt Gap Road	WM	That Mt. Gap Road within Mt. Gap Station shall be dedicated a public road and remain on the Roads Register as a Shire Road. That Mr & Mrs Bourke be required to pay the additional survey costs. That Mr and Mrs Bourke are to be advised of Council’s decision.	Action plan instigated for implementation of resolution.
437	Committee of the Whole Closed Council – Clause 1C – Tender T3-13-5 – Design and Construction of Skate Park Facility	SPO	That Council award the tender for the Cobar Skate Park (T3-13-5) to Precision Skate Parks Pty Ltd, conditional upon, and once the RDAF Round 3 funding agreement is finalised.	Action plan instigated for implementation of resolution.

ORDINARY COUNCIL RESOLUTIONS 26 SEPTEMBER 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME														
443	Finance and Policy Committee – Report 1A – Carbon Faring Initiative	GM	That Council thanks Mr Lewis Tyndall and James Schultz from the GreenCollar Group for their time and presentation.	Verbally congratulated at Meeting – No further action required.														
444	Finance and Policy Committee – Report 2A – Christmas Functions 2013	GM/SPO	<p>That Council provides a lump sum payment of \$3,400 based on the number of staff and Councillors towards the Staff/Councillors Christmas celebrations in 2013.</p> <p>The lump sum payment be divided as follows: \$2,440 for a combined Cobar-based staff/Councillor party, \$800 for Lilliane Brady Village staff and \$160 for Euabalong staff.</p> <p>That Council determines that the offices where practical will close from 3pm on Thursday 19 December 2013.</p>	Action plan instigated for implementation of resolutions.														
445	Finance and Policy Committee – Report 3A – Rate Abandonments 2012/2013	RO	<p>That Council write-off rates totalling \$172,543.26 for 2012/2013 as follows subject to Auditors approval:</p> <table border="1"> <tbody> <tr> <td>Cancelled Valuations/Leases</td> <td>\$1,005.00</td> </tr> <tr> <td>Reascertainment</td> <td>\$614.80</td> </tr> <tr> <td>Pension Rebates</td> <td>\$112,003.62</td> </tr> <tr> <td>Category/Service Changes</td> <td>\$10,753.37</td> </tr> <tr> <td>Combined Assessments</td> <td>\$710.00</td> </tr> <tr> <td>Sale of land for non payment of rates</td> <td>\$47,456.47</td> </tr> <tr> <td>Total:</td> <td>\$172,543.26</td> </tr> </tbody> </table>	Cancelled Valuations/Leases	\$1,005.00	Reascertainment	\$614.80	Pension Rebates	\$112,003.62	Category/Service Changes	\$10,753.37	Combined Assessments	\$710.00	Sale of land for non payment of rates	\$47,456.47	Total:	\$172,543.26	Action plan instigated for implementation of resolution.
Cancelled Valuations/Leases	\$1,005.00																	
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Pension Rebates	\$112,003.62																	
Category/Service Changes	\$10,753.37																	
Combined Assessments	\$710.00																	
Sale of land for non payment of rates	\$47,456.47																	
Total:	\$172,543.26																	
446	Finance and Policy Committee – Matter of	GM/Councillors	That Council hold a Councillor Workshop after the September Council Meeting to finalise the	Workshop held, appropriate report provided to October														

	Urgency – Economic Development in Cobar Shire Taskforce/Strategy		requirements for an Economic Development in Cobar Shire Taskforce/ Strategy.	2013 Council Meeting – No further action required.
447	Committee of the Whole Closed Council – Clause 1C – Cobar Truck Wash Options	DES/WM	<p>That Council upholds its decision on 27 June 2013 to close the Fort Bourke Truck Wash.</p> <p>That Council not proceed with the Peak Mines/Broughton Field Services option as there is too much risk in not being EPA compliant.</p> <p>That Council proceeds to investigate the options of developing a new truck wash at the rear of the Council Depot for consideration in the 2014/2015 budget with the options being to cater for construction vehicles only and both construction and stock carrying vehicles.</p>	<p>Noted – No further action required.</p> <p>Noted – No further action required.</p> <p>Action plan instigated for implementation of resolution.</p>
448	Committee of the Whole Closed Council – Clause 2C – Notice of Motion – Lease of Carpark from Cobar Memorial Services Club (2+3DP827719)	GM	That a letter be written to the Cobar Memorial Services Club further acknowledging their correspondence in regards to the lease of the Carpark (2+3DP827719) and that Council will consider a full report on the matter at a future meeting.	Appropriate letter provided – No further action required.
449	Council – Clause 1A – Mayoral Report	GM	<p>That Council write to thank Darrel Turner on his efforts at Ward Oval in preparation of the Supreme Australian Sheepdog Championships.</p> <p>That Council write and send congratulations to Mark Coulton MP on his reelection.</p>	<p>Appropriate letter provided – No further action required.</p> <p>Appropriate letter provided – No further action required.</p>
450	Council – Clause 2A – Nymagee Progress Association Request for Council Contribution to Electricity for Nymagee	LMO	That a letter be written back to the Nymagee Progress Association in regards to their commitment for the payment of Electricity costs and that they apply for a donation in the next call for donations for 2014 – 2015 Budget.	Appropriate letter provided – No further action required.

	Library			
451	Council – Clause 3A – 2013 Women Out West Awards - Cobar Shire Council Success	GM	That Council congratulate Mayor Lilliane Brady OAM and Special Projects Officer Angela Shepherd on their success at the 2013 Women Out West Awards.	Verbally thanked at Meeting – No further action required.
452	Council – Clause 7A – ACAA 2013 National Conference Towards Universal Design – The Future of Access	DPES	That Council approve the attendance of the Director of Planning and Environmental Services at the ACAA 2013 – National Conference to be held in Sydney on 18 to 20 November 2013.	Attendance arranged – No further action required.
453	Council – Clause 8A - Cobar Shire Council Code of Meeting Practice	GM	That Council adopt the attached Code of Meeting Practice as Policy of Council.	Adopted Code of Meeting Practice distributed and on web – No further action required.
454	Council – Clause 9A – Conduct of Elections by Councils – Amendments to the Local Government Act 1993	GM	<p>That Cobar Shire Council (“The Council”) resolves:</p> <p>Pursuant to s. 296(2) and (3) of the <i>Local Government Act 1993</i> (NSW) (“the Act”) that an election arrangement be entered into by contract for the NSW Electoral Commissioner to administer all elections of the Council.</p> <p>Pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a council poll arrangement be entered into by contract for the NSW Electoral Commissioner to administer all council polls of the Council.</p> <p>Pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a constitutional referendum arrangement be entered into by contract for the NSW Electoral Commissioner to administer</p>	Appropriate advice provided to NSW Electoral Commissioner - No further action required.

			all constitutional referenda of the Council.	
455	Council – Clause 10A – Review of Current Water Restrictions	SM	<p>That Council amends the current water restrictions to as follows commencing on 7 October 2013:</p> <p><i>Cobar and Nymagee</i></p> <ul style="list-style-type: none"> ▪ Hand held hoses are permitted anytime; ▪ All fixed sprinklers, irrigation systems etc, be permitted between 6pm to 9am daily; ▪ No car washing be permitted on hard surfaces. <p><i>Euabalong and Euabalong West</i></p> <ul style="list-style-type: none"> ▪ Hand held hoses are permitted anytime; ▪ All fixed sprinklers, irrigation systems etc, are banned; ▪ No car washing permitted on hard surfaces. 	Appropriate advertising arranged – No further action required.
456	Council – Clause 11A – Proposed Alcohol Prohibited Area – Cobar Regional Airport	WM	<p>That Council formally declare the Cobar Regional Airport as an Alcohol Prohibited Area.</p> <p>That signage and erection costs be funded out of related budgets in the 2013/2014 financial year.</p>	Appropriate signage arranged – No further action required.
457	Council – Clause 12A – Side Tipper and Rock Crusher Report	WM	<p>That Council does not purchase the replacement side-tipper at this time.</p> <p>That Council sells the Mack Metroliner prime mover (P1110) at auction.</p> <p>That Council hires a gravel crusher on a trial basis.</p> <p>That an appropriate investigation be undertaken and reported to Council in regards to new water bores and turkey nest dams for road work construction</p>	Action plan instigated for implementation of resolutions.

			and maintenance. That council does a complete evaluation of plant and equipment in relation to budget, expected services levels and staff numbers prior to the 2014/2015 budget.																	
458	Council – Clause 13A – Unaudited Financial Statements 2012/2013	DCCS	That Council authorise the Statutory Accounts for the financial year 2012/2013 to be sent to the Auditors, Luka Group. That the statements forming part of the audit package by Councillors and Management be signed.	Statutory accounts provided to Auditor – Statement signed – No further action required.																
459	Council – Clause 14A – Restricted Cash as at 30 June 2013 (Unaudited)	DCCS	That Council reduce its short term loan by \$200,000 from a balance of \$900,000 to \$700,000.	Arrangements made to reduce Councils short term loan by \$200,000 – No further action required.																
460	Council – Clause 15A – Pensioner Rate Rebate 2013/2014 – Claim 130	RO	That Council writes off rates in respect of eligible pensioners in the sum of \$114,376.25 as detailed in the summary listed below, subject to Council’s Auditor’s approval: <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">General Rates</td> <td style="text-align: right;">70,495.00</td> </tr> <tr> <td>Cobar Water Supply Access Rate</td> <td style="text-align: right;">1,437.51</td> </tr> <tr> <td>Euabalong Water Supply Access Rate1.....</td> <td style="text-align: right;">312.50</td> </tr> <tr> <td>Euabalong West Water Supply Access Rate</td> <td style="text-align: right;">525.00</td> </tr> <tr> <td>Nymagee Water Supply Access Rate.....</td> <td style="text-align: right;">612.50</td> </tr> <tr> <td>Mount Hope Water Supply Access Rate.....</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>Cobar Sewerage Access Rate</td> <td style="text-align: right;"><u>19,993.74</u></td> </tr> <tr> <td>TOTAL</td> <td style="text-align: right;"><u>\$114,376.25</u></td> </tr> </table> In addition that Council apply for a subsidy of \$61,905.13 summarised below and further that Council undertake that in the event of a subsidy not	General Rates	70,495.00	Cobar Water Supply Access Rate	1,437.51	Euabalong Water Supply Access Rate1.....	312.50	Euabalong West Water Supply Access Rate	525.00	Nymagee Water Supply Access Rate.....	612.50	Mount Hope Water Supply Access Rate.....	0.00	Cobar Sewerage Access Rate	<u>19,993.74</u>	TOTAL	<u>\$114,376.25</u>	Rates written off and subsidy applied for – No further action required.
General Rates	70,495.00																			
Cobar Water Supply Access Rate	1,437.51																			
Euabalong Water Supply Access Rate1.....	312.50																			
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Cobar Sewerage Access Rate	<u>19,993.74</u>																			
TOTAL	<u>\$114,376.25</u>																			

			<p>being paid to Council in respect of the rates written off, then Council will not subsequently take proceedings for recovery thereof:</p> <p>General Rates.....37,770.44 Cobar Water Supply Local Rate.....11,790.63 Euabalong Water Supply Local Rate.....721.88 Euabalong West Water Supply Local Rate...288.75 Nymagee Water Supply.....336.87 Mount Hope Water Supply.....0.00 Cobar Sewerage Local Rate.....10,996.56 TOTAL <u>\$61,905.13</u></p>	
461	Council – Clause 16A – Lease Agreements for Stock Watering Places – Elouera & Nymagee Large	LMO	That Council authorise the Mayor and General Manager to sign the lease documentation under Common Seal of Council, accepting the terms and conditions of the lease for the Stock Watering Places – Elouera and Nymagee Large.	Lease agreements signed under Common Seal – No further action required.
462	Committee of the Whole Closed Council – Clause 1C – Provision of External Audit Tender for 1/7/2013 to 30/6/2019	DCCS	<p>That Luka Group be appointed External Auditor to Cobar Shire Council for the period 1st July 2013 to 30th June 2019 on the terms presented in their tender application.</p> <p>That further evaluation of having the same firm acting as External Auditor and Internal Auditor is made prior to further appointments of the Internal Auditor.</p>	<p>Advice provided to unsuccessful tenderers and Luka Group on appointment as External Auditor – No further action required.</p> <p>Action plan instigated for implementation of resolution.</p>
463	Committee of the Whole Closed Council – Clause 2C – Tender for Supply, Delivery and Lease of One Rubber Tyred Roller	DES	<p>That Council accept the Tender for Supply and Delivery of one Rubber Tyred Roller from Tutt Bryant Equipment for a Bomag roller at a price of \$168, 600 + GST.</p> <p>That the Rubber Tyred Roller be financed with</p>	Advice provided to unsuccessful tenderers and Tutt Bryant Equipment on successful provision of Rubber Tyred Roller and National Australia Bank on finance –

			the National Australia Bank in terms of 60 monthly payments of \$3,248 per month in advance.	No further action required.
464	Committee of the Whole Closed Council – Clause 3C – Lease of 53 Linsley Street, Cobar	DPES	That Council enters into a new lease with Dr Indra Karalasingham in respect of 53 Linsley Street, Cobar in accordance with the terms set out in the letter (dated 19 August 2013) referenced in the report.	Lease arranged – No further action required.
465	Committee of the Whole Closed Council – Clause 4C – Quotation for the Supply of Plant and Equipment Hire Rates 2012/2015 Update	WM	That Council approve the addition of the following Contractors to the list of approved and preferred contractors for plant and equipment hire 2012/2015: <ul style="list-style-type: none"> • RJ & HR Gleeson Earthmoving; • Phillips Building Company Pty Ltd Building Contractor and Earthworks; • Lake Pre-Mixed Concrete; • Country Wide Cranes; • Killeen Plant Hire Pty Ltd; • Screen Masters Australia; • Cobar Cranes; • Michael Hughes Transport. 	Advice provided to successful quoters and Council Plant and Equipment Hire Register amended – No further action required.

RECOMMENDATION

That the information contained in the monthly status report be received and noted.

CLAUSE 3B – MEETING MINUTES

**FILE: WB1-22, C8-6-4 AOP REFERENCE: 3.1 ATTACHMENT: YES
(PAGE 183-188)**

AUTHOR: *General Manager, Gary Woodman*

Background

Councillors and Council staff are required to represent Council at a variety of meetings.

Included in the attachments to this agenda are copies of the minutes of those meetings which have been held recently for the information of Councillors. They include:

- Cobar Water Board – Held at Cobar Shire Council – 12 September 2013;
- Cobar Youth Council – Held at Cobar Shire Council – 9 October 2013.

RECOMMENDATION

That the minutes of the meetings of the Cobar Water Board and Cobar Youth Council be received and noted.

ATTACHMENTS



ORDINARY MEETING AGENDA

THURSDAY 24 OCTOBER 2013

~ REFERENCE TO ATTACHMENTS ~

PART A – ACTION

Page Number

Clause 5A – Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy	53-67
Clause 6A – Childrens’ Services’ Suite of Policy Documents	68-78
Clause 7A – Economic Development Strategy Taskforce Report	79-142
Clause 9A – Code of Conduct Statistical Report (September 2013)	143-146
Clause 11A – Expressions of Interest for Resources for the Regions Program Round 2	147-157

PART B – INFORMATION

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Clause 1B – Review of Weed Management in New South Wales	158-182
Clause 3B – Meeting Minutes	183-188