

COBAR SHIRE COUNCIL



ORDINARY MEETING AGENDA

THURSDAY 27 MARCH 2014

~ ORDER OF BUSINESS ~

Business for the meeting will be as follows:

1. Apologies
 2. Public Access Session – Mr Phillip Hague – Shire Road 20 (Grain Road)
 3. Declaration of Interests
 4. Condolences
 5. Confirmation of Minutes
 - Ordinary Meeting of Council – Thursday 27 February 2014
 - Works Committee Meeting – Thursday 13 March 2014
 - Finance and Policy Committee Meeting – Thursday 13 March 2014
 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. General Manager's Report – Part C (Confidential)
 11. 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.

~ 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 27 March 2014 (5:00pm)	Council Meeting	Councillors/Senior Staff/ Community
Thursday 3 April 2014 (5:00pm – 7:00pm)	Councillor Workshop No. 3 for Draft 2014/2015 AOP, Revenue Statement, Fees and Charges, Budget and LTFP	Councillors/Senior Staff
Thursday 10 April 2014 (5:00pm)	Committee Meetings	Councillors/Senior Staff/ Community
Thursday, 24 April 2014 (3:00pm – 4:30pm)	Meeting with Commonwealth Member for Parkes Mark Coulton MP – Cobar Shire's Economic Position and Associated Matters Discussion	Councillors/Senior Staff
Thursday, 24 April 2014 (5:00pm)	Council Meeting	Councillors/ Staff/ Community
Thursday 8 May 2014 (5:00pm)	Committee Meetings	Councillors/Senior Staff/ Community
Wednesday 21 May 2014 (6:30pm – 8:00pm)	Public Meeting Presentation of Draft 2014/2015 AOP, Revenue Statement, Fees and Charges, Budget and LTFP	Councillors/Senior Staff/ Community
Thursday 22 May 2014 (5:00pm)	Council Meeting	Councillors/Senior Staff/ Community

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 March 2014.

**CLAUSE 2A – COUNCIL’S SEAL ON DEED OF AGREEMENT WATER
TREATMENT PLANT**

FILE: A10-41

AOP REFERENCE: 4.1.4

ATTACHMENT: NO

AUTHOR: *Special Projects Officer, Angela Shepherd*

Purpose

To obtain approval to affix the Council Seal to the Deed of Agreement between Council and the NSW Government (Treasurer) for the Resources for Regions project to replace the Cobar Water Treatment Plant.

Background

Council was awarded \$7.8m in Resources for Regions grant funds in October 2013 to replace the Cobar Water Treatment Plant. Council, through the Water Fund, will contribute an additional \$200,000 to the project.

The Funding Deed is to be signed by Treasurer Baird from the NSW Government and the Mayor and the General Manager on behalf of Cobar Shire Council, under the seal of Council.

RECOMMENDATION

That Council resolve to affix Council’s seal on the Funding Deed between Cobar Shire Council and the NSW Government (through the Treasurer) in relation to the Restart NSW funding for the replacement Water Treatment Plant for Cobar.

CLAUSE 3A – COBAR RURAL FIRE SERVICE BRIGADE BUILDING PROPOSAL

FILE: B9-8 AOP REFERENCE: 1.6.5.1 ATTACHMENT: YES (PAGE 64-67)

AUTHOR: *Director of Engineering Services, Peter Graf*

Purpose

The purpose of this report is to provide Council with an update on the development of a Rural Fire Service Brigade Building for Cobar.

Background

The current building at the corner of Bourke Rd and Railway Parade North provides a location for the Cobar Brigade and the Cobar Fire Control Centre (The operational hub for the far west of NSW). The building is now too small to accommodate all these activities and there is a need to relocate the Cobar Brigade to another site. A report from Chris Favelle, Manager, NSW Rural Fire Service (RFS) Far West is attached.

Issues

The RFS have secured funding to construct a new building (sketch attached) to meet the needs of the Cobar Brigade. These would allow the existing building to function as the Fire Control Centre/Regional Complex.

An appropriate parcel of land needs to be located to allow for construction of the new building. It is Council's responsibility to provide land which would most likely be via a long term lease (refer to Chris Favelle's attached report).

Legal Situation

The only legal issue is that Council will be the signatory to any long term lease.

Policy Implications

There are no policy implications.

Financial Implications

Funding for the building is provided by the RFS with Council not being required to contribute any more than the normal 11.7% contribution (currently \$152,400) to RFS operations. This amount is included in Council's budget.

Risk Implication

There are no risks associated with this activity.

Options

The main option that Council has is to ensure the cost of providing a parcel of land via a lease is not excessive. Council may also consider providing a parcel of Council owned land to the RFS.

RECOMMENDATION

- 1. That Council approves the provision of a parcel of land to the Rural Fire Service for the location of the Cobar Rural Fire Service Brigade building either directly or via a long term lease.**
- 2. That Council approval be given for the signing under seal of any document for the lease of the land for the construction of Cobar Rural Fire Service Brigade Building.**

**CLAUSE 4A – PROPOSAL FROM NSW PUBLIC WORKS FOR
CONSULTANCY SERVICES FOR A NEW WATER TREATMENT PLANT**
FILE: G4 – 29 AOP REFERENCE: 4.1.4 ATTACHMENT: YES (PAGE 68)
AUTHOR: *Director of Engineering Services, Peter Graf*

Purpose

To provide Council with information on the NSW Public Works proposal to provide professional consultancy services for the delivery of a new Water Treatment Plant for Cobar.

Background

Council was successful in gaining Resources for Regions funding of \$7.8 million to construct a new water treatment plant. Council is contributing \$200,000 to this \$8 million project.

On 12 December 2013 a report was presented to Council to approve the appointment of a Project Manager. In addition there is a need to appoint a consultant to provide technical advice, site supervision and other consultancy services to ensure the project runs smoothly. The attached governance structure which is part of the agreement with Infrastructure NSW includes engagement of a consultant for these tasks.

Issues

The resources in the Engineering Services Department do not have the time to undertake these additional tasks.

The NSW Public Works have put in a submission to undertake this consultancy work and have the expertise and experience to undertake the works.

Policy Implications

As a Department of State Government they are exempt from the normal procurement requirement Council would be required to follow.

Financial Implications

There are no costs to Council beyond the \$200,000 made available to fund the project as the consultant will be fully funded by the project.

Risk Implication

There is minimal risk to securing the services of NSW Public Works.

Options

This is the preferred option for Council.

RECOMMENDATION

That a report regarding the engagement of NSW Public Works be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons 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 prejudice the commercial position of the person who supplied it.

CLAUSE 5A – EMPLOYEE HEALTH AND WELLBEING PROGRAM

FILE: P5-70, S5-1

AOP REFERENCE 3.3.2

ATTACHMENT: NO

AUTHOR: *Karen Walsh, Human Resources Officer*

Purpose

For Council to consider the funding of an Employee Health and Wellbeing Program in the 2014/2015 Budget.

Background

Many of the larger employers in Cobar (mainly in the mining industry) provide the following benefits for employees and their families:

- Pool season tickets, including family tickets, at Cobar Memorial Swimming Pool;
- Gym use at the Cobar Youth and Fitness Centre;
- Squash court hire at the Cobar Youth and Fitness Centre;
- Stadium hire at the Cobar Youth and Fitness Centre;
- Access to exercise classes with trainers.

There may be other benefits of which Council is unaware.

Council currently provides gym use free of charge for all employees, but not their families. The value of this usage has been recorded as income to the Cobar Youth and Fitness Centre, and costed to Employee Gym Fees in the Workforce Employee Costs section. The net cost to Council is zero, but the value in the current year will be in the order of \$3,600.00 – in previous years it was around \$2,500.00.

Issues

The benefits of having a fit and healthy workforce are well known, and whilst it is proposed that Council continues to provide gym access free of charge to employees, it is not considered appropriate, at this time, to extend it to family members.

Further, it is not proposed, at this stage, that Council offer squash court hire and stadium hire free of charge to employees, or subsidise the costs of employees participating in organised sporting competition or exercise classes.

However, to further develop our health and wellbeing programme for employees, which aims to ensure Council has a fit and healthy workforce, and to enhance our attraction and retention strategy, it is proposed that some consideration be given to providing Council's permanent employees (excluding casual) reimbursement of the cost of a season ticket for the pool up to the value of a single adult season ticket (currently \$120) provided a receipt is produced and the season ticket includes the adult employee as a person covered by the season ticket.

During the discussions on fees and charges in 2013, it was noted that some Councillors felt there was a “divide” developing for employees of the mines which

cover the cost of fees for some of Council's facilities for their employees and those residents who are not employees of the mines.

Council's employees across-the-board are not as highly paid as mine employees, and it could be argued that they have been severely disadvantaged by the increases in pool entry and season ticket fees.

Policy Implications

If approved, this health and wellbeing initiative would be an additional tool to use to reduce health and safety risks that Council's workers may be under, including those related to mental health. It is imperative that there is support for such initiatives from the management team and Councillors to ensure that the workers see these programs are supported.

Financial Implications

Council employs about 130 permanent staff (part time and full time). The take-up rate of any offer of reimbursement of the cost of season tickets is difficult to determine; the gym usage take-up rate was considered as a guide, but there is no accurate way to determine what the cost to Council would be.

Potentially, the cost could be in the order of \$15,500.00 if there was a 100% take up. It is suggested that the take-up figure might be around 33% so the maximum value of season tickets reimbursement is estimated to be about \$5,500.00.

There are employees who would normally buy a season ticket every year, and some of this income would be lost if Council agrees to the recommendations below. For those employees who would not normally purchase a season ticket, there would be no cost to Council.

Options

- That Council not supports the initiative to reimburse permanent employees with the cost of pool season tickets up to the cost of a single adult ticket.
- That Council supports the initiative to reimburse permanent employees with the cost of pool season tickets up to the cost of a single adult ticket.

RECOMMENDATION

- 1. That Council supports the initiative to reimburse permanent employees with the cost of pool season tickets up to the cost of a single adult ticket upon production of a receipt and evidence that the employee is named as a person covered by the season ticket.**
- 2. That an amount of \$5,500.00 be included in the 2014/2015 budget for the purpose of reimbursement of pool season tickets up to the cost of a single adult ticket.**

CLAUSE 6A – RISK MANAGEMENT AND WORK HEALTH AND SAFETY
FILE: R4-4, R4-5 AOP REFERENCE: 3.3.2.2 ATTACHMENT: NO
AUTHOR: *Human Resources Officer, Karen Walsh*

Purpose

The purpose of this report is to advise Council of its short-comings in risk management (including safety) and the consequent exposure of Council which can only be mitigated by significant expenditure to develop systems and management plans, implement them, train staff in the new systems, monitor and evaluate them, and modify them, if required.

Background

Council would be aware, through a number of reports presented to Council in 2009, 2010, 2012 and 2014, that minimum resources have been provided to the management of risk throughout the organisation. Currently the Human Resources Officer is providing a service in an advisory capacity in relation to work health and safety, and a coordinating role in relation to risk management in general, with each Department/Section implementing their own risk management practices.

Issues

With each Department/Section implementing its own risk management practices, this has resulted in an uncoordinated approach at best, and, at worst, no work being done whatsoever to minimise Council's exposure to risk.

Recent safety and public liability audits have highlighted a number of deficiencies in the establishment and implementation of work health and safety and risk management policies and procedures. The 2013 WHS Audit Report results are:

Element	Poor	Fair	Good
WHS Policy			
Planning			
Hazard identification			
Consultation			
Training			
Emergency Preparedness			
Purchasing			
Inspection and Testing			
Health Monitoring			
Incident investigation			
Document Control			
Record Management			
WHS Audits			
Management Review			

The results for specific hazards are:

Specific Hazard	Poor	Fair	Good
Manual handling			
Chemicals Management			
Electrical Test & Tag			
First Aid			
Event Management			
Working from Heights			
Workplace Stress			
Hazardous Noise			
Contractor Management			
Infection Control			
Traffic Management			
Office Safety			
Amenities			
Construction Safety			
Quarries and Mines			
Confined Spaces			
PPE			
Sun Protection			
Preventative Maintenance			
Asbestos			

Cobar Shire Council’s audit report is an unfavourable one, compared with the regional average and average of all Councils within the State.

The recommendations from the Audit Report include:

- Prioritising the most important areas for Council
- Determining the reason for the poor results, such as:
 - Additional information to better understand the issues and options
 - Better equipment
 - More or improved employee training
 - Additional resources or funding to address the issue
- Develop an action plan to address weaknesses.

The current staffing structure will not allow Council to achieve the objective of improving Council’s performance in the areas of safety or risk. Existing staffing resources are insufficient to meet the increasing demand being placed on Council to meet the many legislative requirements relating to safety and risk management.

Council has identified other very high areas of enterprise risk in the following areas:

Risk	Very High	High	Medium	Low
Financial sustainability				
Asset management				
Regulatory and Compliance				
Loss of Corporate Knowledge				
IT Strategic Planning				
Procurement and Contractor Management				
Reputation Image and Branding				
Climate Change				

Legal Situation

With the introduction of the Work Health and Safety Act 2011 on 1 January 2012, it has become increasingly apparent that Council is unable to meet the requirements of the legislation and accompanying Regulations due to being under-resourced in the area of risk management and under-skilled generally.

There is a risk of Council being in breach of the legislation.

Policy Implications

Council has developed a Risk Management Policy which was adopted by Council in June 2012. The objective of the policy is to allocate resources in risk prevention so as to:

- Minimise the incidents of damage to equipment and facilities;
- Minimise financial and operational risks and losses to the Council and the public; and
- Minimise the resources spent in relation to losses.

Council is required, by the Office of Local Government, to develop an Enterprise Risk Management Plan. Over the past 18 months, as opportunities presented themselves time-wise, staff have developed a Risk Register. However there has been no progress in assessing these risks, identifying what controls are currently in place, assessing whether the current controls are adequate and determining if further controls are required. As work on the Risk Register commenced nearly two years ago, there is a good chance that this document is already outdated and it hasn't even been completed.

Financial Implications

To meet the requirements of the relevant legislation, resources must be allocated to carrying out the work required. The introduction of a risk/safety coordinator position to deal with the WHS and risk management issues is required, and an allocation of \$90,000 for the new position is requested for the 2014/2015 budget with an appropriate allocation for future budgets.

RECOMMENDATION

- 1. That Council agrees to the establishment of an additional position to deal with WHS and risk management issues.**
- 2. That Council allocates an amount of \$90,000 in the 2014/2015 draft budget for this new position.**
- 3. That Council's organisation structure be amended to include this new position and the position report to Council's Human Resources Officer.**
- 4. That the General Manager determine the timing of advertising and subsequent appointment to this position so as not to impact on Council's current budget.**

CLAUSE 7A – UNANNOUNCED ASSESSMENT AT THE LILLIANE BRADY VILLAGE

**FILE: C8-4, C8-3 AOP REFERENCE: 1.5.4.1 ATTACHMENT: YES
(PAGE 69-85)**

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

Purpose

To advise Council of the results of an unannounced assessment by the Australian Aged Care Quality Agency for both divisions of the Lilliane Brady Village.

Background

Aged Care facilities are subject to much focused scrutiny. Both the Nursing Home and Hostel receive at least one unannounced check each year in addition to the routine checks and accreditation review.

An unannounced assessment was held on 20 February 2014.

Both assessment reports indicated that the Lilliane Brady Village has “met” its desired outcomes.

Copies of the report are included in the Business Paper.

RECOMMENDATION

- 1. That the report on the Unannounced Assessment at the Lilliane Brady Village be received and noted.**
- 2. That Council acknowledges the ongoing favourable reports being received by the Lilliane Brady Village.**

**CLAUSE 8A – DEDUCTABLE GIFT RECIPIENT STATUS FOR COUNCIL’S
AGED CARE FACILITY**

FILE: C8-3-3

AOP REFERENCE: 1.5.4

ATTACHMENT: NO

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

Purpose

1. For Council to endorse an application to the Australian Taxation Office (ATO) for the Lilliane Brady Village seeking Deductible Gift Recipient status.
2. For Council to endorse an application to the Australian Taxation Office (ATO) for the Pink Ladies seeking Deductible Gift Recipient Status.

Background

Organisations that are entitled to receive income tax deductible gifts and contributions from other parties are called Deductible Gift Recipients (DGR).

To qualify as a DGR an organisation must be either endorsed by the ATO or be named in the Income Tax Act. Unless an organisation is a DGR contributors cannot claim income tax deductions for gifts or contributions. A consideration of Council’s cost centres has resulted in the assessment that those most likely to attract gifts from parties requiring deductibility are the Lilliane Brady Village (LBV) and the Pink Ladies.

The cemetery was considered but discounted on the grounds that its key fundraising was a ‘one off’ following the vandalism attack in 2012. Should major fund raising occur again in the future an application can be lodged at that time.

There are two different types of DGR endorsement:

- Where an organisation as a whole is endorsed as a DGR – in which case gifts to the entire organisation may be tax deductible;
- Where an organisation is endorsed for the operation of a fund or institution that it owns – in which case only gifts to this part of the fund are tax deductible.

Dual applications are recommended for the LBV and the Pink Ladies as donors are often more comfortable in providing to a body at arms length from a Council, particularly where that body maintains its own bank account. This is the case with the Pink Ladies.

RECOMMENDATION

- 1. That application is made to the Australian Taxation Office to seek Deductible Gift Recipient Status for the Lilliane Brady Village.**
- 2. That application be made to the Australian Taxation Office to seek Deductible Gift Recipient Status for the Lilliane Brady Village Pink Ladies.**

CLAUSE 9A – LEGAL ASSISTANCE FOR CANTERBURY CITY COUNCIL
FILE: L5 -3 AOP REFERENCE: 1.4.5 ATTACHMENT: YES (PAGE 86-87)
AUTHOR: *Director of Corporate and Community Services, Kym Miller*

Purpose

For Council to consider a request from Canterbury City Council via Local Government NSW for assistance with a legal account.

Background

Canterbury City Council has been engaged in a case in the Supreme Court of NSW regarding the bonafides of an easement being granted over land zoned as Open Space and classified as Community Land. Local Government NSW in its previous format had determined that the matter complied with its Legal Assistance Policy. Canterbury City Council have the view that implications exist for other Councils in NSW attempting to protect public recreation land from alienation for private purposes.

It should also be noted that Canterbury City Council in its capacity as a ‘Sister Council’ have been extremely helpful to Cobar Shire Council and have provided many services at zero cost.

The quantum sought under the formula is \$227.78 inclusive of GST.

RECOMMENDATION

That Cobar Shire Council support the legal assistance claim by Canterbury City Council for \$227.78 inclusive of GST.

CLAUSE 10A – GRADING OF SHIRE ROAD 20 (GRAIN ROAD) BY LOCAL CONTRACTORS

FILE: SR1-20 AOP REFERENCE: 4.3.1 ATTACHMENT: YES (PAGE 88)

AUTHOR: *Kingsley Page, Works Manager*

Purpose

For Cobar Shire Council to consider a trial using local property owners as contractors to maintenance grade Shire Road 20 (Grain Road).

Background

A recommendation put forward at the February 2014 Rural Roads Advisory Committee meeting held at Mt Hope discussed the possibility of landholders in the Mt Hope area grading and maintaining Shire Road 20 on a trial basis. The main proponent is a local property owner who owns property along Shire Road 20, Phillip Hague. The landholders state that they have their own machinery available to use and believe this could lead to efficiencies. Phillip explained that at the end of the trial period a survey could be sent around to all landowners along SR 20 to compare the results.

Phillip expressed concerns that if Shire Road 20 does get in any worse condition the property owners would not be able to get their produce in and out.

Mr Phillip Hague has been invited to address the 27 March 2014 Council Meeting during public access.

Council's grader team consists of a motor grader, 24 tonne multi-tyred roller, a 34,000 litre water truck, operators, caravans, diesel water pump, fuel tanker, generator sets and an allowance for the Rural Supervisor.

Cobar Shire has 1,570 kilometres of Shire Roads that consist of gravel or natural surface. The total funds available for all Shire Roads are \$1,389,350 for 2013/2014, disregarding capital works.

Shire Road 20 is approximately 90 km long made up 70 km of gravel sections and roughly 20 km of bitumen seal. The five year average amount spent on grading on Shire Road 20 has been \$80,500 per year. At present costs this represents 4.5 to 5 weeks of grading for the Euabalong crew depending on moisture in the road. Cost per kilometre spent on grading Shire Road 20 is \$1,145 which is above the average of \$885 per km for all Shire Roads.

Lachlan Shire Council receives higher grant levels for road maintenance particularly for its Regional Road Network than Cobar Shire and their gravel roads are kept at a much higher standard with a lot of their gravels roads made up of roadbase made from crushed stone. There are some gravel roads that have been lime stabilised which increases the pavement life up to eleven years with only a light patrol grade required mainly around floodways. They also maintain and install cattle grids on their Regional Roads.

Issues

The landholders propose to supply a grader equivalent to a Council grader and pull a tag-a-long roller. It is proposed a water truck can be supplied if there is insufficient moisture in the pavement to achieve the necessary compaction. Their hire rates are comparable to other contractors in the district.

The one major advantage they would have is that all the equipment is relatively close to the site and could be established in the first instance easier than the Council crew and the time spent travelling to and from site would be with high probability borne by the operators.

In terms of grading the road the proposed roller is not heavy enough to compact the gravel and the road will disintegrate quicker than if done with a heavy roller like the one the Council uses.

There is no proposal to add gravel to weak spots and this would be an additional cost that would need to be negotiated.

A further issue that needs to be monitored with regard to maintaining the Councils unsealed road network is any increase in B-double and road trains on commodity access routes. The increase in weight of vehicle and traffic movements will lead to increased damage occurring to the roads.

Any upgrading of categories of roads will increase service level requirements.

It is more efficient to maintenance grade only on a when needed basis rather than on a predetermined routine schedule.

Maintenance grading should become more rational (planned and prioritised rather than responding to the loudest ratepayer).

Gravel roads lose approximately 2 cm of surface a year through traffic, weathering, erosion, dust and rain. One road train can do the equivalent damage of more than 10,000 cars. Trucks are the main destroyers of gravel roads and are significantly increased if the surface is only natural gravel or weak gravel.

The surface of most soils contains moderate to high proportions of fine sand, which because of its lack of structure will form 'bulldust' when disturbed. This bulldust will effect both wet and dry trafficability and create issues with excess dust from vehicle movements.

The only solution to bulldust is to replace it with good hard gravel brought in from a borrow pit. This is expensive costing approximately \$20,000/ km and sometimes up to \$50,000/km. Patrol grading can't cure bulldust because all it does is to move it off to the side and expose more natural surface to wear and tear. Eventually the road surface is half-metre or more below the surrounding ground level and effectively becomes a channel for the water to follow instead of flowing to the table drains.

There are several local contractors in Cobar keen to provide grader teams if Council decides to downsize their own grader fleet and introduce contract grading partially or fully. There are also other farmers on other Shire roads that have graders who are also keen to grade the route their trucks take to the silos.

The problem arises what does Council do with their own crews whilst these contractors are busily grading Council roads. There are insufficient funds in the Shire Road budget to pay for the Council crew as well as the contractors outfit. Council would have to specifically set aside additional funds to do the trial.

With Council providing their own grader teams it is getting the job done at cost price with no profit added on. Council can control the quality and show no bias to any particular section of road as they have no vested interest in prioritising one section over another. The Council grader has only one dedicated task to do and is not affected if workers are needed elsewhere such as at grain harvest time or at planting time.

Contractors must earn a profit to stay in business. The assumption is that contractors will outperform Council crews and grade more roads for the same amount of money or do a better job. However, common sense says once a contractor is firmly entrenched the way forward is to maximise their profit. With no Council crew to benchmark with or to replace them if their standard drops, long term grading costs for Council could end up much higher by using contractors.

The experience of other Councils' that have gone to contractors report that their grading costs have actually come down or they are actually getting better service levels for the same money. The preferred position of a lot of Councils' is to have a mix of their own graders doing the base load and emergencies whilst contractors grade in the cooler months when moisture demand is a lot less.

Central Darling Shire Council has grader contractors working a 10 days on, 4 days off roster and claim they are gaining efficiencies through not losing time when the crews mobilise and demobilise. Also if the grader breaks down then it gets stood down and doesn't cost the Council anything.

It is beneficial for the contractors as well as they are achieving more than 2,000 hours a year hire for their machines so they could drop the price a bit.

There is always impartiality by using the Council grader if disputes between neighbouring property owners' flares up over any number of issues, whether it is grids, level of service or traffic control. Council can normally source water from farmers if it is available for a small fee whereas water may not be that freely available to contractors or may be supplied to the contractor at a higher price seeing that it is an enterprise. Water is a relatively small cost but any increases will be directly borne by the Council.

Currently Cobar's sub-depot at Euabalong services Shire Road 20. However, the budget is still Council's budget with little likelihood of doing any better than last year.

Cobar Shire Council through natural attrition of staff by the way of people retiring or just simply leaving could possibly in two or three years be in a position to hire contract grader operators without forcing any redundancies.

In March 2015 if the Liberal-National parties' are successful in winning the State Election they are going to force 'consolidation' in local government: boundary changes, shared services and mergers. Boundary changes and Council amalgamations have been one of the principal avenues of local government reform in all parts of Australia.

In most instances, councils have strongly resisted amalgamations and boundary changes and sooner or later central governments (State or National) have intervened to force major restructuring.

Legal Situation

The contractors will have their own \$20 million public liability insurance.

Financial Implications

There are no funds in the Shire Road budget to have Council staff sitting idle or doing other work whilst contractors are doing their jobs. If planned there is an opportunity whereby Council grader crews could be working on Capital works for one week to actually allow the Shire Road 20 contractor to do a trial section of say 20 km.

Risk Implication

The grader operator is an ex Cobar Shire grader operator so he is familiar with Council standards and traffic control.

Supervision and monitoring will still lie with the Council's Rural Supervisor/ Euabalong Supervisor so Council can still maintain control of the operation.

Options

Continue to use Council equipment and operators and grade on an "as required basis" and not to a predetermined program.

Trial the Shire Road 20 contractor in the 2014/2015 financial year on a section of road 20 km long and compare with Council's standard.

Council to investigate a long term strategy of using a mix of contractors and Council graders to accomplish its maintenance grading routine as natural attrition of the grader crews occurs due to retirement of some of the senior operators and when other operators resign.

Continue to lobby State and Federal Governments for increases in funding to maintain Council's Shire roads at a better level.

RECOMMENDATION

- 1. That Council continue to use its own equipment and operators.**
- 2. That Council permits the Shire Road 20 contractor to maintain a 20 kilometre section of Shire Road 20 and evaluate the effectiveness in 2014/2015.**
- 3. That Council investigate a long term strategy of using a mix of contractors and Council graders to accomplish its maintenance grading routine.**

CLAUSE 11A – COBAR TRUCK WASH

FILE: A10-30

AOP REFERENCE: 3.1.1.2

ATTACHMENT: NO

AUTHOR: Works Manager, Kingsley Page

Purpose

The purpose of this report is to identify all issues associated with re-establishing a truck wash on the existing site at Fort Bourke.

Background

The Fort Bourke vehicle wash down facility was a district wide initiative that involved a wide range of stakeholders and community members. The truck wash operated on a key system that had a number of security issues. Council had allocated 19 keys of which 7 were to stock carriers. The truck wash was closed on 1 October 2013 due to cost overrun and environmental reasons, with environmental reasons being the greater of the two issues.

Issues

The Environmental Protection Authority (EPA) Officer at Dubbo, Joshua Locksley has informed Council that the stock truck wash effluent would be treated much like a sewerage treatment plant. The trigger for licensing is 750 kilolitres per day. After checking last year's water bill for the truck wash it was using approximately 13 kilolitres per day. So it does not require licensing under these guidelines.

However, to reopen the truck wash it requires a design by an Environmental Engineer with a water balance calculation and the effluent ponds sized accordingly.

Geotechnical testing is required to establish whether the local soil is impervious enough so it can hold water. If the soil is too sandy, either a clay material will need to be imported or a plastic (HDPE) liner installed in the pond.

The onus is still on Council to comply with the provisions of the *Protection of the Environment Operations Act 1997* (POEO Act) of "no pollution to waters".

"As Council is the proponent of the truck wash, it does not have an official referral role and cannot regulate itself, however the EPA being the Appropriate Regulatory Authority (ARA) it will need to know about the operations at some point".

For an external consultancy to analyse the issues on site, the costs associated would be in the order of \$2,000 for an initial consult and another \$10,000, depending on complexities, for the whole site. The initial consult would look at a site visit, assessment of available data and discussion around all available options and which ones could be investigated further, including discussion around necessary approvals. The second phase of the consultancy then would focus on:

- Development of a water balance model;
- Sizing of a water balance pond for effluent storage;
- Design of an on-site effluent treatment system;

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- Design of any minor drainage changes needed on site;
 - Design drawings; and
 - An estimate of costs.

The existing site has a concrete slab 15.3 metres long by 4 metres wide. This is not long enough for current size trucks or work site practices. The slab needs to be lengthened to take a B-doubles so they are solely standing on concrete and it also needs to be widened to accommodate overspray.

Proposed facility – Main slab 27m long in total (additional 11.7m), 6m wide (extra 2m), sloping both longitudinally and transversely to a side sludge collection pit.

Sludge collection pit 2.8m long, 9.0m wide and 0.5m deep would be located perpendicular to the main slab and divided into three bays 2.8m wide (backhoe bucket width) with removable timber baffles (if needed for major cleaning) and a sludge collection area with ultimate disposal to the sewage plant sludge heaps.

All weather access entry/exits plus signs and lighting if possible.

Water would be treated by gravity flowing from one pit to another and eventually ending up in the settling pond.

There is a problem running raw water through pressure pumps so unfortunately potable water will still be required to be used. The existing treated town water supply is getting old and needs to be replaced with a new pipe.

The pondage must hold at least equal to the amount of water passing through the wash in any one year. This figure will vary on the use, making it difficult to size. If a calculation is done on the average use x number of uses in a year. The figure is 3 kl per wash x 8 washes/ week x 52 weeks = 1,248 kilolitres or 1.3 megalitres is determined per year. The pond is anticipated to hold a minimum of 1.3 megalitres in capacity. Initially the water is designed to evaporate off.

Mains power comes close to the northern boundary of the site. Essential Energy says that a previous investigation done by Murdi Paaki Regional Enterprise Corporation for their nursery adjacent to the truck wash revealed that a transformer was required on the pole. As there is no design as yet it is unknown whether the truck wash requires three (3) phase or single (1) phase power. The estimate for the transformer was approximately \$30,000. To get the power across to the truck wash would require one power pole and metering. An additional \$10,000 was estimated to do this work.

Power is required to run an Avdata system which is really necessary to make this wash bay more viable by recouping water charges. There are two systems available, one that runs on mains power and another that is solar powered.

The success of any modern wash has been in cost recovery. There is no doubt that the Avdata billing service has been proven. Time and cost tracking can be deployed to analyze the visitations. It is recommended that this billing system option using the Avdata access be used.

Costs of the Avdata system are in the order of \$6-7,000. Access to the facility is gained by a special key that identifies the user. The facilities will be equipped with Avdata meters as a user pays system for the washdown of machinery and vehicles. This system is generally installed as a way of cost recovery or to provide part funding for the operation and maintenance of the facility.

Commonly, a charge ranging from 30 cents to \$1.10 per minute is the basis of the operational cost beginning when the water is first started.

Other items of consideration not including in these costings are:

- Site dam fencing.

Estimate for truck wash works (electricity power supply):

With electricity and Avdata System:

Design	= \$12,000
Effluent pond 1.3 ML	= \$30,000
Electricity supply (transformer, pole and meters)	= \$40,000
Concrete works (slab)	= \$25,000
Concrete works (sump)	= \$7,000
Water supply renewal	= \$5,000
Avdata system	= \$ 7,000
Chainwire fence	= \$13,000
Oily water separator	= \$12,000
Lighting	= \$10,000
Contingency 10%	= \$16,600
Total	= \$177,600

Estimate for truck wash works (no electricity power supply):

No power and Avdata System:

Design	= \$12,000
Effluent pond 1.3 ML	= \$30,000
Concrete works (slab)	= \$25,000
Concrete works (sump)	= \$7,000
Oily water separator	= \$12,000
Water supply renewal	= \$5,000
Solar Avdata system	= \$ 21,000
Chainwire fence	= \$13,000
Contingency 10%	= \$12,500
Total	= \$137,500

Legal Situation

There are legal implications arising from this report including compliance with EPA, clean water and ongoing monitoring.

Financial Implications

There are financial implications arising from this report.

During the investigation period representation was made to the Local State Member Kevin Humphries and his advice was that it is unlikely a grant could be secured from the State Government.

A letter has been sent to Mr Rob Gregory General Manager of the Western Local Land Services seeking funding for stock type truck wash. The WLLS is a new Department formed from amalgamating the Western Catchment Management Authority, The Livestock Health and Protection Authority and part of Department of Primary Industries.

So far there has been no reply.

Options

1. Design and construct a new truck wash at the existing Fort Bourke site with mains electricity supply and Avdata System.
2. Design and construct a new truck wash at the existing Fort Bourke site with a Solar Avdata System.

RECOMMENDATION

1. **That Council constructs a stock/cattle truck wash at the existing Fort Bourke site that incorporates a Solar Avdata System and allocate funds of \$137,500 in the 2014/2015 budget.**
2. **That Council continues to seek external funding from Western Local Land Service.**
3. **That an amount of \$0.80 per minute inclusive of GST for use of the proposed truck wash be incorporated in Council's Fees and Charges for 2014/2015.**

CLAUSE 12A – SECTION 356 DONATIONS 2014-2015

FILE: D3-1 AOP REFERENCE: 1.4.5

**ATTACHMENT: YES
(UNDER SEPARATE COVER)**

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

Purpose

For Council to consider requests for donations pursuant to its Donations Policy for the financial year ended 30 June 2015. This policy has been adopted to ensure compliance with Section 356 of the Local Government Act 1993.

Background

Details of applications were given extensive coverage in The Cobar Weekly following the Christmas break and those organisations including the schools which applied outside of the formal process in 2013 were individually advised of the need to apply.

Twenty one (21) applications for assistance were received and these requests totalled (approx.) \$60,000. The allowance in the draft budget is similar to recent years at (approx.) \$36,000.

To ensure that an equitable evaluation is made Councillors have workshopped the applications. Councillors will need to consider the applications on a merit basis with an appreciation of the Donations Policy and associated guidelines. Each applicant has been able to review the policy and guidelines prior to lodging an application.

The attachment to this report details the applications in summary. Full details were provided to councillors under separate cover for the Councillor Workshop.

RECOMMENDATION

- 1. That Council consider the applications for donations on a merit basis and award donations to the value of approximately \$36,000 to be applicable for the budget year ending 30 June 2015.**
- 2. That Council acknowledge the unsuccessful applicants and encourage them to apply in future years with suitable programs or events.**

CLAUSE 13A – DALTON PARK HORSE COMPLEX LICENCE AGREEMENTS (CARRIED OVER FROM 27 FEBRUARY 2014)

FILE: P1-4-3

AOP REFERENCE: 3.3.4.2

ATTACHMENT: NO

AUTHOR: *Land Management Officer, Heather Holder*

Purpose

The purpose of this report is to update Council on the progress of establishing long term licences for users of Dalton Park Horse Complex and recommend new licence arrangements.

Background

On the 22 March 2012, Council made the following resolution:

34.3.2012 *RESOLVED:*

1. *That Council set the annual Dalton Park Racecourse licence fees for all users to the minimum of \$432.00 plus GST for 2012/2013.*
2. *That the 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.*

The intent of the original recommendation for longer term licences was to cut down on the amount of administration in issuing licences to all users on an annual basis.

Issues

To date, staff has been unable to establish new licence agreements with the users of Dalton Park Horse Complex in accordance with the above resolution.

The main reason for not being able to finalise the new licence agreements has been:

- The authority to issue licence over Crown Land for periods in excess of 12 months lies with the Minister. The documentation required to be submitted with an application to the Minister for a long term licence of up to 7 years has not been forthcoming, particularly in terms of asset maintenance plans for the period of the licence.

Currently there are no licence agreements in place with any user at Dalton Park Horse Complex. A new licence agreement for a term of up to 7 years, recommended as a way to cut down on administration has actually increased the amount of administration and is still not complete.

Prior to the Council resolution made on 22 March 2012, Council provided temporary 12 month licences to all users of the Dalton Park Horse Complex. These were simple and easy to administer and within the powers held by Council under the *Crown Lands Act*.

It is recommended that Council cease trying to establish licence agreements of up to 7 years and returns to the simple and easily administered 12 month temporary agreements for all users at Dalton Park Horse Complex.

RECOMMENDATION

- 1. That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to affix the Trusts seal to the 12 month temporary licence agreements for the following organisations and individuals to cover the period 1 July 2013 to 30 June 2014:**
 - **Mr S Griffiths & Mrs C Griffiths;**
 - **Ms Sharon Whitehurst;**
 - **Cobar Pony Club;**
 - **Cobar Miners Race Club;**
 - **Cobar Rodeo Committee.**

- 2. That Council no longer pursues obtaining licences of up to seven (7) years for use of the Dalton Park Racecourse Reserve (R630019) except licences on a 12 month temporary basis.**

CLAUSE 1B – DEVELOPMENT APPROVALS**FILE: T5-1****AOP: REFERENCE: 1.6.3.1****ATTACHMENT: NO****AUTHOR: *Director of Planning & Environmental Services, Garry Ryman*****Complying Development Approvals**

There were no Complying Development Applications approved under delegated authority for the period 19 February 2014 – 19 March 2014.

The value of Complying Development approvals for 2013/2014 to date is \$20,000.00.
The value of Complying Development approvals for the similar period in 2012/2013 was \$57,780.00.

Local Development Approvals

The following Local Developments have been approved under delegated authority for the period 19 February 2014 – 19 March 2014.

CERTIFICATE NO.	ADDRESS	DESCRIPTION	VALUE (\$)
2014/LD-00004	17/25 Barton St, Cobar	Fitout of Existing Commercial Premises for the Purpose of a Dental Surgery	90,000
2014/LD-00008	Booberoi Rd, Euabalong	Temporary Accommodation & Sewage Management Facility	353,000
2014/LD-00010	45 Becker St, Cobar	Patio	17,000
2013/LD-00055	3 Beersheba Crt, Cobar	Manufactured Home, Detached Garage, Carport & Stables	222,000
2013/LD-00003	12 Harcourt St, Cobar	Carport	15,000
2014/LD-00012	7/11 Marshall St, Cobar	Fitout for Gymnasium	30,000
2014/LD-00011	29 Bathurst St, Cobar	Shed	18,000
2014/LD-00013	76 Marshall St, Cobar	Alts & Adds to Existing Swimming Pool Area	55,000

The value of Local Development approvals for 2013/2014 to date is \$3,351,818.00.

The value of Local Development approvals for the similar period in 2012/2013 was \$12,030,280.00.

Construction Certificates

The following Construction Certificates have been approved under delegated authority for the period 19 February 2014 – 19 March 2014.

CERTIFICATE NO.	ADDRESS	DESCRIPTION
2014/CB-00005	Booberoi Rd, Euabalong	Temporary Accommodation & Sewage Management Facility
2014/CB-00006	45 Becker St, Cobar	Patio
2014/CB-00007	3 Beersheba Crt, Cobar	Detached Garage/Shed
2014/CB-00002	12 Harcourt St, Cobar	Carport
2014/CB-00010	7/11 Marshall St, Cobar	Fitout for Gymnasium
2014/CB-00009	29 Bathurst St, Cobar	Shed
2014/CB-00011	76 Marshall St, Cobar	Alts & Adds to Existing Swimming Pool Area

RECOMMENDATION

That the information detailing the Local Development and Construction Certificate approvals for the period 19 February 2014 – 19 March 2014 be received and noted.

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	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1	Council – Clause 2B – The Wool Track Project	153.9.2009	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 2013/2014.

COUNCIL RESOLUTIONS 28 APRIL 2011

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
14	Committee of the Whole Closed Council – Clause 1C – Cobar Caravan Park Business Development Strategy	81.4.2011	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 be undertaken until funds are confirmed in a Council budget. Report provided to December 2013 Council

				Following successful acquisition of the above land, classify this land as Operational under the Local Government Act 1993.	Meeting with support now given for consideration for funding in the 2014/2015 Budget. Will be undertaken at time of acquisition.
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COUNCIL RESOLUTIONS 23 JUNE 2011

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
28	Committee of the Whole Closed Council – Clause 3C – Plant and Equipment Utilisation Improvement Report	122.6.2011	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	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
30	Finance & Policy Committee – Report 2A – Cemetery Maintenance – Set Up of a Cemetery Committee under	125.7.2011	DCCS/HRO	That Community Members of the Cemetery Committee receive appropriate volunteer training.	Arrangements in train for volunteer training.

	Section 355, Local Government Act 1993				
47	Council – Clause 4B – Project Status Report	135.7.2011	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 the vicinity of the old trucking yards and the land behind Polyfabrications for industrial purposes or town development	Initial report provided to the October 2011 Committee Meeting. Industrial Strategy to be determined.

COUNCIL RESOLUTIONS 25 AUGUST 2011

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
61	Council – 3A – Lower Macquarie Water Utilities Alliance (LMWUA) Agreement	149.8.2011	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	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
87	Council – Clause 4A – Land Acquisition – Cobar Caravan Park Lot 317 in DP755649	193.10.2011	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’. Report provided to December 2013 Council Meeting with support now given for consideration for funding in the 2014/2015 Budget.

COUNCIL RESOLUTIONS 22 MARCH 2012

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
157	Council – Clause 10A – Dalton Park Racecourse – Consideration of Fees and Licences	34.3.2012	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.	Report provided to the March 2014 Council Meeting – No further action required.
162	Council – Clause 16A - Liquid Trade Waste Policy – Costs and Implementation Method	14.3.2012	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	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
177	Council - Clause 7A – Nymagee Old School Community Centre	71.4.2012	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.	Final Licence Agreement has been sent to Nymagee Progress Association for signing.
194	Committee of the Whole Closed Council - Clause 4C – Sale of Land	94.4.2012	GM/LMO	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	Further Councillor workshop strategies planning for land in concern held on 9 August, 2012.

				<p>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 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,</p>	<p>Currently no interested party.</p>
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				<p>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>	
COUNCIL RESOLUTIONS 26 JULY 2012					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
219	Council – Clause 8A – Road Closure – Corner of Murray and Blakey Street, Cobar	168.7.2012	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>That Council authorise the Mayor and the General Manager to sign all relevant documentation under the Common Seal of Council.</p> <p>That the land be acquired as operational land pursuant to the provisions of Section 31 of the <i>Local Government Act 1993</i>.</p>	<p>Follow up has been occurring with providers of submissions and now waiting on response from Crown Lands.</p> <p>Classification to be arranged at acquisition.</p>
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COUNCIL RESOLUTIONS 23 AUGUST 2012

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
234	Council – Clause 7A – Festival of the Miners Ghost	197.8.2012	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	213.8.2012	DPES	<p>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.</p> <p>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.</p>	Action plan instigated for implementation of resolutions.

COUNCIL RESOLUTIONS 27 SEPTEMBER 2012

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
254	Council – Clause 21A –	238.9.2012	DES/WM	That representations and submissions be	Action plan instigated for

	Application for Exemption – Pavement Concession and Future Maintenance of Cobar Regional Airport			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.	implementation of resolution. Currently applications being made to the State Government through the Resources for Regions Program.
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COUNCIL RESOLUTIONS 13 DECEMBER 2012

NUMBER	ITEM	RESOLUTION NUMBER	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	320.12.2012	GM/WM	<p>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.</p> <p>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.</p>	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	RESOLUTION NUMBER	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	28.2.2013	DES/WM	<p>That Council approve the construction of a hangar (subject to the building regulations) to be known as Hangar No. 2, on the current site of the “Aero Club”.</p> <p>That the applicant, Sullivan’s Mining and Hardware be responsible for the cost of relocation of the Aero Club to a site</p>	<p>Action plan instigated for implementation of resolutions.</p> <p>Action plan instigated for implementation of resolutions.</p>

				<p>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	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
350	Finance and Policy Committee – Notice of Motion – Management of the Youth and Community centre	41.3.2013	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	62.3.2013	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	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
380	Committee of the Whole Closed Council – Clause 1C – Notice of Rescission Motion –	95.4.2013	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. Interim Report provided to March 2014

	Consideration of Tourism Cost Centre				Council Meeting.
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COUNCIL RESOLUTIONS 22 AUGUST 2013

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
427	Works Committee – Report 1A – Pedestrian Access Mobility Plan (PAMP) and Access Audit	173.8.2013	CM	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.	Action plan instigated for implementation of resolutions.
435	Council – Clause 9A – Determination of Status of Mt Gap Road	187.8.2013	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.	Waiting on gazettal by Western Lands.
437	Committee of the Whole Closed Council – Clause 1C – Tender T3-13-5 – Design and Construction of Skate Park Facility	195.8.2013	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.	Funding Agreement with the Commonwealth for signature. Once signed the contractor will be engaged.

ORDINARY COUNCIL RESOLUTIONS 26 SEPTEMBER 2013

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
457	Council – Clause 12A – Side Tipper and Rock Crusher Report	219.9.2013	WM	That Council hires a gravel crusher on a trial basis.	Quotes being obtained.

COUNCIL RESOLUTIONS 28 NOVEMBER 2013

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
479	Finance and Policy – Report 1A – Notice of Motion – Invitation to Parkes and Barwon MP’s to Attend Council Meetings	256.11.2013	GM	That prior to such attendance an agenda/strategy be formulated.	Meeting undertaken with Hon. Kevin Humphries on Wednesday 12 March 2014. Meeting with Mark Coulton MP set for Thursday 24 April 2014 – No further action required.
492	Council - Clause 9A – Economic Taskforce Community Representatives	268.11.2013	SPO	That following the development of the Terms of Reference of the Taskforce that Council again calls for Community Representatives to sit on the group.	Advertising arranged. Expect a report to be provided to April 2014 Council Meeting.

COUNCIL RESOLUTIONS 12 DECEMBER 2013

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
497	Council – Clause 2A – Interim Bore Drilling Report – Lilyvale Rest Area and Barnato – Tilpa Road	284.12.2013	WM	Further investigation of other water bore sites be conducted on an “as needed” basis and reported to Council for approval.	Action plan instigated for implementation of resolution.
498	Council – Clause 3A – 2013 Aerodrome Safety Inspection Report	285.12.2013	WM	That the runway and lighting upgrade be evaluated at the conclusion of the Resources for Regions Program deliberations.	Action plan instigated for implementation of resolution.
505	Council - Clause 10A – Engagement of Project Manager	292.12.2013	DES	That the General Manager be authorised to engage a Project Manager with a salary package including accommodation and vehicle negotiated in the range of existing Engineering Managers (Band 3 Level 4 Grade 4), for the duration of employment being for	Advertising for newly created position commenced.

				the life of the Resources for Regions projects currently for a period of three years.	
506	Council – Clause 12A – Division of Local Government Promoting Better Practice Review of Cobar Shire Council	294.12.2013	GM	That Staff continue to work towards the completion of any work required by the recommendations contained within in the Report and detailed within the Action Plan.	Action plan instigated for implementation of resolution.

COUNCIL RESOLUTIONS 20 JANUARY 2014

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
510	Extraordinary Meeting of Council – Clause 3A – Increased Water Restrictions to Nymagee	05.1.2014	GM/SM	<p>If these restrictions are not followed then water usage be furthered restricted with the Mayor and General Manager delegated the authority to impose those restrictions.</p> <p>That Council apply for urgent financial assistance from the NSW Government for Drought Proofing of Nymagee with appropriate advice also through the Local Member.</p>	<p>Noted – No further action required.</p> <p>Action plan instigated for implementation of resolution.</p>

COUNCIL RESOLUTIONS 27 FEBRUARY 2014

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
513	Finance and Policy – Notice of Motion – Seed Funding for Truck Wash for Livestock and Heavy Vehicles in	12.2.2014	DES/MFA	That Council allocates the \$113k received from GST Recovery as a seed fund to establish a Truck Wash for Livestock and Heavy Transport Vehicles in the Cobar Shire.	Arrangements made to allocate the \$113k received from GST Recovery as a seed fund for the Truck Wash – No further action required.

	Cobar Shire				
514	Finance and Policy – Report 2A – Funding Dalton Park Complex	12.2.2014	GM/LMO	<p>That Council, acting as Trust Manager for the Dalton Park Racecourse (D630019) Reserve Trust, accepts the grant 2013/14 Public Reserves Management Fund Program.</p> <p>That Council, acting as Trust Manager for the Dalton Park Racecourse (D630019) Reserve Trust, authorise the Mayor and the General Manager to sign all relevant documentation.</p> <p>That Council, acting as Trust Manager for the Dalton Park Racecourse (D630019) Reserve Trust, resolve to affix the Trusts seal to the funding agreement.</p>	Payment has been accepted, documentation has been received, sealed and processed - No further action required.
515	Committee of the Whole Closed Council – Clause 1C – RPT Services, Cobar Regional Airport	12.2.2014	GM	That The Rex Group’s counter offer in regard to the proposed landing fee sharing above the 11,500 threshold be 80% rebated to “Rex” if and when the 11,500 passenger limit is exceeded be accepted.	Advice provided to the Rex Group – No further action required.
516	Council – Clause 1A – Mayoral Report	13.2.2014	GM	<p>That Council accepts the role of Trustee for the SeXI Proposal and that Council writes to advise Matt Parmeter of Council’s decision.</p> <p>That Council write a letter of support for the nomination of the Mayor as a representative to Western Lands Advisory Council through the Western Division Councils of NSW.</p>	<p>Appropriate advice provided – No further action required.</p> <p>Appropriate advice provided – No further action required.</p>
517	Council – Clause 2A – Review of Current Water Restrictions	14.2.2014	DES	<p>That Council amends the current water restrictions to as follows commencing on Wednesday 5 March 2014:</p> <p><i>Cobar:</i></p>	Appropriate advertising arranged – No further action required.

			<ul style="list-style-type: none"> ▪ Hand held hoses are permitted anytime; ▪ All fixed sprinklers and irrigation systems be permitted between 6pm to 9pm and 6am to 9am daily; ▪ No car washing 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 and irrigation systems are banned; ▪ No car washing permitted on hard surfaces. <p><i>Nymagee:</i></p> <ul style="list-style-type: none"> ▪ Hand held hoses are banned; ▪ All fixed sprinklers and irrigation systems are banned; ▪ No car washing permitted. <p>That following finalisation of the current water supply emergency at Nymagee the Mayor and General Manager be authorised to amend the water restrictions at Nymagee to similar restrictions as those for Euabalong and Euabalong West.</p> <p>That a further report be provided to Council on the water flows under the new regime with</p>	<p>Action plan instigated for implementation of resolution.</p> <p>Report expected to be provided to the May 2014 Council Meeting.</p>
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				a comparison to the previous restrictions.	
518	Council – Clause 3A – NSW Independent Local Government Review Panel Report – Revitalising Local Government – Cobar Shire Council Submission	15.2.2014	GM	That Council adopt the final draft Cobar Shire Council Submission on the Final Report of the NSW Independent Local Government Review Panel, October 2013 – Revitalising Local Government determined at the Councillor Workshop on 27 February 2014.	Adopted final draft Cobar Shire Council Submission on the Final Report of the NSW Independent Local Government Review Panel, October 2013 – Revitalising Local Government distributed and on web – No further action required.
519	Council – Clause 5A – 2014 National General Assembly of Local Government – Australian Local Government Association	17.2.2014	GM	That Council approve the attendance of the Mayor and General Manager to the 2014 National General Assembly of Local Government – Australian Local Government Association 15-18 June 2014 at the National Convention Centre, Canberra. That Councillors consider motions in the form required to be forwarded to the National General Assembly with information to be provided to the General Manager by 1 April 2014 to allow submittal to the Australian Local Government Association by the deadline of 17 April 2014.	Attendance arranged – No further action required. Any proposed resolutions will be sent off to the National General Assembly of the Australian Local Government Association – No further action required.
520	Council – Clause 6A – Second Quarterly Review of the Annual Operational Plan 2013/2014	18.2.2014	SPO	That Council receives and endorses the second quarterly review of the 2013-2014 Annual Operational Plan, covering the period October to December 2013.	Adopted second Quarterly Review of the 2013-2014 Annual Operational Plan, covering the period October to December 2013, distributed and on web – No further action required.
521	Council – Clause	19.2.2014	SPO	That the attached Terms of Reference be	Adopted Terms of Reference and

	7A – Economic Taskforce			<p>adopted by Council and that Council notes the proposed meeting schedule.</p> <p>That Council endorses the membership of Clrs Yench, Martin, Marsden and Sinclair as the Councillor Representatives on the Taskforce.</p> <p>That Council approaches Telstra and the government seeking an information and subsidy plan promoting equipment that can be used to enhance reception levels for mobile phone users across the Shire. Eg external aerials, patch leads, handsets etc.</p> <p>That Council writes to the NSW Government seeking seed funding of \$30,000 for the Economic Taskforce to allow a business case/prospectus for doing business in Cobar to be developed to counteract the down turn in the mining industry.</p>	<p>proposed meeting schedule distributed and on web – No further action required.</p> <p>Noted – Taskforce Membership arranged – No further action required.</p> <p>Letters sent off to Telstra and Government – No further action required.</p> <p>Letters sent off to NSW Government – No further action required.</p>
522	Council – Clause 8A – Quarter 2 2013/2014 Budget Review	20.2.2014	DCCS	That the estimates contained in the attachment to the Quarter 2 2013-2014 Budget Review Report be adopted as the revised forecast for 2013-2014 financial year.	Adopted Quarter 2 2013-2014 Budget Review distributed and on web – No further action required.
523	Council – Clause 9A – 15 Year Rolling Plant Replacement Program	21.2.2014	GM	<p>That Council receives and adopts the Rolling 15 Year Rolling Plant Replacement Program 2014/2015 - 2028/2029, and the information contained therein be noted.</p> <p>That Council sell the Caterpillar 12M grader (P3051) at a suitable time to achieve the best</p>	<p>Adopted Rolling 15 Year Rolling Plant Replacement Program 2014/2015 - 2028/2029, distributed and on web – No further action required.</p> <p>Action plan instigated for implementation of resolution.</p>

				<p>possible price.</p> <p>That Council downsize the caravan fleet and sell off the oldest two vans.</p> <p>That Council sells off on tender utility belonging to the redundant grader.</p> <p>That Council replace all light fleet as per Council's Vehicle Policy with no cars kept beyond 60,000km or 2 years to maximise resale values.</p>	<p>Action plan instigated for implementation of resolution.</p> <p>Action plan instigated for implementation of resolution.</p> <p>Noted – No further action required.</p>
524	Council – Clause 10A – Cobar Cadet/ Guide Hall - Lease	22.2.2014	LMO	That the shared occupation of the premises 2 Brennan Street, by the Cobar Cadets and Girl Guides continue on a year to year basis with an annual review by Council when assessing applications under its Donation Policy.	Action plan instigated for implementation of resolution.
525	Council – Clause 11A – Breast Cancer Screening Unit	23.2.2014	DES	<p>That Council support the Mobile Breast Screening Units visit to Cobar by providing resources to tow the van from the current location to Cobar.</p> <p>That this commitment be 'evergreen' so that the matter is not required to be brought to Council each year.</p>	Noted – No further action required.
526	Council – Clause 12A – Life Education Van and Prime Mover	24.2.2014	DES	<p>That Council support the Life Education Van and Prime Mover visit to Cobar by providing resources to collect the van and prime mover from the current location to Cobar.</p> <p>That this commitment be 'evergreen' so that the matter is not required to be brought to Council each year.</p>	Noted – No further action required.

527	Council – Clause 14A – Bathurst Street Reserve Licence Agreement	25.2.2014	LMO	<p>That Council acting as Trust Manager for the Bathurst Street (R64199) Reserve Trust, resolve to affix the Trusts seal to a 12 month temporary licence agreement for the Cobar Tennis Club to cover the period 1 July 2013 to 30 June 2014.</p> <p>That Council no longer pursue obtaining a licence of up to seven (7) years for use of the Bathurst Street Reserve (R64199) except a licence on a 12 month temporary basis.</p>	<p>Action plan instigated for implementation of resolution.</p> <p>Noted – No further action required.</p>
528	Council – Clause 15A – Draft Compliance and Enforcement Policy	26.2.2014	MPES	<p>That Council adopts the Draft Compliance and Enforcement Policy in the form in which it was publicly exhibited.</p> <p>That Council gives public notice of its adoption of the Draft Compliance and Enforcement Policy in the Cobar Weekly newspaper and thereby giving effect to the Plan on the date of such public notice.</p>	<p>Adopted Draft Compliance and Enforcement Policy distributed and on web – No further action required.</p> <p>Appropriate advertising undertaken in Cobar Weekly and on web – No further action required.</p>
529	Council – Clause 16A – Public Exhibition of Cobar Shire Council Draft Swimming Pool Barrier Inspection Program	27.2.2014	DPES	<p>That Council publically exhibit the Draft Swimming Pool Barrier Inspection Program for a period of not less than 28 days.</p> <p>That Council advertise the public exhibition of the Draft Swimming Pool Barrier Inspection Program in the local paper and request any comments from the public be submitted.</p> <p>That Council invites pool owners in the Cobar Local Government Area who have registered their pools on the State-wide Swimming</p>	<p>Draft Policy placed on Exhibition. Appropriate report expected to be provided to the April 2014 Council Meeting – No further action required.</p> <p>Appropriate advertising undertaken in local paper and on web – No further action required.</p> <p>Appropriate advertising for submissions undertaken in local</p>

				Pools Register to make a submission during the exhibition period.	paper and on web – No further action required.
530	Council – Clause 17A – Cobar Truck Wash Options	28.2.2014	WM	<p>That Council considers building a stock type truck wash at the old location and allocate where possible funds of \$230,000 in the 2014/2015 budget being \$113,000 from 2013/2014 and Grant Funds from the NSW State Government.</p> <p>That Council seek external funding from Western Local Land Services and other Government Departments to fund the dollar amount difference between available Council funds (\$113,000) and required budget (\$230,000).</p> <p>That approval be given for the signing under seal if required of any documents for the lease or purchase of the land required for the truck wash facility and if required the land be classified as operational.</p>	<p>Further report provided to March 2014 Council meeting – No further action required.</p> <p>Action Plan instigated for implementation of resolution.</p> <p>Action Plan instigated for implementation of resolution.</p>
531	Council – Clause 18A – Community Notice Board	29.2.2014	DCCS	<p>That Council approve in principle the placing of a community notice board in the inset area at 39 Marshall Street, Cobar.</p> <p>That an allocation of \$5,000 be included in the (draft) 2014-2015 budget for the community notice board.</p> <p>That should the project proceed the General Manager be delegated to establish the content management guidelines.</p>	<p>Noted – No further action required.</p> <p>Allocation included in Draft Budget – No further action required.</p> <p>Action plan instigated for implementation of resolution.</p>
532	Council – Clause 19A – Proposed	30.2.2014	MPES	That Development Application 2014/LD-00003 for a Carport at 12 Harcourt St, Cobar	Appropriate development consent provided – No further action

	Development at 12 Harcourt Street, Cobar		<p>be determined under s80(1) of the <i>Environmental Planning and Assessment Act 1979</i> by granting consent subject to the following conditions:</p> <ol style="list-style-type: none"> 1. The building work subject to this consent must be carried out in accordance with the requirements of the Building Code of Australia. <u>REASON:</u> Legislative requirement. 2. This consent shall be void if the development to which it refers is not substantially commenced within sixty (60) months after the date of the consent. <u>REASON:</u> To comply with the requirements of section 95 of the Environmental Planning and Assessment Act 1979. 3. You are advised that you must give Council 48 hours notice for the following mandatory inspection to be carried out; <ol style="list-style-type: none"> (a) At the commencement of the building work, and (b) After excavation for, and prior to the placement of, any footings, and (c) Prior to pouring any in-situ reinforced concrete building element, and (d) Prior to covering of the framework for any floor, wall, roof or other building element, and (e) Prior to covering any stormwater drainage connections, and 	required.
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			<p>(f) After the building work has been completed and prior to any occupation certificate being issued in relation to the building.</p> <p>4. The use or occupation of the subject premises is not to commence until such time as the terms of Development Consent have been complied with, to the satisfaction of Council and a Final Certificate issued. The owner may make application to Council for the occupation of incomplete premises, prior to completion. The use of/or occupation of incomplete premises is not permitted until the premises have been inspected by Council Officers and an Occupation Certificate provided.</p> <p><u>REASON:</u> To restrict the use of the premises until the terms of the Development Consent have been complied with so as to ensure the health and safety of occupants of the building.</p> <p>5. That work on the site must only be carried out between the hours of 7.00am and 8.00pm, Monday to Saturday inclusive and 8.00am to 8.00pm on Sundays or Public Holidays.</p> <p><u>REASON:</u> To reduce the noise nuisance to the occupants of neighbouring properties and to satisfy the requirements of the Protection of the Environment Operations (Noise Control) Regulation 2000.</p> <p>6. The open carport is to be no closer than 500mm from any boundary.</p>	
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			<p><u>REASON:</u> To comply with the Building Code of Australia.</p> <p>7. The building work subject to this consent must be carried out in accordance with the requirements of the Building Code of Australia.</p> <p><u>REASON:</u> Legislative requirement.</p> <p>8. Roof water is to be disposed of; a) By piping to the street gutter; or</p> <p><u>REASON:</u> To alleviate any potential storm water problems with respect to the buildings on the allotment.</p> <p>9. A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out, identifying the following:</p> <ul style="list-style-type: none"> ▪ the name, address and telephone number of the principal certifying authority (Cobar Shire Council) for the work, ▪ showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and ▪ stating that unauthorised entry to the site is prohibited <p>Any such sign is to be maintained while the work is being carried out, but must be removed when the work has been completed.</p> <p><u>REASON:</u> Legislative requirement.</p>	
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				Reasons for the Imposition of the Conditions: <ol style="list-style-type: none"> 1. To ensure the proposed development: <ol style="list-style-type: none"> a) Achieves the objects of the Environmental Planning and Assessment Act, 1979; b) Complies with the provisions of all relevant environmental planning instruments. 2. To ensure the protection of the amenity of land adjoining and in the locality of the proposed development. 3. To minimise any potential adverse environmental, social or economic impacts of the proposed development. 4. To ensure the development does not conflict with the public interest. 	
533	Council – Clause 20A – Funding for Nymagee Aerodrome	31.2.2014	SPO	That Council resolve to affix Council’s Seal on the Deed of Agreement between Cobar Shire Council and the Commonwealth of Australia in relation to funding for the Nymagee Aerodrome under the RAAP program.	Seal affixed – No further action required.
534	Council – Clause 4B – Meeting Minutes	35.2.2014	GM/DES	That Phillip Haigh be invited to address Council at a Public Access Session at the appropriate time in conjunction with the reporting in relation to the proposed Shire Road 20 trial contractual maintenance arrangements.	Report provided to March 2014 Council Meeting – 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, D2-17

AOP REFERENCE: 3.1

ATTACHMENT: YES (PAGE 89-98)

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 Youth Council Committee Meeting - Wednesday, 5 March 2014;
- Cobar Shire Council Economic Taskforce – Wednesday, 12 March 2014;
- Cobar Water Board Meeting – Thursday, 13 March 2014.

RECOMMENDATION

That the minutes of the meetings of Cobar Youth Council, Cobar Shire Council Economic Taskforce and Cobar Water Board Committees be received and noted.

**CLAUSE 4B - DISCLOSURE OF INTEREST RETURNS –
COUNCILLORS AND DESIGNATED PERSONS**

FILE: C12-3-1 AOP REFERENCE: 3.1 ATTACHMENT: NO

AUTHOR: *General Manager, Gary Woodman*

Purpose

To report on Disclosure of Interest Returns of Councillors and Designated Persons.

Background

The Annual Disclosure of Interest Returns in accordance with section 449 of the Local Government Act 1993 for the following new staff have been completed for the relevant period:

- Manager of Planning and Environmental Services, Stephen Poulter;
- Manager of Planning and Environmental Services (Compliance and Regulation), Nicholas Mamouzelos;
- Services Manager, Ken Wright.

The documents are tabled and will be held in Council's Records.

RECOMMENDATION

That Council note the Annual Disclosure of Interest Returns for the following new staff who are Designated Persons:

- **Manager of Planning and Environmental Services, Stephen Poulter;**
- **Manager of Planning and Environmental Services (Compliance and Regulation), Nicholas Mamouzelos;**
- **Services Manager, Ken Wright.**

CLAUSE 5B – INTERIM TOURISM MANAGEMENT PLAN

FILE: T4-1

AOP REFERENCE: 2.2.1.1

ATTACHMENT: NO

**AUTHOR: *Director of Corporate and Community Services, Kym Miller and
Manager Tourism and Public Relations, John Martin***

Purpose

To update Council on the development of a revised Tourism Management Plan.

Background

Cobar Shire Council adopted a Tourism Management Plan 2010-2012. An updated version is currently being prepared.

The tourism landscape has altered significantly in the last twelve to eighteen months and the new plan will require taking this into account. It is intended to put much focus on Cobar centric activities which will enhance tourism attraction to Cobar.

The key change is that with the softening of the mining sector the motel and accommodation industry which was previously over booked and on many occasions unable to provide a bed for either business or social travellers is now running at an estimated 60% occupancy.

Councillors will recall that in the debate on the 2013-2014 budget when the level of tourism support came under consideration, whilst not included in the formal motion there was seen a need to seek more support from the tourism sector in promoting Cobar. Succinctly, the Shire committed approximately \$360k for the tourism and museum business unit and the Caravan Park lessee was the only tourism operator to give any time to the promotion work channelled through the Council.

The Manager Tourism and Public Relations has had ongoing contact with the motel owners and managers and at the most recent Tourism Advisory Committee meeting four motels were represented. The major challenge is to make it known that Cobar now has accommodation capacity. Whilst not measurable, the period in which tourists and business people bypassed Cobar due to bed shortages is known to have had ongoing detrimental effects. This will require local promotion as well as using the two main regional state based vehicles i.e. The Kidman Way Promotional Committee and Inland NSW Tourism.

Getting this message out is going to be the number 1 focus as anecdotal evidence suggests that much of the 16% decline in visitor numbers since 2010 is directly related to the lack of accommodation availability that previously existed.

Cobar's unique set of circumstances are running parallel with a national downturn in domestic tourism of about 5%.

Informal discussions with the President of the Cobar Business Association have indicated that there is preparedness for the two bodies to work together on *some* projects which will see a continuation of the 'stay longer' theme that was developed

during the period of Mr Cox's presidency. It is to be noted that local retail sector relies very heavily on the travelling public. An estimate is \$15m per annum which is based on ABS data.

To assist to achieve this, the Tourism Advisory Committee will endeavour to increase the involvement of operators. Additionally it will separate the organising of events and similar activities from marketing and promotional activities so as to ensure that appropriate personnel are involved in these two different undertakings in that Committee. To this end a dedicated group is working on growing the Festival of the Miners Ghost to be a much broader appealing event as an aid to tourist numbers.

It is also to be noted that grants from our peak body (Destination NSW) are difficult to obtain because they are on a dollar for dollar basis with the minimum entry level being \$50k.

In summary, the revised plan will drill down on marketing that Cobar does have accommodation. Strategies within the Council's funding levels will be developed around this and we will seek local synergies and partnerships with groups such as the Cobar Business Association.

RECOMMENDATION

That the Interim Tourism Management Plan report be received and noted.

ATTACHMENTS



ORDINARY MEETING AGENDA

THURSDAY 27 MARCH 2014

~ REFERENCE TO ATTACHMENTS ~

PART A – ACTION

Page Number

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Clause 12A – Section 356 Donations 2014/2015	Under Separate Cover

PART B – INFORMATION

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