
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE
OF COBAR HELD IN THE COUNCIL CHAMBERS ON THURSDAY 27 AUGUST
2015 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

Councillors Lilliane Brady OAM (Mayor), Peter Abbott (Deputy Mayor), Tracey Kings, Jarrod Marsden, Greg Martin, Peter Maxwell, Bob Sinclair, Harley Toomey, Ray Wilson and Peter Yench. Messrs Gary Woodman (General Manager), Kym Miller (Director of Corporate and Community Services), Stephen Poulter (Acting Director of Planning & Environmental Services), Stephen Taylor (Director of Engineering Services) and Mmes Angela Shepherd (Special Projects Officer) and Janette Booth (Executive Assistant to the General Manager and Mayor).

APOLOGIES (C13-2)

144.08.2015 **RESOLVED:** That the apologies received from Councillor John Harrison and Marsha Isbester be accepted and a leave of absence granted.
Clr Martin/Clr Yench **CARRIED**

DECLARATIONS OF INTEREST (FILE C12-3)

- Clr Tracey Kings declared a Non-Pecuniary interest in Clause 10A – Dalton Park Horse Complex Request for New Users Licence Agreement.
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CONDOLENCES (FILE M2-3)

- Colin Jones;
 - Peter Bellotti;
 - Evelyn Bargwanna;
 - Mervyn “Merv” O’Brien.
-

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

145.08.2015 **RESOLVED:** That the minutes of the Ordinary Meeting of Council held on Thursday 23 July 2015 be confirmed as a true and correct record of the proceedings of that meeting.
Clr Abbott/ Clr Toomey **CARRIED**

CONFIRMATION OF MINUTES

FINANCE AND POLICY COMMITTEE MEETING (FILE C6-19)

THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 AUGUST 2015

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GENERAL MANAGER

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MAYOR

146.08.2015 RESOLVED: That the minutes and the following recommendations contained therein, of the Finance and Policy Committee Meeting held on Thursday 13 August 2015 be adopted by Council.
Clr Maxwell/Clr Marsden **CARRIED**

APOLOGIES (C16-15-6)

47FP.08.2015 RECOMMENDATION: *That the apologies received from Councillor Greg Martin and Ray Wilson be accepted and a leave of absence granted.*
Clr Maxwell/ Clr Toomey **CARRIED**

DECLARATIONS OF INTEREST (FILE C6-15-7)

- *Nil.*

NOTICE OF MOTION – RESOURCES FOR REGIONS MONTHLY REPORT

FILE: G4-29

AOP REFERENCE: N/A

AUTHOR: *Councillor, Bob Sinclair*

48FP.08.2015 RECOMMENDATION: *That an expenditure analysis showing actual vs budget expenditure and forecasts be provided to Council monthly to the Finance and Policy Committee Meeting or all Resources for Regions Projects.*
Clr Sinclair/ Clr Yench **CARRIED**

NOTICE OF MOTION – COBAR WATER TREATMENT PLANT

FILE: A10-41

AOP REFERENCE: 4.1.3

AUTHOR: *Councillor, Bob Sinclair*

49FP.08.2015 RECOMMENDATION: *That a Report be provided to the September Finance and Policy Committee Meeting detailing the increase in the Budget figure for the Cobar Water Treatment Plant with the report including recommendations on how to fund the shortfall and how to limit Council's outgoings until funding is secured.*
Clr Sinclair/ Clr Maxwell **CARRIED**

NOTICE OF MOTION – MEDICAL CENTRE COMMUNITY BUILDING PARTNERSHIPS GRANT APPLICATION

FILE: A10-35

AOP REFERENCE: 1.5.2.1

AUTHOR: *Councillor, Peter Yench*

MOTION:

1. *That Council apply for funding under the Community Building Partnerships Program to upgrade the Harcourt Street Medical Centre to accommodate the recent growth and space that is required for the Centre.*

THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 AUGUST 2015

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GENERAL MANAGER

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MAYOR

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2. *Regardless if successful or not with the application that the work be divided into 2 Stages and that Stage 1 begin construction on 8 August 2015 using the predicted surplus on the 2015/2016 Budget.*
 3. *Stage 1 works are to consist of connecting the two buildings and any additional works required to upgrade the facilities to be workable within the Centre. If Council Staff are too busy then Contractors and Consultants be brought in to progress these works and more consultancy with the Medical Centre for the final Stage of the Project, which should consist of more up to date equipment including Video Conference Facilities.*

Clr Yench/ Clr Kings

LOST

NOTICE OF MOTION – ECONOMIC DEVELOPMENT OPPORTUNITIES FOR COBAR – FLIGHT SCHOOL

FILE: D2-17

AOP REFERENCE: 2.1.1.1

AUTHOR: Councillor, Peter Yench

50FP.08.2015 RECOMMENDATION: *That Cobar Shire Council investigate the opportunities available to become a flight training centre that has the capacity to attract students to take advantage of the current demand from the region.*

Clr Yench/ Clr Sinclair

CARRIED

REPORT 1A – PROPOSED AMENDMENT TO POLICY FOR THE PROVISION & USE OF COUNCIL'S CORPORATE CREDIT CARD

FILE: P5-50

AOP REFERENCE: 3.3.3

AUTHOR: Director of Corporate & Community Services, Kym Miller

51FP.08.2015 RECOMMENDATION: *To amend the Policy for the Provision & Use of Council's Corporate Credit Card to note that after three months extended leave Council credit cards are to be surrendered until the employee returns to work, unless otherwise approved by the General Manager.*

Clr Kings/ Clr Sinclair

CARRIED

REPORT 2A – COBAR MEMORIAL SERVICES CLUB CAR PARK RATES CONCESSION

FILE: L6-2

AOP REFERENCE: 4.3.2

AUTHOR: Director of Corporate & Community Services, Kym Miller

52FP.08.2015 RECOMMENDATION:

1. *That the Cobar Memorial Services & Bowling Club Ltd be granted a rates concession as per the resolution from the Ordinary Council Meeting held in December 2014 for the financial year 2015/2016.*

2. That the Cobar Memorial Services & Bowling Club Ltd be granted a rates concession as per the resolution from the Ordinary Council Meeting held in December 2014 until further review.

Clr Sinclair/ Clr Abbott

CARRIED

REPORT 1B - UPDATE ON INFRASTRUCTURE PROJECT FINANCES

FILE: G4-29

AOP REFERENCE: N/A

AUTHOR: Project Manager, David Sechtig

Project Executive Officer, Heather Holder

53FP.08.2015 RECOMMENDATION: That Council receive and note the updated financial information for the three infrastructure projects.

Clr Abbott/ Clr Maxwell

CARRIED

REPORT 2B – BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT 31 JULY 2015

FILE: B2-7

AOP REFERENCE: 3.1.1.5

AUTHOR: Manager Finance & Administration, Neil Mitchell

54FP.08.2015 RECOMMENDATION: That Council receive and note the Bank Reconciliation, Cash Flow and Loan Facility Report as at 31 July 2015.

Clr Abbott/ Clr Isbester

CARRIED

REPORT 3B – RATES RECONCILIATION REPORT AS AT 31 JULY 2015

FILE: R2-1

AOP REFERENCE: 3.1.1.6

AUTHOR: Rates Officer, Jo-Louise Brown

56FP.08.2015 RECOMMENDATION: That the Rates Reconciliation Report as at the 31 July 2015 be received and noted.

Clr Sinclair/ Clr Isbester

CARRIED

REPORT 4B – GRANT FUNDING

FILE: G4-17

AOP REFERENCE: 3.1.1.4

AUTHOR: Special Projects Officer, Angela Shepherd

57FP.08.2015 RECOMMENDATION: That the Rates Reconciliation Report as at the 31 July 2015 be received and noted.

Clr Isbester/ Clr Sinclair

CARRIED

CONFIRMATION OF MINUTES

WORKS COMMITTEE MEETING (FILE C6-20)

THIS IS PAGE 4 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 AUGUST 2015

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GENERAL MANAGER

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MAYOR

147.08.2015 RESOLVED: That the minutes, and the following recommendations contained therein, of the Works Committee Meeting held on Thursday 13 August 2015 be adopted by Council.
Clr Sinclair/Clr Marsden **CARRIED**

APOLOGIES (C13-2)

26WC.08.2015 RESOLVED: *That the apologies received from Councillors Greg Martin and Ray Wilson be accepted and a leave of absence granted.*
Clr Toomey/ Clr Harrison **CARRIED**

DECLARATIONS OF INTEREST (FILE C6-15-7)

Nil.

REPORT 1A – QUOTATION FOR THE SUPPLY OF PLANT AND EQUIPMENT HIRE RATES 2015/2018

FILE: P3-19-4

AOP REFERENCE: 3.3.4

**Author: EXECUTIVE ASSISTANT ENGINEERING SERVICES,
SANDRA FINNEGAN**

27WC.08.2015 RECOMMENDATION: *That the following Contractors be included in the Council’s Register of approved Contractors for the Supply of Plant and Equipment 2015/2018:*

Company
<i>Countrywide Cranes</i>

Clr Sinclair/ Clr Kings

CARRIED

REPORT 2A – QUOTATION FOR THE SUPPLY OF TRADE AND MISCELLANEOUS SERVICES 2015/2018

FILE: T3-15-5

AOP REFERENCE: 3.3.4

Author: Executive Assistant Engineering Services, Sandra Finnegan

28WC.08.2015 RECOMMENDATION: *That the following Contractors be included in the Council’s Register of approved Contractors for the Provision of Trades and Miscellaneous Services 2015/2018:*

Company
<i>Copper City Tyre Service Pty Ltd</i>
<i>SC Auto Electrical</i>
<i>Nelson Labour Hire P/L</i>

Clr Sinclair/ Clr Abbott

CARRIED

REPORT 1B – ENGINEERING WORKS REPORT

FILE: C6-20-2

AOP REFERENCE: 4.3.2

AUTHOR: Director of Engineering Services, Stephen Taylor

29WC.08.2015 **RECOMMENDATION:** *That the information contained in the Engineering Works Report detailing maintenance on Shire and Regional Roads, State Highways and Water Sewer Mains, Resources for Regions Projects and other Major Grant Works be received and noted.*
Clr Harrison/ Clr Toomey **CARRIED**

REPORT 2B – EXPENDITURE FOR ROADS NETWORK

FILE: R5-31

AOP REFERENCE: 4.3.2

AUTHOR: Director of Engineering Services, Stephen Taylor

30WC.08.2015 **RECOMMENDATION:** *That the information detailing the Expenditure for Council's Roads Network be received and noted.*
Clr Sinclair/ Clr Maxwell **CARRIED**

CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

AUTHOR: Mayor, Councillor Lilliane Brady OAM

148.08.2015 **RESOLVED:**

1. That Council accepts the information contained in the Mayoral Report for the month of August 2015;
2. That Council approve the installation of a Commemorative Plaque in honour of Ian and Margaret Setttee at the Cobar Memorial Swimming Pool.

Clr Marsden/Clr Maxwell

CARRIED

CLAUSE 2A – INSTITUTE OF PUBLIC WORKS ENGINEERING AUSTRALASIA (IPWEA), NSW DIVISION ANNUAL CONFERENCE ATTENDANCE BY THE GENERAL MANAGER

FILE: S5-18

AOP REFERENCE: 3.3.2

AUTHOR: General Manager, Gary Woodman

149.08.2015 **RESOLVED:** That the Institute of Public Works Engineering Australasia (IPWEA), NSW Division Annual Conference Attendance by the General Manager matter be moved for discussion.
Clr Yench/Clr Abbott **CARRIED**

150.08.2015 **RESOLVED:** That Council approve the attendance of the General Manager to the 2015 Institute of Public Works Engineering Australasia NSW Division Annual Conference at Terrigal on the 14 to 16 October 2015.
Clr Sinclair/Clr Kings **CARRIED**

THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 AUGUST 2015

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GENERAL MANAGER

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MAYOR

Councillor Peter Yench asked to have his name recorded as voting against the motion.

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

FILE: C12-2, P5-4

AOP REFERENCE: 3.1.5.2

AUTHOR: *Executive Assistant to the General Manager and Mayor, Janette Booth*

151.08.2015 RESOLVED:

1. That the draft Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy be placed on public exhibition for a minimum of 28 days.
2. That Council consider, at the October 2015 Ordinary Council Meeting, the draft Provision of Facilities to Mayor and Councillors Policy along with any submissions received following the public exhibition period.

Clr Yench/Clr Marsden

CARRIED

CLAUSE 4A – FAR WEST INITIATIVE UPDATE REPORT

FILE: L5-24

AOP REFERENCE: 3.1

AUTHOR: *General Manager, Gary Woodman*

MOTION: That Councillor Peter Yench be elected as the alternative to the Far West Initiative Advisory Committee.

Clr Yench/Clr Abbott

LOST

152.08.2015 RESOLVED:

1. That the Mayor be Cobar Shire Council's Delegate to the Far West Initiative Advisory Committee.
2. That the Far West Initiative Update Report be received and noted.

Clr Abbott/ Clr Martin

CARRIED

153.08.2015 RESOLVED: That the Matter of Urgency – Water Supply to Sutherland Drive and O'Neil Road, Cobar be moved up in the proceeding order.

Clr Yench/ Clr Marsden

CARRIED

MATTER OF URGENCY - WATER SUPPLY TO SUTHERLAND DRIVE AND O'NEIL ROAD, COBAR

FILE: W2-1

AOP REFERENCE: 4.1.4

AUTHOR: *Councillor, Peter Yench*

MOTION: That Council make available town water supply to Sutherland Drive and O'Neil Road, Cobar within the next few months (before summer). It is recommended that this be funded from the recurring renewal/ replacement capital line in the Water Fund.

Clr Yench/Clr Kings

LOST

A Division was called:

For:

*Clr Tracey Kings
Clr Jarrod Marsden
Clr Harley Toomey
Clr Peter Yench*

Against:

*Clr Lilliane Brady OAM
Clr Peter Abbott
Clr Greg Martin
Clr Peter Maxwell
Clr Bob Sinclair
Clr Ray Wilson*

154.08.2015 RESOLVED: That a full investigation report on supplying water to Sutherland Drive and O'Neil Road, Cobar be provided to the September Ordinary Council Meeting.

Clr Sinclair/Clr Martin

CARRIED

CLAUSE 5A – UNAUDITED FINANCIAL STATEMENTS 2014/2015

FILE: A12-2

AOP REFERENCE: 3.1

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

155.08.2015 RESOLVED:

1. In accordance with Section 413 (1) of the Local Government Act 1993 Council refer the draft Financial Statements for audit for the year ended 30 June 2015.
2. In accordance with Section 413 (2) (c) Mayor Brady OAM, Councillor Abbot, General Manager Mr Woodman and the Responsible Accounting Officer sign the required statement as to Council's opinion of the accounts.
3. The General Manager be delegated authority to finalise the date at which the Auditor's Report and Financial Statement for the year ended 30 June 2015 are to be presented to the public in accordance with Section 418 (1) of the Local Government Act 1993.

Clr Abbott/Clr Sinclair

CARRIED

**CLAUSE 6A - TO CEASE AN ACTION OUTSTANDING ON NOTICE
OF MOTION 25FP.03.2013**

FILE: C13.7

AOP REFERENCE: 3.1

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

156.08.2015 RESOLVED: That the cease action outstanding on Notice of Motion 25FP.03.2013 matter be moved for discussion.
Clr Yench/Clr Sinclair **CARRIED**

157.08.2015 RESOLVED: That the matter to cease action outstanding on Notice of Motion 25FP.03.2013 be held over for further investigation.
Clr Yench/ Clr Marsden **CARRIED**

CLAUSE 7A – 2014/2015 BUDGET ITEMS REQUIRED TO BE CARRIED OVER

FILE: F2-3-21

AOP REFERENCE: 2.1

AUTHOR: *Manager Finance and Administration, Neil Mitchell*

158.08.2015 RESOLVED:

1. That the Capital Budget in 2015/2016:
 - a) Be increased by the amount in Section 1 of the attachment to fund capital items carried forward from 2014/2015;
 - b) Be increased by the amount in Section 2 of the attachment to re-provide projects which were not commenced by 30 June 2015;
2. That the operating budget be increased by the amounts listed in section 1 to fund operating expenditure items carried forward from 2014/2015.
3. That further discussions be held on the 2014/2015 Carry Over Budget Items Required at the September 2015 Finance and Policy Meeting.

Clr Sinclair/ Clr Kings

CARRIED

CLAUSE 8A –NATIONAL LOCAL ROADS AND TRANSPORT CONGRESS

FILE: L5-5-3

AOP REFERENCE: 3.1.5.1, 3.2.2.2

AUTHOR: *Director of Engineering Services, Stephen Taylor*

159.08.2015 RESOLVED: That the Director of Engineering Services or nominee and Councillor Jarrod Marsden be authorised to attend the National Local Road and Transport Congress that will be held at the Ballarat Lodge and Convention Centre from 17 – 19 November 2015 with attendance met from within the relevant budget allocation.

Clr Marsden/ Clr Abbott

CARRIED

CLAUSE 9A – USE OF WARD OVAL FACILITIES BY COBAR JUNIOR SOCCER CLUB

FILE: P1-12

AOP REFERENCE: 1.4.1

AUTHOR: *Special Projects Officer, Angela Shepherd*

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GENERAL MANAGER

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MAYOR

160.08.2015 RESOLVED: That Cobar Shire Council allow the Cobar Junior Soccer Club to undertake works on the 'birdcage' area adjacent to the bar to turn the structure into a Club House.

Clr Marsden/Clr Abbott

CARRIED

CLAUSE 10A – DALTON PARK HORSE COMPLEX REQUEST FOR NEW USERS LICENCE AGREEMENT

FILE: P1-4-3

AOP REFERENCE: 3.3.4.2

AUTHOR: *Land Management Officer, Heather Holder*

161.08.2015 RESOLVED:

1. That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to issue a 10 month temporary licence agreement for the following individuals to cover the period 1 September 2015 to 30 June 2015:
 - Kevin, Maree and Christie Wheeler and Geoff Turton.
2. That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to affix the Trusts seal to the 10 month temporary licence agreement for the following individual to cover the period 1 September 2015 to 30 June 2015:
 - Kevin, Maree and Christie Wheeler and Geoff Turton.
3. That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to have a condition on the licence that requires a 5 metre distance from the start gate infrastructure to the eastern boundary fence of this area.
4. That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to investigate ways to assist the licensee to clean and clear the area to enable appropriate development works to be undertaken.

Clr Yench/ Clr Marsden

CARRIED

Councillor Tracey Kings declared a non-pecuniary interest and left the meeting at 6:27pm and returned to the Meeting at 6:27pm.

CLAUSE 1B – DEVELOPMENT APPROVALS: 15 JULY 2015 – 18 AUGUST 2015

FILE: T5-1

AOP REFERENCE: 1.6.3.1

AUTHOR: *Acting Director of Planning & Environmental Services, Stephen Poulter*

THIS IS PAGE 10 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 AUGUST 2015

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GENERAL MANAGER

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MAYOR

162.08.2015 RESOLVED: That the information detailing the Local Development and Construction Certificate approvals for the period 15 July 2015 - 18 August 2015 be received and noted.
Clr Wilson/ Clr Abbott **CARRIED**

CLAUSE 2B – MONTHLY STATUS REPORT

FILE: C13-10 **AOP REFERENCE: 3.1**
AUTHOR: *General Manager, Gary Woodman*

163.08.2015 RESOLVED: That the information contained in the monthly status report be received and noted and that items 741, 742, 744, 746, 747, 748, 749, 750, 751 and 752 be removed.
Clr Martin/Clr Kings **CARRIED**

CLAUSE 3B – INVESTMENT REPORT AS AT 31 JULY 2015

FILE: B2-7 **AOP REFERENCE: 3.1.1.7**
AUTHOR: *Manager Finance & Administration, Neil Mitchell*

164.08.2015 RESOLVED: That Council receive and note the Investment Report as at 31 July 2015.
Clr Abbott/Clr Toomey **CARRIED**

CLAUSE 4B – MEETING MINUTES

FILE: L5-4-3, R5-36 **AOP REFERENCE: 3.1**
AUTHOR: *General Manager, Gary Woodman*

165.08.2015 RESOLVED:

1. That the minutes of the meetings of the OROC Board Meeting and Rural Roads Advisory Committee be received and noted.
2. That Council put a recommendation to the Western Lands Advisory Committee to include grids in the current fencing requirements on transfer of land on Western Lands Leases.
3. That Council investigate any funding opportunities for the Tilpa Weir Camp Grounds.

Clr Martin /Clr Maxwell **CARRIED**

CLAUSE 5B – DISCLOSURE OF INTEREST – COUNCILLORS AND DESIGNATED PERSONS

FILE: C12-3 **AOP REFERENCE: 3.1**
AUTHOR: *General Manager, Gary Woodman*

166.08.2015 RESOLVED: That Council note the Annual Disclosure of Interest Returns for Councillors and Designated Persons for the period 1 July 2014 to 30 June 2015.
Clr Martin /Clr Marsden **CARRIED**

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 6:45PM

CONFIRMED.....

MINUTE NO.....

MAYOR.....

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GENERAL MANAGER

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MAYOR