
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF
THE SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON
THURSDAY 22 NOVEMBER 2018 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

Councillors Peter Abbott (Deputy Mayor), Tracey Kings, Janine Lea-Barrett, Christopher Lehmann, Jarrod Marsden, Peter Maxwell, Julie Payne, Bob Sinclair and Harley Toomey (arrived at 5:17pm).

OBSERVERS

Messrs Peter Vlatko (General Manager), Kym Miller (Director of Finance and Community Services), Garry Ryman (Director of Planning and Environmental Services), Stephen Taylor (Director of Engineering Services) and Ms Janette Booth (Executive Assistant – General Manager/ Mayor).

MESSAGE FROM THE CHAIR:

In the spirit of open, accessible and transparent government, Cobar Shire Council Ordinary and Committee Meetings are video recorded and webcast. By speaking at a Council or Committee Meeting, members of the public agree to being recorded and webcast. Cobar Shire Council accepts no liability for any defamatory, discriminatory or offensive remarks or gestures that are made during the course of the Council or Committee Meeting. Opinions expressed or statements made by individuals are the opinions or statements of those individuals and do not imply any form of endorsement by Cobar Shire Council.

APOLOGIES (FILE C13-2)

279.11.2018 RESOLVED:

1. That the apologies received from Councillors Lilliane Brady OAM (Mayor) and Peter Yench be accepted.
2. That Councillor Peter Yench be granted a leave of absence for the period of three months being November to February as requested.

Clr Payne/ Clr Kings

CARRIED

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.

THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 22 NOVEMBER 2018

.....
GENERAL MANAGER

.....
DEPUTY MAYOR

CONDOLENCES (FILE M2-3)

- James Lawrie;
- Dianne June McLeod;
- Mervyn “Boo” John Lawrence.

A minutes silence was observed by those in attendance.

PUBLIC ACCESS SESSION

- Cobar Health Council – Chair Gordon Hill;
 - Audit Office – Mr Marco Monaco – Deferred to December Ordinary Council Meeting.
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CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

- 280.11.2018** **RESOLVED:** That the minutes of the Ordinary Meeting of Council held on Thursday, 25 October 2018 be confirmed as a true and correct record of the proceedings of that meeting.
Clr Lea-Barrett/ Clr Sinclair **CARRIED**
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CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

AUTHOR: Mayor, Councillor Lilliane Brady OAM

- 281.11.2018** **RESOLVED:** That Council accepts the information contained in the Mayoral Report for the month of November 2018.
Clr Marsden/ Clr Sinclair **CARRIED**
-

CLAUSE 2A - GENERAL PURPOSE FINANCIAL STATEMENTS, SPECIAL SCHEDULES AND AUDITOR'S REPORTS FOR 2017/2018

FILE: A12-2 & F2-2-17

AOP REFERENCE: 3.3.3.3

AUTHOR: Finance Manager, Neil Mitchell

- 282.11.2018** **RESOLVED:**
1. That the Audited Financial Statements and Auditor's Reports for the year ended 30 June 2018 be received and noted.
 2. That copies of Council's Annual Audited Financial Statements be provided to such persons and bodies as the regulations require.
- Clr Lehmann/ Clr Lea-Barrett* **CARRIED**
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THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 22 NOVEMBER 2018

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GENERAL MANAGER

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DEPUTY MAYOR

CLAUSE 3A – QUARTER 1 2018/2019 BUDGET REVIEW

FILE: L5-22

AOP REFERENCE: 3.3

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

283.11.2018 RESOLVED:

1. That no changes be made to the 2018/2019 Operating Budget as per quarter 1 2018/2019 Budget Review.
2. That the 2018/2019 Capital Expenditure Budget be increased by \$85,000 to accommodate the increased outlay forecast for the truck wash.

Clr Maxwell/ Clr Lea-Barrett

CARRIED

CLAUSE 4A – COMMUNITY MEMBERSHIP OF THE AIRPORT ADVISORY COMMITTEE

FILE: C6-31

AOP REFERENCE: 2.3

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

284.11.2018 RESOLVED:

1. That Council seeks expressions from interested persons to join the Airport Advisory Committee.
2. That the existing members are authorised to appoint up to three members from those expressions for the duration of the current Airport Advisory Committee.

Clr Sinclair/ Clr Kings

CARRIED

CLAUSE 5A – ACCOMMODATION BOND/LIQUIDITY STRATEGY FOR LILLIANE BRADY VILLAGE

FILE: C8-4-5

AOP REFERENCE: 1.5.4

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

285.11.2018 RESOLVED: That Council receives and notes the Accommodation Bond/Liquidity Strategy for Lilliane Brady Village Report and approves the Liquidity Management Strategy.

Clr Lehmann/ Clr Toomey

CARRIED

CLAUSE 6A – TOWN WATER SUPPLY TO O'NEILL ROAD

FILE: W2-1

AOP REFERENCE: 4.1.3

AUTHOR: *Water and Sewer Manager, Eric Poga*

286.11.2018 RESOLVED: That no further action be taken on extending the town water supply to the O'Neill Road subdivision.

Clr Payne/ Clr Lea-Barrett

CARRIED

THIS IS PAGE 3 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 22 NOVEMBER 2018

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GENERAL MANAGER

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DEPUTY MAYOR

**CLAUSE 7A – RFQ – SUPPLY AND DELIVERY OF ONE (1)
NEW ROAD STREET SWEEPER**

FILE: T3-18-5

AOP REFERENCE: 3.3.2.4

AUTHOR: *Director of Engineering Services, Stephen Taylor*

287.11.2018 RESOLVED: That the quotes received for the Supply and Delivery of One (1) new Road New Street Sweeper be considered in Committee of a Whole Closed Council with the press and public excluded for the reason as stated in Section 10A (2)(d)(i) of the *Local Government Act 1993*, as discussions of this matter in open Council would prejudice the commercial position of the person who supplied it.

Clr Marsden/ Clr Payne

CARRIED

CLAUSE 8A – NEWHEY PLANNING PROPOSAL

FILE: T5-17

AOP REFERENCE: 4.4.3

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

MOTION: That the matter on the Newey Planning Proposal be deferred to the December Ordinary Council Meeting.

Clr Payne/ Clr Sinclair

LOST

Lost on the casting vote of the Deputy Mayor.

288.11.2018 RESOLVED:

1. That Council authorises the Director of Planning and Environmental Services on behalf of the Council to request the NSW Department of Planning and Environment that a draft Local Environmental Plan be prepared to amend the Cobar Local Environmental Plan 2012 in accordance with the Planning Proposal Report prepared by Rebecca Ben-Haim, Eco Logical Australia Pty Ltd and dated June 2018.
2. That voting on this matter to be recorded on the basis of an automatic division as required by legislation.

Clr Marsden/ Clr Sinclair

CARRIED

A Division was called:

For:

***Clr Peter Abbott
Clr Tracey Kings
Clr Janine Lea-Barrett
Clr Christopher Lehmann
Clr Jarrod Marsden
Clr Peter Maxwell
Clr Bob Sinclair
Clr Harley Toomey***

Against:

Clr Julie Payne

**CLAUSE 9A – NATIVE TITLE MANAGERS- CROWN LAND
MANAGEMENT ACT 2016**

FILE: A1-4 & A9-17

AOP REFERENCE: 5.2.3

AUTHOR: *Environmental Supervisor, Melissa Gunn*

289.11.2018 RESOLVED:

1. That Council nominate the Director of Planning and Environmental Services, Garry Ryman and the Environmental Supervisor, Melissa Gunn as Native Title Managers.
2. That Council gives notice to the Minister for Lands and Forestry of its nominated Native Title Managers in accordance with Section 8.8 of the *Crown Land Management Act 2016*.

Clr Lea-Barrett/ Clr Payne

CARRIED

**CLAUSE 10A – INITIAL CATEGORISATION OF CROWN
RESERVES UNDER CROWN LAND MANAGEMENT ACT 2016**

FILE: A9-17 & T5-17

AOP REFERENCE: 5.2.3

AUTHOR: *Environmental Supervisor, Melissa Gunn*

290.11.2018 RESOLVED:

1. That Council assigns an initial categorisation for Crown Reserve 630023 as a Park as referred in Section 36 of the *Local Government Act 1993*.
2. That Council provides notice to the Minister of Lands in the approved form of its categorisation of Reserve 630023 as a park.

Clr Lea-Barrett/ Clr Sinclair

CARRIED

**CLAUSE 11A - REVISION OF COMMUNITY ENHANCEMENT
PROGRAM**

FILE: P5-78

AOP REFERENCE: 3.1

AUTHOR: *Senior Projects Officer, Angela Shepherd*

291.11.2018 RESOLVED:

1. That Council adopts the draft 2018 Community Enhancement Program.
2. That the desilting of the Newey be a short term project, not a long term project.

Clr Kings/ Clr Sinclair

CARRIED

**CLAUSE 1B – DEVELOPMENT APPROVALS: 17 OCTOBER
2018 – 13 NOVEMBER 2018**

FILE: T5-1

AOP REFERENCE: 1.6.3.1

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

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COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 22 NOVEMBER 2018

.....
GENERAL MANAGER

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DEPUTY MAYOR

292.11.2018 RESOLVED: That the information detailing the Local Development and Construction Certificate approvals for the period 17 October 2018 – 13 November 2018 be received and noted.
Clr Lea-Barrett/ Clr Toomey **CARRIED**

CLAUSE 2B – MONTHLY STATUS REPORT

FILE: C13-10 **AOP REFERENCE: 3.1**
AUTHOR: *General Manager, Peter Vlatko*

293.11.2018 RESOLVED: That the information contained in the monthly status report be received and noted, with the following items to be removed: 793, 1167, 1170, 1197, 1220, 1223, 1224, 1225, 1226, 1227, 1228, 1229 and 1230.
Clr Lea-Barrett/ Clr Toomey **CARRIED**

CLAUSE 3B – INVESTMENT REPORT AS AT 31 OCTOBER 2018

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

294.11.2018 RESOLVED: That Council receive and note the Investment Report as at 31 October 2018.
Clr Lea-Barrett/ Clr Marsden **CARRIED**

CLAUSE 4B – BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT 31 OCTOBER 2018

FILE: B2-7 **AOP REFERENCE: 3.1.1.5**
AUTHOR: *Finance Manager, Neil Mitchell*

295.11.2018 RESOLVED: That Council receive and note the Bank Reconciliation, Cash Flow and Loan Facility Report as at 31 October 2018.
Clr Sinclair/ Clr Kings **CARRIED**

CLAUSE 5B – UPDATE ON INFRASTRUCTURE PROJECT FINANCES

FILE: G4-29 **AOP REFERENCE: 4.1.3.3 and 4.4.4.2**
AUTHOR: *Director of Engineering Services, Stephen Taylor*

296.11.2018 RESOLVED: That Council receive and note the updated financial information for the two Restart NSW Resources for Regions infrastructure projects.
Clr Lea-Barrett/ Clr Marsden **CARRIED**

CLAUSE 6B – EXPENDITURE FOR ROADS NETWORK

FILE: R5-31 **AOP REFERENCE: 4.3.2**
AUTHOR: *Director of Engineering Services, Stephen Taylor*

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297.11.2018 RESOLVED: That the information detailing the Expenditure for Council's Roads Network be received and noted.
Clr Lea-Barrett/ Clr Toomey **CARRIED**

CLAUSE 7B – ENGINEERING WORKS REPORT

FILE: C6-20-2 **AOP REFERENCE: 4.3.2**

AUTHOR: *Director of Engineering Services, Stephen Taylor*

298.11.2018 RESOLVED: 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 Lea-Barrett/ Clr Marsden **CARRIED**

CLAUSE 8B – MEETING MINUTES

FILE: C8-6-4 & L5-26 **AOP REFERENCE: 3.1**

AUTHOR: *Executive Assistant General Manager/ Mayor, Janette Booth*

299.11.2018 RESOLVED: That the Minutes of the Cobar Youth Council and Far North West Joint Organisation Committees be received and noted.
Clr Lea-Barrett/ Clr Payne **CARRIED**

CLAUSE 9B – STAFF CONFERENCE ATTENDANCE REPORT

FILE: Personnel **AOP REFERENCE: 3.3.2**

AUTHOR: *Human Resources Manager, Summer Patterson*

300.11.2018 RESOLVED: That the information provided above in relation to the conferences attended by Council staff be received and noted.
Clr Payne/ Clr Lehmann **CARRIED**

**CLAUSE 10B – BUSINESS MANAGEMENT PLAN FOR
TOURISM, EVENTS AND THE GREAT COBAR HERITAGE
CENTRE - 6 MONTHLY UPDATE**

FILE: D2-9 **AOP REFERENCE: 2.2.2.1**

AUTHOR: *Tourism and Public Relations Officer, John Martin*

301.11.2018 RESOLVED: That Council resolves to receive and note the work undertaken over the last six months and the activities planned for the next six months as outlined in the updated action plan for Tourism, Events and the Great Cobar Heritage Centre.
Clr Lea-Barrett/ Clr Lehmann **CARRIED**

CLAUSE 11B – GRANT FUNDING

FILE: G4-17

AOP REFERENCE: 3.1.1.4

AUTHOR: *Senior Projects Officer, Angela Shepherd*

302.11.2018 RESOLVED: That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.

Clr Lea-Barrett/ Clr Sinclair

CARRIED

CLAUSE 12B – RATES RECONCILIATION REPORT AS AT 31 OCTOBER 2018

FILE: R2-1

AOP REFERENCE: 3.1.1.6

AUTHOR: *Office Coordinator, Jo-Louise Brown*

303.11.2018 RESOLVED: That the Rates Reconciliation Report as at the 30 September 2018 be received and noted.

Clr Lea-Barrett/ Clr Toomey

CARRIED

COMMITTEE OF THE WHOLE (CLOSED COUNCIL)

304.11.2018 RESOLVED: That Council move into the Committee of the Whole with the press and public excluded at 5:44pm as matters to be discussed are considered to be confidential vide *Section 10A (2)(d)(i) of the Local Government Act 1993, as discussions of this matter in open Council would prejudice the commercial position of the person who supplied it.*

Clr Sinclair/ Clr Payne

CARRIED

Council resumed in Open Council at 5:48pm.

RECOMMENDATIONS TO COUNCIL FROM COMMITTEE OF THE WHOLE (CLOSED COUNCIL)

305.11.2018 RESOLVED: That the recommendations of the Committee of the Whole be adopted.

Clr Sinclair/ Clr Lea-Barrett

CARRIED

CLAUSE 1C – RFQ – SUPPLY AND DELIVERY OF ONE (1) NEW ROAD STREET SWEEPER

FILE: T3-18-5

AOP REFERENCE: 3.3.2.4

AUTHOR: *Director of Engineering Services, Stephen Taylor*

46COW.11.2018 RESOLVED:

1. That Council approve the purchase of one (1) Scarab Mistral Road /Street Sweeper from Rosmech Pty. Ltd. Pty at a cost of \$350,699.80 including GST (ex RMS Registration costs).
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GENERAL MANAGER

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DEPUTY MAYOR

2. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

Clr Sinclair/ Clr Lea-Barrett

CARRIED

MATTER OF URGENCY - \$1 MILLION DROUGHT COMMUNITIES FUND PROJECTS

MOTION: That in relation to the \$1m drought funds, the project for the replacement of grids for the value of \$250,000 be included in Council's application.

Clr Sinclair/ Clr Lea-Barrett

LOST

Lost on the casting vote of the Deputy Mayor.

306.11.2018 RESOLVED: That the projects listed in the below table be submitted for under the Drought Communities Fund:

	Project	Activity	Funding
1	Sinking Water Bores around Shire	Sink a bore on SR12, SR10 and SR32 for road works	\$150,000
	Sinking Water Bores around Shire	Sink bores on SR 2 and 31	\$100,000
2	Community facility upgrades	Euabalong - sports ground, playground	\$135,000
	Community facility upgrades	Ward Oval electrical	\$40,000
	Community facility upgrades	Main street theming	\$50,000
	Community facility upgrades	Sound trailer	\$50,000
	Community facility upgrades	Mining themed shade structure CBD	\$80,000
	Community facility upgrades	Irrigation upgrades Cobar parks	\$25,000
	Community facility upgrades	Newey signs and vegetation works	\$30,000
	Community facility upgrades	Nymagee playground	\$55,000
3	Signage projects	Mount Hope	\$10,000
	Signage projects	Nymagee	\$25,000
4	Fencing	Mt Hope, Euabalong, Depot, Ward Oval	\$150,000
5	Community Events	Villages, Cobar, School holidays	\$70,000
6	Business Initiative		\$30,000
Total			\$1,000,000

Clr Sinclair/ Clr Payne

CARRIED

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GENERAL MANAGER

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DEPUTY MAYOR

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 6:23PM

CONFIRMED.....

MINUTE NO.....

DEPUTY MAYOR.....

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COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 22 NOVEMBER 2018**

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GENERAL MANAGER

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DEPUTY MAYOR