

COBAR SHIRE COUNCIL



ORDINARY MEETING AGENDA

THURSDAY 23 MAY 2013

~ ORDER OF BUSINESS ~

Business for the meeting will be as follows:

1. Apologies
 2. Declaration of Interests
 3. Condolences
 4. Confirmation of Minutes
 - Ordinary Meeting of Council – Wednesday 24 April 2013
 - Works Committee Meeting – Thursday 9 May 2013
 - Finance and Policy Committee Meeting – Thursday 9 May 2013
 5. Matters Arising from Minutes
 6. Mayoral Report
 7. General Manager's Report – Part A (Action)
 8. General Manager's Report – Part B (Information)
 9. General Manager's Report – Part C (Confidential)
 10. Matters of Urgency
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.....(Refer to Confidential Agenda)	

(These reports are confidential in accordance with sections 10A (2) (a) and (d) (i) of the Local Government Act 1993, as the matters are personnel matters concerning particular individuals (other than Councillors) and contains commercial information that would, if disclosed in Open Council would prejudice the commercial position of the person who supplied it).

~ 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

~ 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
5:00pm Thursday 23 May 2013	Ordinary Council Meeting	Councillors/ Senior Staff/ Community
2:30pm Monday 27 May 2013	Meeting with the Independent Local Government Review Panel – Future Directions for Local Government	Councillors/ Senior Staff
5:00pm Monday 27 May 2013	Community Forum with the Independent Local Government Review Panel – Future Directions for Local Government	Councillors/ Senior Staff/ Community
Monday 10 June 2013	Queens Birthday Public Holiday	Councillors/ Senior Staff/ Community
6:30pm Tuesday 11 June 2013	Annual Operational Plan Public Meeting	Councillors/ Senior Staff/ Community
3:00pm Thursday 13 June 2013	Final Councillor Budget Workshop	Councillors/ Senior Staff
5:00pm Thursday 13 June 2013	Committee Meetings	Councillors/ Senior Staff/ Community
5:00pm Thursday 27 June 2013	Ordinary 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*

Report to be tabled.

RECOMMENDATION

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

CLAUSE 2A – INSTITUTE OF PUBLIC WORKS ENGINEERING AUSTRALIA (IPWEA) 2013 NSW STATE CONFERENCE AND NSW LOCAL ROAD CONGRESS

FILE: S5-18 AOP REFERENCE: 3.3.2 ATTACHMENT: YES (PAGE 49-50)

AUTHOR: *General Manger, Gary Woodman*

Purpose

To provide a report on the General Managers attendance at the Institute of Public Works Engineering Australia (IPWEA) 2013 NSW State Conference and NSW Local Road Congress.

Background

The 2013 IPWEA NSW State Conference and NSW Local Roads Congress was held at Terrigal 6-8 May 2013. The Conference also involved the Road Safety Forum, Water Directorate Forum and the Engineering Excellence Award Dinner.

The General Manager attended the conference in accordance with Council's resolution with the majority of the costs paid for by the Institute as the General Manager a Director of the IPWEA, NSW Division.

The NSW IPWEA Conference brings together many public works professionals and respected industry leaders to help us meet the many new challenges in our industry and in accordance with the Conference theme 'Public Works – Engineering Transformation' to meet the many challenges in the industry and to design the Engineering Transformations necessary to achieve the communities aspirations.

The Conference heard from David Roberts, Group General Manager, Technical Services, Transport Projects for Transport from NSW in relation to the raft of transport improvement projects that have commenced to improve transport in NSW.

Graham Gibbs from the NSW Division of Local Government also gave a timely update in relation to the Local Government reform process.

The NSW Local Roads Congress then saw several papers presented concerning New Transport Structures:

- Implementation of the National Heavy Vehicle Register in NSW
- Development of Regional Freight Plans in NSW
- Developing Relationships with Local Councils.

Of very clear interest was the presentation made by Rachel Johnson, Deputy Director General, Freight and Regional Development, Transport for NSW.

A very important part of the program was the discussion on the sustainability of Council assets which was presented by Jeff Roorda and John Howard from Jeff Roorda and Associates who are the leading Asset Managers of Australia.

The IPWEA Roads and Transport Directorate Road Asset Benchmarking Project 2012 being the Road Management Report April 2013 and Timber Bridge Management

Report 2013 was presented. A copy will be available at the Council meeting for perusal by interested Councillors.

Throughout the Roads Congress a Communiqué was developed and is attached. It is appropriate that Council consider this Communiqué as a basis for approaches to our State and Commonwealth Local Members requesting their support for the issues canvassed.

The IPWEA State Conference continued on the 8 May with a number of different paper streams that related to 'Out of the Box' Solutions, People Management, Asset Management, Water, Etc.

The Conference also saw a special Question and Answers Panel Forum of the Institute Directors who were able to comment on the future direction of the industry and the Institute.

It was a thoroughly enjoyable conference and well worth attending and I thank Council for allowing me to attend.

RECOMMENDATION

- 1. That Council note the attendance of the General Manager to the 2013 IPWEA NSW State Conference and NSW Local Roads Congress and the information contained within the report.**
- 2. That appropriate letters be provided to Council's State, Commonwealth and Local Members requesting support for the matters contained within the 2013 NSW Road Congress Communiqué.**

CLAUSE 3A – MOU WITH OUTBACK ARTS

FILE: A8-1 AOP REFERENCE: 1.4.5.1 ATTACHMENT: YES (PAGE 51-53)

AUTHOR: *Special Projects Officer, Angela Shepherd*

Purpose

To gain Council's consent to sign the attached Memorandum of Understanding (MOU) between Cobar Shire Council and Outback Arts.

Background

The Outback Arts Board decided at their 13 December Board Meeting to progress with developing an MOU with each of the Member Councils. A similar MOU has been developed in other Arts regions between the Arts Board and Member Councils.

This MOU was presented to the February 2013 Council Meeting where it was resolved:

That the MOU be held over until the setting of the 2013/2014 budget.

As such, the MOU is now being put to Council for decision.

Issues

The MOU outlines the key understandings for Member Councils, what each party undertakes to do, in very broad terms (such as acknowledge each other in joint projects), outlines the financial contribution required for each year of the three year term of the MOU and the review process.

Whilst a three year financial contribution is outlined in the MOU, the review process allows for the terms of the MOU to be reviewed each year in preparation for the following years budget.

Legal Situation

This is not a legally binding document, it is an MOU.

Policy Implications

The Annual Operational Plan outlines support of Outback Arts and arts and cultural projects within the Shire.

Financial Implications

Council's annual financial contribution for being a member of Outback Arts is in the 2012/13 Budget and will be discussed during the preparation of the Annual Budget.

Risk Implication

Nil.

RECOMMENDATION

That Council approves the Mayor signing the attached Memorandum of Understanding (MOU) between Cobar Shire Council and Outback Arts.

CLAUSE 4A – LEGAL ASSISTANCE MID-WESTERN REGIONAL COUNCIL

FILE: L5-3 AOP REFERENCE: 2.1.3.3 ATTACHMENT: YES (PAGE 54-55)

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

Purpose

To advise Council of the expensive legal process that Mid-Western Regional Council is involved in as it endeavours to sustain its decision to re-categorise land.

To advise Council that either Mid-Western Regional Council or Local Government NSW will shortly forward a letter seeking a voluntary contribution to assist with their costs.

Background

Mid-Western Regional Council currently have a matter before the Land and Environment Court challenging Council's categorisation of land ratings purposes when Council have determined land which is used for mining purposes to be appropriately categorised, notwithstanding that the land is not located within the boundaries of a mining lease.

The relevant land is owned by a mining company and may be used for such purposes as a passive buffer for the attenuation of noise, for the disposal of excess mine water, for environmental offset and other purposes relating to the mining of coal.

Council argue that if they are able to defend their categorisation in Court that it will have major benefits for all Councils.

Although the matter does not strictly fall within the Legal Assistance Policy and Guidelines of Local Government NSW, in that it is not a matter before the New South Wales Court Appeal or the High Court of Australia, the Local Government NSW Board concluded that the matter was of importance to all Councils in the mining industry, including coal seam gas mining, and that the application should therefore be supported.

RECOMMENDATION

- 1. That the Legal Assistance Mid-Western Regional Council report be received and noted.**
- 2. That Council consider Mid-Western Regional Council's request for financial assistance when it is received.**
- 3. That Council write a letter of support to Mid-Western Regional Council.**

CLAUSE 5A – CONSIDERATION OF LILLIANE BRADY VILLAGE WAGE MATTERS

FILE: L4-29

AOP REFERENCE: 3.1.3

ATTACHMENT: NO

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

Purpose

The purpose of this report is to provide Council with information in relation to the Lilliane Brady Village wage matters.

Background

Some of the material contains personal matters concerning particular individuals (other than Councillors) and as such is required to be considered in the Committee of the Whole.

RECOMMENDATION

That the report on the Consideration of Lilliane Brady Village Wage Matters be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons stated in accordance with Section 10A (2)(a) of the Local Government Act 1993 as the information contains personnel matters concerning particular individuals (other than Councillors).

CLAUSE 6A – 2012/ 2013 SWIMMING POOL SEASON REPORT

FILE: S9-1

AOP REFERENCE: 1.5.3.2

ATTACHMENT: NO

AUTHOR: *Services Manager, Timothy Wark*

Purpose

To provide a report that summarises the 2012 – 2013 Swimming Pool season.

Background

Pool attendance:

Casual entry – There was **8,682** persons that entered the complex via this method.

Season pass entry – There was **12,851** persons that entered the complex via this method.

Total attendance was **21,533** persons and December and January made up a large percentage of the attendance with 56%.

The quieter months were February and March making up 15% of the total attendance percentage.

These statistics are very climatic dependent but historically March always seems to be fairly lean on admissions.

Waterslide:

2,618 persons used the waterslide this season and the usage numbers for the waterslide were aligned with attendance as February and March usage numbers only made up 9% of the total usage percentage.

Events:

There were some large events held at the swimming pool this season such as;

- Blue light disco – 16 March
- Australia Day festival – 26 January
- Little big day out – 2 February

All of these events were very well promoted and attended.

Swimming Pool Programs:

The following programs were run and/or facilitated at the swimming pool;

- Swimming Squad Training
- Aqua Aerobics
- Learn to Swim
- Swimming Club
- Yabbies
- Cobar Triathlon Club

These programs were well supported with positive feedback given to Council and Management from program attendees regularly throughout the season.

Parties/Functions:

There were various parties/functions held at the swimming pool this season and again two of the large mining corporations held there Christmas parties there. The pool is becoming a regular place to hold these important seasonal parties/functions.

Summary:

In summary the 2012 – 2013 pool season was a successful season with a good working relationship established between L & R Group and Council. This relationship will continue to develop in years two and three year of the contract with the community to be the benefactor as an increase in the level of service is imminent.

A further report is proceeded in Committee of the Whole Closed Council detailing the commercial information in accordance with Section 10A (2)(d)(i) of the Local Government Act 1993.

RECOMMENDATION

- 1. That Council receive and note the information contained within the 2012/2013 Swimming Pool Season Report.**
- 2. That a further report be considered in Committee of the Whole Closed Council with the press and public excluded in accordance with 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 8A – PROPOSED ATTENDANCE OF THE COBAR SHIRE COUNCIL’S NOXIOUS WEEDS OFFICER TO THE 17TH NSW WEEDS CONFERENCE 2013

FILE: N1-1 AOP REFERENCE: 5.2.4.1 ATTACHMENT: NO
AUTHOR: *Land Management Officer, Heather Holder*

Purpose

To report the Proposed Attendance of Cobar Shire Council’s Noxious Weeds Officer at the 17th NSW Weeds Conference 2013.

Background

The 17th NSW Weeds Conference will be held in Corowa from Monday 9 September to Thursday 12 September 2013. The Noxious Weeds Officer will be required to travel to Corowa on Sunday 8 September and will travel back on Friday 13 September 2013.

The Conference is supported by the NSW Department of Primary Industries, the Weeds Society of New South Wales and the Corowa Shire. The NSW Weeds Conferences are held every two years and are an excellent opportunity for Noxious Weeds Officers across NSW to share their experience and expertise.

Issues

It is important to ensure that Council’s Noxious Weeds Officer has the appropriate training, knowledge and skills. The NSW Weeds Conference will provide the following opportunities:-

- Meet with and learn from other weed managers,
- Find out about the latest development in weed management, policy, research, new incursions,
- To gain an understanding of the latest technology and research findings,
- To link up with people/ organisations in specific aspects of weed management that closely align with similar areas of expertise,
- Understand new weed threats, and
- Appreciate the broad depth of experience and knowledge of people working in weed management disciplines.

Financial Implications

It is expected that the following costs will be applicable

- Early bird conference registration: \$650.00
- Accommodation (5 nights Sunday 8 to Thursday 12 September): \$600.00
(NB. Budgeting for \$120.00 per night, however final amount will not be known until booking is secured).
- Travel: *(NB. This amount will be charged regardless of the Noxious Weeds Officer vehicle travelling to Corowa or within the Shire).* \$425.00

The costs for the conference and accommodation are provided in the Noxious Weeds, training & conferences budget.

Options

Council can approve or not approve the Noxious Weeds Officers attendance of this Conference, however it should be noted that attendance of this Conference is part of the Noxious Weeds Officers Professional Development Program.

RECOMMENDATION

That Council approve the attendance of the Cobar Shire Council's Noxious Weeds Officer to the 17th NSW Weeds Conference 2013 at Corowa on 8 to 12 September 2013.

CLAUSE 1B – MEETING MINUTES

FILE: C8-16, M4-9, B9-1, N1-1, WB1-22

AOP REFERENCE: 3.1, 3.2.2.2

ATTACHMENT: YES (PAGE 54-64)

AUTHOR: *General Manager, Gary Woodman*

Purpose

To provide Councillors details of the minutes of relevant meetings attended by relevant Council Delegates and Staff.

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:

- Local Emergency Management Committee Meeting – Monday 4 February 2013
- Rural Roads Advisory Committee Meeting – Wednesday 6 February 2013
- Cobar Youth Council – Wednesday 1 May 2013

RECOMMENDATION

That the minutes of the meetings for the Local Emergency Management Committee Meeting, Rural Roads Advisory Committee Meeting and the Cobar Youth Council be received and noted.

CLAUSE 2B – DEVELOPMENT APPROVALS

FILE: T5-1

AOP REFERENCE: 1.6.3.1

ATTACHMENT: NO

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

Purpose

To provide Council relevant details of Complying Development Approvals Local Development Approvals and Construction Certificates that have been approved under delegated authority.

Background

Complying Development Approvals

There were no Complying Development Applications approved under delegated authority for the period 20 March 2013 – 15 May 2013.

The value of Complying Development approvals for 2012/2013 to date is \$57,780.00

The value of Complying Development approvals for the similar period in 2011/2012 was \$1,011,793.00

Local Development Approvals

The following Local Development Applications have been approved under delegated authority for the period 20 March 2013 – 15 May 2013.

CERTIFICATE NO.	ADDRESS	DESCRIPTION	VALUE (\$)
2013/LD-00005	27 Old Bourke Rd, Cobar	Machinery Shed	90,000
2013/LD-00014	12 Bradley St, Cobar	Demolition of Dwelling	33,000
2013/LD-00019	42 Bathurst St, Cobar	Shed	12,000
2013/LD-00016	11 Booroomugga St, Cobar	Patio Cover	10,000
2013/LD-00015	40 Bathurst St, Cobar	Patio Cover	13,000

The value of Local Development approvals for 2012/2013 to date is \$11,811,280.00

The value of Local Development approvals for the similar period in 2011/2012 was \$8,438,900.00

Construction Certificates

The following Construction Certificates have been approved under delegated authority for the period 20 March 2013 – 15 May 2013.

CERTIFICATE NO.	ADDRESS	DESCRIPTION
2013/CB-00010	6 Clifton Pl, Cobar	Patio Cover
2013/CB-00013	Maidens Ave, Cobar	Shed (Stage 1)
2013/CB-00006	27 Old Bourke Rd, Cobar	Machinery Shed
2013/CB-00015	42 Bathurst St, Cobar	Shed
2013/CB-00017	11 Booroomugga St, Cobar	Patio Cover
2013/CB-00011	40 Bathurst St, Cobar	Patio Cover

RECOMMENDATION

That the information detailing the Local Development and Construction Certificate approvals for the period 20 March 2013 – 15 May 2013 be received and noted.

CLAUSE 3B – MONTHLY STATUS REPORT**FILE: C13-10****AOP REFERENCE: 3.1****ATTACHMENT: NO****AUTHOR: *General Manager, Gary Woodman*****Purpose**

To update Council on the status of Council Resolutions.

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

COUNCIL RESOLUTIONS 22 JULY 2010				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME

3	Council – Clause 3A – Delegations of Authority to the GM	GM	The General Manager’s delegations be adopted.	Delegations communicated to staff. New Delegations Register completed but, subject to work with OROC.
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COUNCIL RESOLUTIONS 28 APRIL 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
14	Committee of the Whole Closed Council – Clause 1C – Cobar Caravan Park Business Development Strategy	GM / LMO	Arrange acquisition of Lot 317 DP 755649 from the Crown subject to the availability of funds from the 2011/2012 budget. Following successful acquisition of the above land, classify this land as Operational under the Local Government Act 1993.	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. Will be undertaken at time of acquisition.

COUNCIL RESOLUTIONS 23 JUNE 2011

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

COUNCIL RESOLUTIONS 28 JULY 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
30	Finance & Policy Committee – Report 2A – Cemetery Maintenance – Set Up of a Cemetery Committee under Section 355, Local Government Act 1993	DCCS	That Community Members of the Cemetery Committee receive appropriate volunteer training.	Arrangements in train.
47	Council – Clause 4B – Project Status Report	DPES	Investigate the costings for acquiring the land at the end of the Old Bourke Road around to the New Bourke Road, the Old Pipeline Road to the Barrier Highway, the southern side of North Railway Parade in 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	ACTION BY	ACTION REQUIRED	OUTCOME
61	Council – 3A – Lower Macquarie Water Utilities Alliance (LMWUA) Agreement	DES	Mayor & GM execute the Deed of Agreement once consent is obtained.	Deed will be executed when consent obtained.
69	COW – Clause 1B – Monthly Status Report	DPES	Investigation be undertaken to introduce planning controls to preempt the foundation of new intensive agricultural rural industries.	Investigation commenced that is subject to Cobar Shire LEP 2012.

COUNCIL RESOLUTIONS 27 OCTOBER 2011

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

COUNCIL RESOLUTIONS 2 DECEMBER 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
118		GM / DCCS	That the General Manager arrange an investigation and report on the economic feasibility of selling or leasing to a private operator the Lilliane Brady Village and further that the Commonwealth and State Government be approached in attempt to obtain extra operational funding as an alternative to the selling or leasing of Lilliane Brady Village to ensure the continued quality care of the residents of Lilliane Brady Village so that Council does not continue to subsidise the operations of the facility.	<p>Action plan being arranged for implementation, expressions of interest closed end of May, 2012. EOI Report provided to June 2012 Council Meeting.</p> <p>Further report provided to October 2012 Council Meeting. Now approaching State and Commonwealth Government for financial assistance.</p> <p>Western NSW Local Health District started initial discussions on Multi - Purpose Health Service scenario with a letter requesting an appropriate investigation arranged.</p>

COUNCIL RESOLUTIONS 15 DECEMBER 2011

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
136	Finance & Policy Committee – Report 1A – Notice of Motion	GM	Travel and attendance to all conferences by all staff and Councillors be brought before Council for consideration and approval on a case by case basis, and that prior to the attendance at special meetings it be reported to the Mayor or Deputy Mayor.	Action Plan instigated, matters will be reported as required.

COUNCIL RESOLUTIONS 22 MARCH 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
157	Council – Clause 10A – Dalton Park Racecourse – Consideration of Fees and Licences	DPES / LMO	General Manager be authorised to negotiate a licence term of up to 7 years but no less than two (2) years with all licence holders.	Action Plan instigated for implementation of resolution.
158	Council – Clause 11A – Bathurst Street Reserve (R64199) – Consideration of Fees for Licences	DPES / LMO	That the General Manager be authorised to negotiate a licence term of up to seven (7) years but no less than two (2) years with the Cobar Tennis Club.	Action Plan instigated for implementation of resolution.
161	Council – Clause 14A – Cobar Scout/Guide Hall – 2 Brennan Street – Donation	DCCS / LMO	Maintains the current donation of accommodations at 2 Brennan Street, rent free to the Army Cadets and Girl Guides the financial year of 2012/2013. Continue to forgo income for rates and water for 2 Brennan Street. Negotiate a written lease agreement for a period of 5 years with a 5 year option to renew. The lease agreement to cover rent, maintenance of buildings and grounds, insurance, payment of electricity and other maintenance issues.	Action Plan instigated for implementation of resolutions.

			<p>Set conditions that the donation is conditional upon the Army Cadets and the Girl Guides entering into a lease agreement.</p> <p>Review further donations annually.</p> <p>Provides written advice to the Army Cadets and Girl Guides of the donation and all conditions.</p>	
162	Council – Clause 16A - Liquid Trade Waste Policy – Costs and Implementation Method	DES / SM	Adopts option one (1) for the upgrading of the existing trade waste outlets and purchase the required pre-treatment units and complete the installation works on all trade waste premises with all costs to be funded out of the Sewer Fund Reserves with a no-interest three (3) year loan to local proprietors of businesses, and further that repayment will be a condition of approval on their Liquid Trade Waste licence agreement as per the NSW Office of Water regulations.	Action Plan instigated for implementation of resolution.
COUNCIL RESOLUTIONS 26 APRIL ADJOURNED TO 3 MAY 2012				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
177	Council - Clause 7A – Nymagee Old School Community Centre	DPES	Authorise the Mayor and General Manager to sign a license agreement with the Nymagee Progress Association once incorporated under the Common Seal of Council.	Draft Licences Agreement being checked for suitability.
194	Committee of the Whole Closed Council - Clause 4C – Sale of Land	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 per square metre detailed in the report.	Further Councillor workshop strategies planning for land in concern held on 9 August, 2012.

		<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, 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</p>	<p>Negotiations commenced with interested party.</p>
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			the Common Seal of Council. That investigations and reporting be undertaken for appropriate master planning of Council land at 100 and 105 Marshall Street, Cobar; That any sale of the land be subject to the negotiated development proceeding within a reasonable time;	
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COUNCIL RESOLUTIONS 24 MAY 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
200	Council – Clause 7A – Cash Backed Reserve for Employee Leave Entitlements	DCCS	Proceeds of the sale of non financial assets, excluding plant change over trade in receipts is set aside as cash backed reserve specifically for the payment of accrued employee leave entitlements paid to departing employees to on balance of 10% of the entitlements liability. Review requirements for this reserve in June of each year as a part of the budget process, commencing in 2013. Report the balance and activity of the reserve in the monthly cash flow statement.	Waiting on proceeds of sales, now includes 11 Becker Street, and 25 & 29 Duffy Drive.

COUNCIL RESOLUTIONS 28 JUNE 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
209	Council - Clause 3A – Donation – Cobar Mobile Children’s Services	DCCS / LMO	That Council continues to provide rent free accommodation and water usage to the Mobile Children’s Services as a donation.	Action plan instigated for implementation of resolutions.

			<ol style="list-style-type: none"> 1. That Council in the financial year of 2012-13, maintains the current donation of rent free accommodation in part of the Youth Centre premises to the Cobar Mobile Children's Services; 2. That Council continues to forgo income for water usage by the Cobar Mobile Children's Services at the Youth Centre; 3. That Council's donation is conditional upon the Cobar Mobile Children's Services entering into a license agreement in respect of their occupation of part of the Youth Centre premises; 4. That in accordance with Council Donations Policy adopted in February 2009, further donations to the Cobar Mobile Children's Services will be reviewed annually; 5. That Council provides written advice to the Cobar Mobile Children's Services of the donation and all conditions. 	
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COUNCIL RESOLUTIONS 26 JULY 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
217	Council – Clause 6A – Code of Meeting Practice	DCCS	That Clause 10 (1) of the Cobar Shire Council Code of Meeting Practice (section on apologies) be further investigated and amended as required in conjunction with a future reassessment of the Code.	Action plan instigated for implementation of resolution.
219	Council – Clause 8A –	DPES / LMO	That Council resolves to close part of the road	Action plan instigated for

	Road Closure – Corner of Murray and Blakey Street, Cobar		<p>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>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>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>
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COUNCIL RESOLUTIONS 23 AUGUST 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
234	Council – Clause 7A – Festival of the Miners Ghost	DCCS / MTPR	Seek grant funding for the event to assist it to grow into an event with broader appeal beyond residents of Cobar.	Action plan instigated for implementation of resolution.
237	Council – Clause 10A – SES Strategic Disaster Readiness	DES	Request a nominal fee of \$1,000 for the transfer of ownership of the 2000 Nissan Patrol and that the remaining SES vehicles in Council ownership are gifted to the SES.	Action plan instigated for implementation of resolution.
240	Committee of the Whole Closed Council – Clause 1C – Goat Handling Facility – Lot 40 DP755649 Kidman Way, Cobar	DPES	<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</p>	Action plan instigated for implementation of resolutions.

			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.	
COUNCIL RESOLUTIONS 27 SEPTEMBER 2012				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
254	Council – Clause 21A – Application for Exemption – Pavement Concession and Future Maintenance of Cobar Regional Airport	DES / WM	That representations and submissions be provided to Commonwealth Ministers and Agencies in seeking 100% funding for the essential pavement upgrading works that are required to be able to handle larger aircraft as that proposed by Brindabella Airlines at Cobar Regional Airport.	Action plan instigated for implementation of resolution.
COUNCIL RESOLUTIONS 25 OCTOBER 2012				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
263	Council – Clause 1A – Mayoral Report	GM / SPO	Council support progressing the partnership with North Grampians Shire Council and investigate future opportunities between the two Shires.	Action Plan instigated for implementation of resolution.
266	Council – Clause 7A – Exhibition Draft – Cobar Local Infrastructure Contributions Plan 2012	DPES / LMO	That a submission and delegation be made to the Minister for Planning that appropriate changes be made to Planning and Environmental Legislation to allow Councils to receive appropriate development contributions for community infrastructure provision and ongoing operational costs from Part 4 development applications.	Action plan instigated for implementation of resolution.

267	Council – Clause 8A - Cobar Genealogy Group Lease Request	DCCS/LMO	<p>That Council provides a donation of office space at Shop 2, 41 Marshall Street, rent free to the Cobar Genealogy Group until a suitable paying tenant can be found.</p> <p>That Council continues to forgo rental income of approximately \$160 - \$180 per week for Shop 2, 41 Marshall Street, until a suitable paying tenant can be found.</p> <p>That an appropriate written agreement to facilitate the short term tenancy be entered into with a notice period of six weeks for vacant possession when required.</p> <p>That Council actively seeks a paying tenant for Shop 2, 41 Marshall Street by advertising the availability on Council’s website and with advertisements in the local papers.</p> <p>That the Cobar Genealogy Group is to continue paying for the electricity until they vacate the premises.</p> <p>That in accordance with Council’s Donations Policy adopted in February 2009, further donations to the Cobar Genealogy Group will be reviewed annually.</p>	<p>Action Plan instigated for implementation of resolutions.</p> <p>Expressions of interest advertising arranged.</p>
COUNCIL RESOLUTIONS 22 NOVEMBER 2012				

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
296	Council – Clause 8A - Youth Development Plan 2012-2016	SPO	That Council adopts the Youth Development Plan and work with other agencies and groups to implement the Youth Development Plan.	Action plan instigated for implementation of resolution, plan distributed.
COUNCIL RESOLUTIONS 13 DECEMBER 2012				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
304	Council – Clause 8A – Dalton Park Racecourse (D630019) Reserve Trust	DPES / LMO	That Council acting as Trust Manager for the Dalton Park Racecourse (D630019) Reserve Trust, resolve to affix the Trusts seal to the licence agreements for the following organisations and individuals: <ul style="list-style-type: none"> • Mr S Griffiths & Ms C Yench. • Mr K L Buckman (now Sharon Whitehurst). • Cobar Pony Club. • Cobar Miners Race Club. • Cobar Rodeo Committee. 	Action plan instigated for implementation of resolution – Cobar Pony Club and Cobar Miners Race Club complete.
305	Council – Clause 9A – Bathurst Street Reserve (D64199) Reserve Trust	DPES / LMO	That Council acting as Trust Manager for the Bathurst Street Reserve (R64199) Reserve Trust, resolve to affix the Trusts seal to the licence agreement for the Cobar Tennis Club.	Action plan instigated for implementation of resolution.
307	Council – Clause 12A – Plant Replacement Program, Proposed Purchase of 34,000 Litre Water Tank Trailer in lieu of Side Tipper Trailer	GM / WM	That the Plant Replacement Program be altered to provide for the purchase of one only 34,000 litre trailer road tanker in lieu of the side tipper trailer. That quotations be called for the supply and purchase of one only 34,000 litre trailer water tanker suitable for use as the lead trailer in a road train configuration at an estimated cost of \$100,000.	Rescission Motion reported again to the April 2013 Council Meeting which was lost. Action plan instigated and implemented of original resolution.

311	Committee of the Whole Closed Council – Clause 1C – Tenders for the Supply and Delivery of One Rubber Tyred Roller	GM / WM	<p>That Council not accept any Tender for the supply and Delivery of one Rubber Tyred Roller on the basis that both tenders were non – compliant.</p> <p>That under Regulation 178 (3) (e) of the Local Government Act 1993, the General Manager be authorised to enter negotiations with the suppliers of Rubber Tyred Road Rollers and negotiate an agreement to purchase on favorable terms and in accordance with the specification.</p> <p>The reason this action is proposed is that the tenders as submitted do not meet the specification relating to unballasted weight and this is seen by Council to be an important factor in extending the periods between grading on its rural road network.</p> <p>That on reaching an agreement a further report be submitted to Council for its consideration and approval.</p>	Rescission Motion reported to the April 2013 Council Meeting which was not resolved. Action plan instigated for implementation of original resolution.
312	Committee of the Whole Closed Council – Clause 2C – Tender for the Provision of a Operating Lease Finance (Purchase and Leaseback Arrangement) for One Rubber Tyred Roller	GM / WM	That the tender of the National Australia Bank be accepted and that the final amount required be determined by the purchase price of the proposed roller as determined by Council at its February 2013 Meeting.	Rescission Motion reported to the April 2013 Council Meeting which was not resolved. Action plan instigated for implementation of original resolution.
COUNCIL RESOLUTIONS 28 FEBRUARY 2013				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME

318	Finance and Policy Committee – Report 3A – MOU with Outback Arts	SPO	That the MOU with Outback Arts be held over and reconsidered after the setting of the 2013/2014 Budget.	Reported to the May 2013 Council Meeting – No further action required.
324	Works Committee – Report 2A – Policy on the Responsibility of Stock Control Grids	DES / WM	That Council’s Policy on stock control structures (public gates, grids, ramps and stock races) be amended to reflect that on both Regional and Shire roads it is the landholder’s responsibility to maintain the stock grids etc.	Policy amended and distributed – No further action required.
337	Council – Clause 16A – Dalton Park Racecourse (D630019) Reserve Trust	DPES / LMO	That Council acting as Trust Manager for the Dalton Park Racecourse (D630019) Reserve Trust, resolve to affix the Trusts seal to the licence agreements for Ms Sharon Whitehurst.	Action plan instigated for implementation of resolution.
340	Council – Clause 19A – Cobar Local Infrastructure Contributions Plan 2012	DPES	That Council continues to lobby the State Government/Department of Planning to have the Environmental Planning and Assessment Act amended to allow for asset operational and service cost funding through the life of all major developments.	Action plan instigated for implementation of resolution.
343	Council – Clause 22A – Proposed Hangar Construction and Lease of Plant of Land at Cobar Regional Airport by Sullivan’s Mining and Hardware	DES / WM	<p>That Council approve the construction of a hanger (subject to the building regulations) to be known as Hanger 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 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>	Action plan instigated for implementation of resolutions.

			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.	Expressions of interest advertising delayed until Resources for Regions EOI results known.
COUNCIL RESOLUTIONS 28 MARCH 2013				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
349	Finance and Policy Committee - Report 2A – Notice of Motion – Association Memberships	GM	That a report be provided to Council on the Council's Associations memberships, their costs and their value to Council in preparation for the finalisation of the 2013/2014 Budget.	Reported to the April 2013 Council Meeting – No further action required.
350	Finance and Policy Committee – Notice of Motion – Management of the Youth and Community centre	DCCS/MYFC	That expressions of interest be called for seeking an independent operation of the Youth and Community Centre.	Expressions of interest advertising will be delayed until result of Resources for Regions EOI known.
351	Finance and Policy – Closed Council - Clause 1C – Notice of Motion – Staff Resource Levels	GM	That the organisational structure review to be carried out by the general manager within 12 months of an election be presented to the council prior to the 2013/2014 budget being accepted.	Action plan instigated for implementation of resolution.
354	Council - Clause 9A – Business Ethics Policy	DCCS	That the Business Ethics Policy be actively promoted including appearing on Council's website. That the Business Ethics Policy be incorporated into all tender quotation and expression of interest documents.	Action plan instigated for implementation of resolutions.
355	Council - Clause 10A – Consideration of TAFE Western Library Agreement and Costs	DCCS	That the MOU be reported to Council when received. That Library operating hours be included for	Action plan instigated for implementation of resolutions.

			discussion in the next budget workshop.	
356	Council - Clause 11A – Disposal of Surplus Library Equipment and Furnishings	DCCS	That surplus and aged Library equipment and furnishings be offered for sale to the Cobar community, via silent auction, before June 30 2013.	Action plan instigated for implementation of resolution.
362	Committee of the Whole Closed Council - Clause 3C – Consideration of RMS Agency Agreement	DCCS	That Council approve in principle entering an agency agreement with Roads and Maritime Services for a further three years provided that the projected revenue covers Council's costs.	Action plan instigated for implementation of resolution.
363	Committee of the Whole Closed Council – Clause 4C - Expressions of Interest for Lease of the Town Hall Cinema	DPES	<p>That further consultation be held with the Western Studio of Performing Arts to determine their exact requirements at the Town Hall Cinema, what they are prepared to pay for, and any improvements they are prepared to do for use of the facility and that the matter be further reported to Council as part of analysis of expressions of interest for lease of the Town Hall Cinema.</p> <p>That the Director of Corporate and Community Services finalise a business case to support the use of the Town Hall Cinema Building by Council's Child Care Services.</p> <p>That the Town Hall Cinema building continues to be available for casual hire in accordance with the fees adopted in Council's Annual Operational Plan.</p> <p>That discussions relating to information provided in the submissions for lease of the Town Hall cinema remains in the Committee of the Whole Closed Council.</p>	Action plan instigated for implementation of resolutions.

COUNCIL RESOLUTIONS 24 APRIL 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
364	Finance and Policy Committee – Report 1A – Smoke Free Reforms for Outdoor Public Areas	SPO	<p>That Council adopts the attached amended <i>Smoke-free Outdoor Areas Policy</i>, in line with changes to the Smoke-free Environment Act, 2000.</p> <p>That Council not add any additional Smoke-Free signage in the CBD at the present time.</p>	Policy distributed – No further action required.
365	Finance and Policy Committee – Report 4B – Grant Funding	SPO	<p>That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.</p> <p>That the Council priorities for the Resources for Regions Program be as follows:</p> <ol style="list-style-type: none"> 1. Cobar Water Board and Pipeline Replacement 2. Replacement of the Water Treatment Plant 3. Refurbishment, expansion and upgrade of the Cobar Water Treatment Plant 4. Cobar Sewerage Treatment Plant Refurbishment and Effluent Reuse Upgrade Works 5. Sewer reticulation system expansion and Ward Oval sewer pump station refurbishment works 6. Construction and sealing of 10km of the Wool Track 7. Construction and sealing of 10km of the Mulya Road (MR 407, Cobar to Louth) 8. Construction and sealing of 10km of the Tilpa Road (RR7518) 9. Replacement of the lighting system at Cobar Airport 	New priority order provided to NSW Trade and Investment – No further action required.

			<p>10. Cobar Airport runway pavement strengthening works</p> <p>11. Refurbishment of the Cobar Youth and Fitness Centre</p> <p>12. Implementation of the Ward Oval Masterplan</p> <p>13. Reseal of Mulya Road (RR 407), CSA Access Road (SR38) and Endeavor Access Road (SR 42)</p>	
366	Works Committee – Report 1A – Regional Road Funding Response	DES	<p>That a meeting be organised through the Local Member Kevin Humphries with Minister Gay and appropriate Council representatives concerning regional road funding.</p> <p>That a letter of invitation be sent to the Local Member Kevin Humphries and Minister Gay for them to attend a Council meeting to discuss the regional road issues.</p>	Appropriate letters arranged, waiting for response from Ministers.
367	Council – Clause 1A – Mayoral Report	GM	<p>That Council write to Telstra, Commonwealth Minister of Communication and the Regional Development Australia – Orana, to complain about the lack of phone coverage on the highways leading to and from the Cobar Shire and ask for appropriate improvement of the service: Including affordable satellite services for the areas that cannot receive full coverage of services.</p> <p>That the Council write to the Cobar Rugby League Club and advise the Club of its support and willingness to offer and supply help as they may need it.</p>	<p>Appropriate letters written – No further action required.</p> <p>Appropriate letter written – No further action required.</p>
368	Council – Clause 2A – Water Supply Asset Management Plan 2013	SM	That the Water Supply Asset Management Plan 2013 be adopted and the information contained therein be noted.	Plan distributed – No further action required.
369	Council – Clause 3A –	SM	That the Sewerage Services Asset Management Plan	Plan distributed – No further

	Sewerage Asset Management Plan		2013 be adopted and the information contained therein be noted.	action required.
370	Council – Clause 4A – Conduct of Elections by Councils – Amendments to the Local Government Act 1993	GM	That Cobar Shire Council agrees to enter into a contract or arrangement with the New South Wales Electoral Commission for the conduct of all elections, constitutional referendums and polls of the Council (not including elections for the Mayor and/or Deputy Mayor by Councillors) until the conclusion of the following ordinary election for Councillors.	Appropriate letter written – No further action required.
371	Council – Clause 5A – Solar Energy Exchange Initiative – The Sexi Proposal	GM	That Cobar Shire Council support the notion “Public Funding used for public benefit”; That Cobar Shire Council, in principle, supports the Solar Energy eXchange Initiative (SEXI) proposal, and the development of a solar energy industry in the region. That Cobar Shire Council call on the Commonwealth Government through the Australian Renewable Energy Agency (ARENA), to provide up to \$200 million over five (5) years to the Solar Energy eXchange Initiative (SEXI) proposal to be built and operated.	Appropriate letters written – No further action required.
372	Council – Clause 9A – Crime Prevention CCTV System for Cobar	GM	That a minimum three (3) month community consultation program be commenced that requests community input and public submissions on the support for or not of the installation of a Crime Prevention CCTV system for Cobar and that an appropriate report be provided back to Council after the completion of the consultation program.	Action plan instigated for implementation of resolution.
373	Council – Clause 10A –	GM/ RO	That Council resolve to affix the Council seal to the	Seal affixed – No further action

	Sale of Land for Unpaid Rates Contracts Seal		Contracts for the Sale of Land for each property sold under Section 713 of the Local Government Act 1993.	required.
374	Council – Clause 11A – Third Quarter 2012/2013 Budget Review	DCCS	<p>That the Annual Operating Plan budget forecast for 2012/2013 be amended to reflect the changes recommended in the Q3 Budget review.</p> <p>That in the capital budget that it be noted that the removal of the \$100,000 for the semi side tipping trailer and \$35,000 for the road train dolly will not happen as they will be carried over from 2012/2013 into 2013/2014.</p>	Annual Operating Plan Budget amended – No further action required.
375	Council – Clause 12A – Annual Operational Plan – Release for Public Comment	DCCS	<p>That the 2013/2014 Annual Operational Plan including the Revenue Policy, Fees and Charges and Annual Budget be made available to the public in accordance with Section 405 of the Local Government Act 1993.</p> <p>That such notice indicate that two key variables in the Budget will not be resolved until May or June 2013 and that Council will consider the impact of these variables and any required increase in fees and charges at the June Ordinary Meeting of Council along with other Community submissions.</p>	Appropriate advertising arranged, report to be provided to June 2013 Council Meeting.
376	Council – Clause 17A – Australian Supreme Sheep Dog Trials	DCCS	That Council waive hire fees for the Australian Supreme Sheep Dog Trials being held in Cobar in September 2013.	Appropriate letter written – No further action required.
378	Council – Clause 18A – Request for Donations	DCCS	That Council grant the request for a donation from Cobar Rugby League Football Club Inc for assistance with the payment of rates, water, insurances and general maintenance costs of the organisation of \$27,000.	Appropriate letters written – No further action required.

			<p>That Council grant a donation to Cobar Mobile Children's Services for the continued use of the Cobar Youth and Fitness Centre site including water and rates with an approximate value of \$5,200.</p> <p>That Council grant the request for a donation from Australian Army Cadets for the continued use of the Cobar Barracks in Brennan Street including water and rates with an approximate value of \$750.</p> <p>That Council grant the request for a donation from Cobar Pre School for the continued use of the Cobar Pre School site including water and rates with an approximate value of \$6,000.</p> <p>That Council grant the request for a donation from Cobar Girl Guides for the continued use of the Brennan Street Hall including water and rates with an approximate value of \$750.</p>	
379	Committee of the Whole Closed Council – Clause 1C – Notice of Rescission Motion – Consideration of Tourism Cost Centre	GM	That the resolution from Clause 4C – Consideration of Tourism Cost Centre from the 13 December 2012 Council Meeting be rescinded.	Noted – No further action required.
380	Committee of the Whole Closed Council – Clause 1C – Notice of Rescission Motion – Consideration of Tourism Cost Centre	GM	<p>That the final draft 2013/2014 Annual Operating Plan Budget be amended by increasing expenditure in the Tourism Cost Centre by \$140,000.</p> <p>That in the year 2013/2014 that Council develops a tourism management plan that details appropriate</p>	<p>Final draft 2013/2014 Annual Operating Plan Budget amended – No further action required.</p> <p>Action plan instigated for implementation of resolution.</p>

			commitments and plans that aid the tourist industry in Cobar.	
381	Committee of the Whole Closed Council – Clause 4C – Tender for the Provision of Banking Services	DCCS	That National Australia Bank be awarded Cobar Shire Council’s banking services for the period 1 July 2013 to 30 June 2017.	Appropriate advice sent to successful and unsuccessful tenderers – No further action required.
382	Committee of the Whole Closed Council – Clause 5C – Consideration of Interest in Purchasing Cobar Caravan Park	DPES	No further action be taken at this time concerning the proposed sale of the Cobar Caravan Park.	Appropriate advice provided to expression of interest provider – No further action required.

RECOMMENDATION

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

CLAUSE 4B – PROPOSED CHANGES TO NSW LOCAL LAND SERVICES (LLS)

FILE: E6-9 AOP REFERENCE: 5.2 ATTACHMENT: YES (PAGE 65-69)

AUTHOR: *Special Projects Officer, Angela Shepherd*

Purpose

To keep Council informed on the NSW Government's proposed changes to the Catchment Management Authorities (CMA's), Livestock Health and Pest Authorities (LHPA's) and Department of Primary Industries (DPI) extension services into the new Local Land Services (LLS) model and any potential impacts on the services operating out of Cobar.

Background

The formation of the new LLS is a two stage process, with the first stage now complete. It involved the combining of DPI agriculture functions with the CMAs. The DPI was given labour caps and the CMAs had to reduce staff by 40%. Both had to meet their targets by the end of the financial year. Agriculture extension staff numbers across the state have been reduced and the extension functions have been moved across to the CMAs. This process has been completed.

Cobar has lost one full time position – that of the Executive Assistant (EA) to the General Manager. There have been losses in other places in the Western CMA, with 7 voluntary redundancies taken up. The majority of these positions have been vacant for some time.

The second stage is to amalgamate the CMA/Agriculture offices with the LHPA's, to create the new LLS by 1 January 2014. It is still unknown at this stage how they will be amalgamated. The government has said that there will be no loss of frontline services. An interim board will be announced in the next couple of months. A new General Manager will be appointed by September (the timeline is attached).

The new General Manager will then review the role of the local service, determine what services will be provided and develop a structure based on the budget provided.

Currently the Western CMA head office is in Cobar and the LHPA has an office here as well. Those offices will be combined into the one physical location which will be determined by the new General Manager when appointed. There are no further job losses or fall in services planned, however until the new board and General Manager are appointed and a budget allocation made, this cannot be confirmed.

Ken Harrison, the Western CMA General Manager is happy to meet with Councillors or staff to provide a briefing at any time. Once the new General Manager is appointed, it would be worthwhile for Council to meet with them when it is clearer as to what is being proposed for the Western CMA and Cobar specifically.

Legal Situation

The legislation for the LLS model is scheduled to be finalised by December 2013.

RECOMMENDATION

That Council receives and notes the information and update provided on the new Local Land Services model and what the impact may be on staff and services provided in the Cobar area.

**CLAUSE 5B – INDEPENDENT LOCAL GOVERNMENT REVIEW PANEL
– FUTURE DIRECTIONS FOR LOCAL GOVERNMENT (TWENTY
ESSENTIAL STEPS) APRIL 2013 – DIRECTION FOR COBAR SHIRE
COUNCIL**

FILE: L5-1

AOP REFERENCE: 3.1

ATTACHMENT: NO

AUTHOR: *General Manager, Gary Woodman*

Purpose

To inform the Council in relation to the Independent Local Government Review Panel's recent papers concerning 'Future Directions for Local Government (Twenty Essential Steps) April 2013 particularly in relation to the direction for Cobar Shire Council.

Background

On the 17 and 18 April 2011 NSW Civic Leaders came together to 'develop' the Destination 2036 Action Plan which has been copied to Councillors since that time.

The NSW Government established an Independent Local Government Review Panel that would draw on independent expertise to help tackle the issues detailed in Destination 2036 and to identify how Councils can best govern and be structured to 'support the future wellbeing and prosperity of NSW communities'.

Other relevant documents that have been provided to Councillors are as follows:

- Better, Stronger Local Government – The Case for Sustainable Change November 2012 (Independent Local Government Review Panel);
- Strengthening NSW Remote Communities – The Options April 2013 (Independent Local Government Review Panel).

Other relevant documents are:

- Treasury Corporation – Financial Assessment of Cobar Shire Council, April 2013 (Letter and Report);
- Treasury Corporation – Cobar Shire Council Financial Assessment and Benchmarking Report, 16 April 2013;
- Treasury Corporation – Financial Sustainability of the New South Wales Local Government Sector – Findings, Recommendations and Analysis, April 2013.
- Various Media Releases – Independent Local Government Review Panel, Local Government NSW, Mayors, Western Division Councils of NSW.

The Independent Local Government Review Panel has made arrangements to meet with Cobar Shire Council (Councillors and Senior Staff) at 2:30pm Monday 27 May 2013. Following this a Community Forum will be held by the Panel at 5:00pm in the Cobar Shire Council Chambers.

The Mayor and General Manager will be attending an Orana Region Organisation of Councils OROC Board Meeting on the 15 May 2013 to review all of the information and to help formulate OROC's response to the Panel's Discussion Papers and to help inform ourselves.

The final recommendations on Cobar Shire Council's response are expected to be provided by a Mayoral Minute on the 23 May 2013 and this should be helpful in directing our discussion on the 27 May 2013 with the Panel.

Some advertising has been arranged locally in relation to the 5:00pm 27 May 2013 Community Forum.

A final Response to the Panel is due 28 June 2013.

Issues

The 'Future Directions for NSW Local Government – Twenty Essential Steps, April 2013' Paper in relation to Cobar Shire Council can be summarised as follows:

- Structural Reform – encourage voluntary amalgamations of smaller rural Councils to improve their sustainability, and convert small (in population) Councils (generally less than 5,000) to Local Boards;
- Cobar Shire Council area is projected to have a population in 2036 of 4,000 people so would convert to a Local Board;
- Western NSW – establish a Western Region Authority to provide a new governance and service delivery system for the Far West of NSW, based on a partnership between Local, State and Federal Governments and Aboriginal Communities;
- Local Boards would have perhaps 5-7 elected members and would carry out functions delegated to them by an individual Council or County Council. They could be established:
 - To replace rural or remote councils that lack the capacity to undertake a full range of local government functions – as a general rule, the Panel considers that conversion to Local Board status would be appropriate for Councils with current or projected populations of less than 5,000;
 - To provide representation and some delegated service delivery at suburb or district level within very large metropolitan councils;
 - As a transitional measure to ensure continued community identity and representation when several existing small-medium councils are amalgamated into much larger local government areas.
- Cobar Local Board would be part of the Western Region Authority, which would also involve Bourke Shire, Brewarrina Shire, Central Darling Shire, Walgett Shire, the Unincorporated Area, parts of Wentworth Shire and Balranald Shire and Broken Hill City;

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- Councils and/or Local Boards would continue to provide local representation and some service delivery, but under the aegis of the Western Region Authority;
 - Local Land Service may also be included in the Western Region Authority;
 - The Western Region Authority would be based in Broken Hill.

If Councillors no longer have access to any information listed in this report please contact the General Manager or his Executive Assistant to obtain a further copy.

RECOMMENDATION

That the information concerning the Independent Local Government Review Panel – Future Directions for Local Government (Twenty Essential Steps) April 2013 – Directions for Cobar Shire Council be noted.

ATTACHMENTS



ORDINARY MEETING AGENDA

THURSDAY 23 MAY 2013

~ REFERENCE TO ATTACHMENTS ~

PART A – ACTION

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PART B – INFORMATION

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