

COBAR SHIRE COUNCIL



ORDINARY MEETING AGENDA

THURSDAY 26 SEPTEMBER 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 – Thursday 22 August 2013
 - Extraordinary Meeting – Thursday 12 September 2013
 - Finance and Policy Committee Meeting – Thursday 12 September 2013
 - Works Committee Meeting – Thursday 12 September 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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Clause 2C – Tender for Supply, Delivery of and Lease of One Rubber Tyred Roller .	(Refer to Confidential Agenda)
Clause 3C – Lease of 53 Linsley Street	(Refer to Confidential Agenda)
Clause 4C – Quotation for the Supply of Plant and Equipment Hire Rates 2012/2015 Update	(Refer to Confidential Agenda)

(These reports are confidential in accordance with sections 10A (2)(c) and (d)(i) of the Local Government Act 1993, as the matters contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and the matter contains commercial information that would, if disclosed in Open Council would prejudice the commercial position of the person who supplied it.

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~ COUNCIL'S VISION ~

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

~ COUNCIL'S MISSION ~

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

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

- Ivanhoe Road
 - Louth Road
 - Tilpa Road
-

~ COUNCIL'S VALUES ~

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

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

~ COUNCIL'S CHARTER ~

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

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

~ COUNCIL DIARY ~

DATE	ACTIVITY	INVOLVES
Thursday 26 September 2013 (5:00pm)	Council Meeting	Councillors/Senior Staff/ Community
Thursday 26 September 2013 - estimated 7:00pm	Councillor Workshop – Economic Development Taskforce Strategy (Tentative)	Councillors/Senior Staff/
Thursday 10 October 2013 (5:00pm)	Committee Meetings	Councillors/Senior Staff/ Community
Thursday 10 October 2013 (After Committee Meetings – estimated start 6:30pm)	Tour De OROC Function, Coppers Restaurant	Councillors/Senior Staff/ Community
Thursday 24 October 2013 (2:00pm)	Rural Council Meeting, Nymagee	Councillors/Senior Staff/ Community
25-27 October 2013	Festival of the Miners Ghost	Community

CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

ATTACHMENT: NO

AUTHOR: *Mayor, Councillor Lilliane Brady OAM*

Report to be tabled.

RECOMMENDATION

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

CLAUSE 2A – NYMAGEE PROGRESS ASSOCIATION REQUEST FOR COUNCIL CONTRIBUTION TO ELECTRICITY FOR NYMAGEE LIBRARY

FILE: A11-3

AOP REFERENCE: 1.6.4.2

ATTACHMENT: NO

AUTHOR: *Land Management Officer, Heather Holder*

Purpose

For Council to consider payment of electricity for the Nymagee Library when it is relocated to the Nymagee Old School Community Centre.

Background

Council purchased the Old Nymagee School building on behalf of the Nymagee Community for their use at a total cost of \$25,000 with arrangements to pay \$5,000 per year over a five year period. All payments have been made and this property is now owned by Council. As per Council's Land Register this land is classified as "Operational Land".

The original Memorandum of Understanding was an agreement negotiated between Council Staff and the Nymagee Progress Association and outlined the responsibilities of Council and the new Management Committee (refer to table below). This was reported to the Council meeting held on 17th December 2009.

Cobar Shire Council	Nymagee Progress Association Incorporated
Payment of Rates	Payment of Electricity
Payment of Building Insurance	Payment of Telephone / Facsimile
Payment of Council's Public Liability Insurance	Payment of Gas
	Maintenance of the yards
Structural Repairs	Maintenance of the Buildings
Relocation of the Nymagee Library	Servicing of any equipment
Installation and payment of Internet	Fund Raising events
Payment of rent for the Library	Day to day Management of the Site
Initial pest inspection and treatment	Minor Building Works

The report recommended the following:

- 1. That Council concur with the relocation of the Nymagee Library to the former Nymagee School site building and that the General Manager negotiate a nominal rent to be paid to the Management Committee.*
- 2. That arrangements be made, at Councils cost, to have the internet connected to this building for use by library members.*
- 3. That Council adopt the draft MOU which specifies the responsibilities of both Council and the Management Committee in regards to the maintenance of this facility.*
- 4. That the Nymagee Public School Management Committee Members be congratulated on their achievements to date in establishing this facility as a popular community meeting place.*

The Council resolution (219.12.2009) below made no reference to the General Manager negotiating a nominal rent to be paid to the Management Committee and is as follows:

1. *That Council concur with the relocation of the Nymagee Library to the former Nymagee School site building.*
2. *That arrangements be made, at Councils cost, to have the internet connected to this building for use by library members.*
3. *That Council adopt the draft MOU which specifies the responsibilities of both Council and the Management Committee in regards to the maintenance of this facility.*
4. *That the Nymagee Public School Management Committee Members be congratulated on their achievements to date in establishing this facility as a popular community meeting place.*

After this resolution the ‘payment of rent for the library’ was taken off this list for Cobar Shire Council responsibilities.

It was not possible to complete the signing of the Memorandum of Understanding or similar agreement as the Nymagee Progress Association was not a legally incorporated association.

At the 26 April 2012 Council meeting (adjourned to 3 May 2012), a second report recommended that a licence agreement be entered into that was consistent with the Memorandum of Understanding which had the following table of responsibilities for both parties:

Cobar Shire Council	Nymagee Progress Association Incorporated
Payment of Rates	Payment of Electricity
Payment of Building Insurance	Payment of Telephone / Facsimile
Payment of Council’s Public Liability Insurance	Payment of Gas
	Maintenance of the yards
Structural Repairs	Maintenance of the Buildings
Relocation of the Nymagee Library	Servicing of any equipment
Installation and payment of Internet	Fund Raising events
	Day to day Management of the Site
	Minor Building Works

Council’s resolution from the meeting is below:

71.4.2012 RESOLVED: *That Council authorise the Mayor and General Manager to sign a license agreement with the Nymagee Progress Association once incorporated under the Common Seal of Council.*

Issues

Council staff have since drafted a licence agreement for signing under the Common Seal of Council. As part of these final discussions and negotiations the Nymagee Progress Association have requested that Council contribute to the payment of electricity for the Nymagee Library.

All documentation from December 2009 to the current licence agreement has listed the responsibility of payment of electricity by the Nymagee Progress Association.

The Nymagee Progress Association feel that provision of a library service is the responsibility of Council and that a community group should not be asked to pay in any way for this service.

Financial Implications

The library is currently situated at the Nymagee Hall and the electricity bills for this facility for the last 4 quarters have been \$621.42 and the 4 quarters previous to that were a total of \$666.71. The use of the Hall during this time has been for the Nymagee Library and Community use and functions. The Nymagee Library is open for 5 hours per week.

Nymagee Progress Association are requesting a contribution of electricity of \$1.50 per hour per week being a total of \$390.00 per year. (\$1.50 x 5 hours per week is \$7.50 x 52 weeks) with a review each quarter and after twelve months with a refund of money if not used.

Options

Option 1:

1. That Council authorise a payment of \$390.00 per year for the payment of electricity for the Nymagee Library at the Old Nymagee School Community Centre once it has relocated.
2. That Council amend the licence agreement responsibilities to reflect this contribution.

Option 2:

1. That Council do not make a contribution to the payment of electricity for the Nymagee Library.

RECOMMENDATION

1. **That Council considers the request from the Nymagee Progress Association regarding electricity costs at the Nymagee Old School Community Centre.**
2. **That Council informs the Nymagee Progress Association of their decision.**

CLAUSE 3A – 2013 WOMEN OUT WEST AWARDS – COBAR SHIRE COUNCIL SUCCESS

FILE: Personnel, M2-2, C2-1 AOP REFERENCE: 3.3.2 ATTACHMENT: NO

AUTHOR: *General Manager, Gary Woodman*

Purpose

To advise Council of the success in a number of categories of Cobar Shire Council Officers/Councillors at the 2013 Women Out West Awards.

Background

It is pleasing to advise that on Saturday, 14 September 2013 Council's Mayor Lilliane Brady OAM, and Special Projects Officer Angela Shepherd were successful in reaching the finals of the following Women Out West Awards:

- Outstanding Lifetime Achievement (Lilliane Brady OAM);
- Outstanding Community Leadership (Angela Shepherd);
- Outstanding Optimism (Angela Shepherd).

On the night Angela Shepherd received the Highly Commended Award for Outstanding Optimism and Mayor Lilliane Brady OAM won the award for Outstanding Lifetime Achievement.

It is very fitting that both Angela and Lilliane have been successful in their nominated categories particularly with the time and effort that they put into Cobar Shire.

It is considered appropriate for Council to congratulate these ladies on their Awards success.

RECOMMENDATION

That Council congratulate Mayor Lilliane Brady OAM and Special Projects Officer Angela Shepherd on their success at the 2013 Women Out West Awards.

**CLAUSE 4A – LOWER MACQUARIE WATER UTILITIES ALLIANCE –
NATIONAL LOCAL GOVERNMENT AWARD**

FILE: W2-24

AOP REFERENCE: 4.1.4.2

ATTACHMENT: NO

AUTHOR: *Services Manager, Timothy Wark*

Purpose

The purpose of this report to inform Council about the National Local Government Award the Lower Macquarie Water Utilities Alliance (LMWUA) recently won.

Background

Recently the Lower Macquarie Water Utilities Alliance (LMWUA) was recognised at the National Local Government Awards by winning the Regional Collaborations in Small Councils Award.

It was highlighted throughout the application process that within five years since the formation of the Alliance, both innovation and best practice principles have been demonstrated through achieving:

- 100 per cent overall compliance with Best Practice requirements from a base of 73 per cent in 2008 as required by the NSW Office of Water and various COAG Agreements;
- Successful applications for grants totalling \$451,800 under the Strengthening Basin Communities Program to develop regional strategies;
- Submissions on water reforms to Infrastructure Australia, the Productivity Commission, the National Water Commission and Infrastructure NSW.

Chair of the Alliance Clr Rex Wilson said when accepting the award “*that the strength of the Alliance had been through the creation of several interest groups within the water utilities sector meeting regularly*”.

He went on further to say “*the Alliance had ensured cost effective delivery of Best Practice and that in addition to the grants received each Alliance member Council had saved a considerable amount of money while maintaining community ownership and involvement*”.

The winning of this prestigious award is further evidence that the formation of the Alliance has provided immense benefits to the communities within the Alliance area by moving towards more cost effective and sustainable services.

This Alliance has provided networking opportunities that ensure all member Councils are working towards maximising the efficient use of water resources through implementing best practice technologies.

Each member Council has been provided with a framed certificate for display, it is expected this will be displayed within the Council Administration Centre.

RECOMMENDATION

That Council receive and note the National Local Government Award recently won by the Lower Macquarie Water Utilities Alliance (LMWUA).

AUTHOR: *Director of Engineering Services, Peter Graf*

Purpose

To report on the proposed attendance of the National Local Road and Transport Congress that will be held at the Alice Springs Convention Centre from 12 – 14 November 2013.

Background

The National Local Road and Transport Congress will be held at the Alice Springs Convention Centre from 12 – 14 November 2013.

This Congress titled “Sustaining Our Roads” examines details of major national transport reforms with discussions on issues such as user pay models of charging and investment in roads, facilitating greater use of higher productivity heavy vehicles, exploring freight management options, and the general funding and provision of local roads.

The Congress program includes such items as:

- State of the assets report;
- Roads to Recovery Future Directions;
- A Council perspective on the Local Government Challenge;
- National Heavy Vehicle Regulators talk;
- Heavy Vehicle Charging and Investment;
- Australian Airports Association;
- Roads at the Heart of the Community;
- Panel and Workshop sessions.

Issues

The 2013 National Local Road and Transport Congress is a significant event for Local Government in NSW.

The Congress is important as it provides the opportunity to keep up to date with current issues affecting Council’s local roads.

Financial Implications

The cost per delegate is expected to be as follows;

- Conference registration .\$945.00
- Accommodation at least \$500.00
- Airfares \$1,400.00
- Miscellaneous Costs \$230.00

Estimated total cost per delegate is \$3,075.00.

Sufficient funds have been provided in the 2013/2014 Budget for up to two delegates to attend this Congress.

Options

I believe that this Congress is important to Cobar Shire Council and local government in NSW and that the only appropriate option is for the attendance of up to two delegates.

The Director of Engineering Services has an urgent prior engagement that clashes with this Congress and it would be appropriate for his delegate (i.e. Works Manager) to attend.

RECOMMENDATION

That the Director of Engineering Services or his delegate and one Councillor be authorised to attend the National Local Road and Transport Congress that will be held at the Alice Springs Convention Centre from 12 – 14 November 2013 with attendance met from within the relevant budget allocation.

CLAUSE 6A – SWITCH 2013 PUBLIC LIBRARIES CONFERENCE

FILE: S1-3-5 AOP REFERENCE: 3.3.2, 1.1 ATTACHMENT: NO

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

Purpose

The purpose of this report is to provide information to the Council about the Switch 2013 Public Libraries Conference which is being held in Sydney on 24-26 November 2013 and to seek approval for a delegated employee to attend. The theme of this year's conference is "*Creating Libraries for our Communities*".

Background

This report details the relevance of the attendance at the Conference and the costs and recommends appropriate attendance.

The Conference program includes such items as:

- How do the different forms of media impact on Australian society;
- Can Libraries compete in a digital age;
- How to find strategies that will give your service every possible financial advantage;
- Community partnerships developed at a local level;
- Using a community approach, how to gain success in engaging teens, Council, Government, agencies and the community;
- Reinventing libraries in order to remain relevant to evolving communities
- Library participation in interagencies;
- Through the advent of social media, how might the public library go beyond its walls and engage more proactively with its users;
- The important role local studies librarians play in discovering a community's hidden treasure;
- How to extend the borders of science literacy beyond the classroom and museum
- As library professionals what do we need to do, and what skills do our staff need to ensure we are an essential Council service.

Issues

It is usual for the Manager of Library Services to attend the Annual Conference.

The Conferences over the years have been found to be extremely beneficial as many of the speakers on the program are from Libraries owned by Councils who showcase how they have addressed challenges and overcome issues with limited resources in a Council environment.

This Conference is important as it provides the opportunity to keep up to date with changes in library principles, current social trends, best practice in local government and networking opportunities for Councils that are rural and remote (like Cobar).

Financial Implications

Registration costs are \$500.00 per delegate inclusive of lunches and Conference dinner. Accommodation costs would be approximately \$700.00 for the entire conference. Travel costs will be approximately \$360.00 i.e. the total expenses will be approximately \$1,560.00.

Costs are provided for in Council's 2013/2014 budget.

RECOMMENDATION

That one delegated Council employee attend the Switch 2013 Public Libraries Conference.

**CLAUSE 7A – ACAA 2013 NATIONAL CONFERENCE: TOWARDS
UNIVERSAL DESIGN – THE FUTURE OF ACCESS**

FILE: S1-5-1 AOP REFERENCE: 1.6.3.1 ATTACHMENT: NO

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

Purpose

To seek approval for attendance by the Director of Planning & Environmental Services at the Association of Consultants in Access 2013 National Conference.

Background

The Association of Consultants in Access is the peak National body for Access consultancy in Australia. With the introduction of Access to Premises Standards and Access Code within the Building Code of Australia, this bi-annual National Conference is of particular benefit to Access Consultants, Architects, Building Certifiers and people in Government who are responsible for implementing Access Code, Building Code Access issues and Australian Standards relevant to Disability Access.

The Conference will be held at the Waterview Conference Centre, Sydney Olympic Park on 18 to 20 November 2013.

Issues

Attendance at the Conference will enable compulsory continuing professional development commitments to be met for 2013.

Financial Implication

The cost for attending the Conference is \$850.00 plus accommodation/meals (estimated \$1,200.00) and travel which can be met from within the 2013/2014 budget.

RECOMMENDATION

That Council approve the attendance of the Director of Planning and Environmental Services at the ACAA 2013 – National Conference to be held in Sydney on 18 to 20 November 2013.

CLAUSE 8A – COBAR SHIRE COUNCIL CODE OF MEETING PRACTICE
FILE: P5-3 AOP REFERENCE: 3.1 ATTACHMENT: YES (PAGE 85-119)
AUTHOR: *General Manager, Gary Woodman*

Purpose

For Council to consider and adopt an amended Code of Meeting Practice which is attached.

Background

In July 2013 Councillors workshopped proposed changes to the Cobar Shire Council Code of Meeting Practice which resulted in the only proposed change being that any apologies from a Councillor for Standing Committee, Ordinary or Extraordinary Meetings of Council need only be submitted prior to the commencement of that Meeting.

Appropriate public notice in accordance with Section 361 of the Local Government Act 1993 (public exhibition for not less than 28 days and not less than 42 days for which submissions may be made to Council) was arranged.

Issues

No submissions have been received. Accordingly it is appropriate for Council to adopt the amended Code of Meeting Practice.

Legal Situation

Section 361 of the Local Government Act 1993.

Policy Implications

Once adopted by Council the amended Code of Meeting Practice will become Policy of Council.

Financial Implications

Nil.

Risk Implication

Nil.

Options

Council does not necessarily need to adopt the amended Code of Meeting Practice.

RECOMMENDATION

That Council adopt the attached Code of Meeting Practice as Policy of Council.

**CLAUSE 9A – CONDUCT OF ELECTIONS BY COUNCILS - AMENDMENTS
TO THE LOCAL GOVERNMENT ACT 1993**

FILE: E2.3.4

AOP REFERENCE: 3.3.4

ATTACHMENT: NO

AUTHOR: *General Manager, Gary Woodman*

Purpose

For Council to make a further decision on who should conduct relevant future Elections of Cobar Shire Council (not including elections for the Mayor and/or Deputy Mayor by Councillors).

Background

Council at its meeting on the 24 April 2013 considered a report concerning Conduct of elections by Councils - Amendments to the Local Government Act 1993. Council subsequently resolved as follows:

“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”.

Advice has now been provided by the NSW Electoral Commission that where Council intends to engage the NSW Electoral Commission the amendments to the Local Government Act will require appropriate wording of resolutions which they have now given and is contained within the recommendation to this report.

Issues

It is considered appropriate that Council continues to engage the NSW Electoral Commissioner to administer all elections, polls and referenda except the election of the Mayor and Deputy Mayor.

Legal Situation

Section 296 Local Government Act, 1993.

Policy Implications

Nil.

Financial Implications

Nil.

Risk Implication

Nil.

Options

It is believed that the only suitable option is to engage the NSW Electoral Commission for Elections, Polls and Referenda.

RECOMMENDATION

That Cobar Shire Council (“The Council”) resolves:

- 1. Pursuant to s. 296(2) and (3) of the *Local Government Act 1993* (NSW) (“the Act”) that an election arrangement be entered into by contract for the NSW Electoral Commissioner to administer all elections of the Council.**
- 2. Pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a council poll arrangement be entered into by contract for the NSW Electoral Commissioner to administer all council polls of the Council.**
- 3. Pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a constitutional referendum arrangement be entered into by contract for the NSW Electoral Commissioner to administer all constitutional referenda of the Council.**

CLAUSE 10A – REVIEW OF CURRENT WATER RESTRICTIONS

FILE: W2-21

AOP REFERENCE: 5.1.2.3

ATTACHMENT: NO

AUTHOR: *Services Manager, Timothy Wark*

Purpose

The purpose of this report is to demonstrate the need for the current water restrictions to be reviewed and altered.

Background

Cobar and the surrounding areas will soon be entering into a warmer period of the year and in conjunction with this daylight savings is soon to be introduced (6 October 2013); therefore it would be an appropriate time for Council to adjust the current level of water restrictions.

With the increase in the temperature, usage levels are certain to increase; this results in the Water Filtration Plant working for excessive hours. This is not ideal for the Plant because maintenance and detention times are affected and this will definitely have an effect on the final product produced (water quality).

Additionally this is an environmentally sound move for Council to alter the watering times as Council needs to encourage the community to water when evaporation levels are at their minimum; so this precious resource is not wasted or misused.

The water restrictions that are currently in effect are as follows:

Cobar and Nymagee

- Hand held hoses are permitted anytime;
- All fixed sprinklers, irrigation systems etc, be permitted between 4pm and 10am daily;
- No car washing be permitted on hard surfaces.

Euabalong and Euabalong West

- Hand held hoses are permitted anytime;
- All fixed sprinklers, irrigation systems etc, are banned;
- No car washing permitted on hard surfaces.

It is suggested to keep hand held hoses the same (permitted anytime) for Cobar, Nymagee, Euabalong and Euabalong West. It is recommended to change the fixed sprinkler watering times for Cobar and Nymagee from 4pm to 10am to 6pm to 9am daily. Fixed sprinkler watering at Euabalong and Euabalong West should still be banned.

RECOMMENDATION

That Council amends the current water restrictions to as follows commencing on 7 October 2013:

Cobar and Nymagee

- **Hand held hoses are permitted anytime;**
- **All fixed sprinklers, irrigation systems etc, be permitted between 6pm to 9am daily;**
- **No car washing be permitted on hard surfaces.**

Euabalong and Euabalong West

- **Hand held hoses are permitted anytime;**
- **All fixed sprinklers, irrigation systems etc, are banned;**
- **No car washing permitted on hard surfaces.**

CLAUSE 11A – PROPOSED ALCOHOL PROHIBITED AREA – COBAR REGIONAL AIRPORT

FILE: H1-9

AOP REFERENCE: 1.6.3.4

ATTACHMENT: NO

AUTHOR: *Works Manager, Kingsley Page*

Purpose

To formally declare the Cobar Regional Airport as an Alcohol Prohibited Area.

Background

Recent events of alcohol related anti-social behaviour at Cobar Regional Airport have led to several visits from Police. As a result Council staff are requesting that Cobar Regional Airport (including the car park, terminal building and surrounding garden area) be formally declared as an Alcohol Prohibited Area for the wellbeing of all passengers and staff.

Cobar Regional Airport is a Council owned and managed premises, and is classified as “Operational Land” in Council’s Land Register. As a result no legislation is applicable in regards to Council declaring the Cobar Regional Airport as an Alcohol Prohibited Area i.e. Alcohol-Free Zone legislation as outlined in the *Local Government Act 1993* is not applicable. It is up to Council’s discretion as to how they manage the premises.

Issues

Recent issues occurring at the Airport have prompted Council to take immediate action for the wellbeing of passengers, staff and stakeholders.

Legal Implications

No legislation applicable.

Financial Implications

Council will be required to purchase appropriate signage and complete sign erection works. Council must understand that there could be ongoing costs incurred as a result of possible vandalism and theft of signage.

Options

Council has two options that are as follows:

1. Declare the Cobar Regional Airport as an Alcohol Prohibited Area; or
2. To not declare the Cobar Regional Airport as an Alcohol Prohibited Area.

RECOMMENDATION

- 1. That Council formally declare the Cobar Regional Airport as an Alcohol Prohibited Area.**
- 2. That signage and erection costs be funded out of related budgets in the 2013/2014 financial year.**

CLAUSE 12A – SIDE TIPPER AND ROCK CRUSHER REPORT

FILE: P3-7

AOP REFERENCE: 3.3.2.6

ATTACHMENT: NO

AUTHOR: *Works Manager, Kingsley Page*

Purpose

The purpose of this report is for Council to look into the options of purchasing a gravel crusher as well as the current matter concerning replacement of a new side tipper and to identify associated improvements to road work methods.

Background

At the Council Meeting held on 22 August 2013, Council resolved to look into the options of purchasing a gravel crusher, and that the current matter concerning replacement of a new side tipper be considered at that time.

Council has recently received an insurance claim payout of \$68,500 for a damaged semi-trailer side tipper.

Council needs to consider if this money should be set aside and added to other capital so another side tipper can be purchased as a replacement, or if it is better to forgo the tipper purchase and redeploy these funds to improve Council's operational effectiveness by purchasing other equipment.

Council's current heavy truck fleet comprises of six prime movers all bogie drive. One is used to haul the gravel side tipper road train, whilst the others are either pulling water tankers or the low-loader float.

Currently there are five Council employees licensed to drive road trains, four in the Cobar Depot and one in the Euabalong Depot.

Issues

Council currently owns two side tipping trailers pulled by a Mack prime mover to form a combination road train that can haul approximately 30 cubic metres or 48 tonne of gravel in one load.

For an average 6km road reconstruction, approximately 9,000m³ of gravel needs to be won and hauled from the borrow pits.

In the 2013/2014 works program there are approximately 40km of road gravelling required. In order to complete this schedule it will take the road train working ahead of the graders the entire 52 weeks of the year.

There is no requirement to add another roadtrain as the existing roadtrain, if scheduled correctly, can handle the works program.

There is also a good supply of contractors available in the region that are on the Council's Contractors List that can supply either one or two roadtrains to cover

unexpected breakdowns or unforeseen peaks if the works schedule has to change. The hire rates are similar to Council's hire rate.

There is a 1996 model Mack Metroliner prime mover (P1110) that is surplus to Council's requirements. This prime mover is becoming less dependable and costly to maintain to a roadworthy standard as parts are becoming increasingly scarce. It could be rationalized and sold at auction for approximately \$25,000.

Many road builders and engineers consider the use of high quality road base to be a vital factor in building long lasting roads. Roads built of crushed, well graded road base have proven to hold up better than pit run gravel over a long period of time and stand up better to wet weather.

To be economical construction material must be quarried close to the point of use. This is because it costs as much to haul crushed gravel 40 kilometres as it does to quarry and process the material.

Currently the gravel that is coming from the borrow pits contains a considerable amount of oversize rocks that makes grading more difficult and the rollers are spending a considerable amount of extra time trying to break up these large rock pieces. What the rollers can't smash is being left for the grader to move off past the table drains and dealt with at a later stage. This poses another problem as these 'gibbers' need to be lifted out by the grader or buried in the table drain which is extremely time consuming and adds additional costs.

The answer to the problem of oversize gravel is to crush it in the borrow pit before it is loaded into the tipper. The gravel is placed on the road quicker and can be compacted quicker. Therefore the water truck doesn't get held up by waiting for the slow roller and can get back with another load of water before the gravel has time to dry out. Many efficiencies are gained in using this method.

However, for Council to purchase a new jaw crusher it would cost \$550,000 and for a second hand crusher \$300,000.

The second hand crusher needs to be operated by skilled crusher operators which Council presently doesn't have in its work force.

A new crusher can be operated by less skilled personnel as it has more automation built into the design.

The operating costs for a crusher including an operator, based on only 60,000m³ a year and the production rate of 60m³/hr is expected to be \$6.00/m³ of gravel in the pit.

On these quantities it would be more feasible to hire a late model crusher and operator at \$250 per hour rather than for Council to own one. On a comparative rate it would work out to be \$5.20/ m³.

Half of the gravel currently used in Cobar Shire has a high percentage of clay and needs to be stabilized with 1% lime. Soil stabilization significantly increases the

density and shear strength of soil to produce long-term permanent strength and stability, particularly with respect to the action of water penetration.

There also needs to be an investment in a tractor mounted soil stabilizer and lime spreader for an additional cost of approximately \$500,000.

In summer particularly, the grading teams struggle to maintain sufficient water for compaction and dust suppression whilst they are doing their maintenance grading. The water points are situated normally at a fairly long distance from the work site and there is a problem that the water tankers can not do a return trip in sufficient time to keep the gravel wet in order to get good compaction.

An investment in either drilling more bores or adding turkey nest dams alongside existing bores would improve the water tankers effectiveness. Indicative costs to drill a bore are approximately \$30,000 to \$40,000 and a small turkey nest dam would roughly cost \$10,000 to \$20,000 each depending on the surrounding natural ground.

There are two redundant electric pumps currently available, one at Euabalong and the other at Euabalong West that could be utilised with any new bores.

Financial Implications

Poorly matched plant and equipment will lead to inefficiencies in road construction and maintenance and a waste of resources which may result in plant not being utilised to its full potential due to a miss match of competent operators or a lack of complimentary equipment.

Selling the Mack Metroliner prime mover (P1110) should realise approximately \$25,000.

Options

1. Replace the damaged side tipper using funds from the insurance pay-out plus additional funding from Council to a total value of \$120,000.
2. Don't replace the damaged side tipper.
3. Sell the Mack Metroliner prime mover (P1110).
4. Don't sell the Mack Metroliner prime mover (P1110) and retain as a spare prime mover.
5. Use the \$68,500 from the insurance payout plus the funds from the sale of the Mack Metroliner (P1110) to drill more water bores for construction water and construct additional turkey nest dams adjacent to existing bores where practical. This will need to be done in consultation with the landholders.
6. Make do with current dams and bores for road work construction and maintenance.
7. Purchase a mobile jaw crusher for \$500,000.

-
8. Do not purchase a mobile jaw crusher but hire one instead on a trial basis.
 9. That Council does a complete evaluation of plant and equipment in relation to budget, expected services levels and staff numbers prior to the 2014/2015 Budget.

RECOMMENDATIONS

- 1. That Council does not purchase the replacement side-tipper at this time.**
- 2. That Council sells the Mack Metroliner prime mover (P1110) at auction.**
- 3. That Council hires a gravel crusher on a trial basis.**
- 4. That Council investigate and install new water bores and turkey nest dams for road work construction and maintenance using the insurance payout of \$68,500 plus funds from the sale of the Mack Metroliner prime mover (P1110).**
- 5. That Council does a complete evaluation of plant and equipment in relation to budget, expected services levels and staff numbers prior to the 2014/2015 Budget.**

CLAUSE 13A – UNAUDITED FINANCIAL STATEMENTS 2012/2013

FILE: A12-2

AOP REFERENCE: 3.1

ATTACHMENT: NO

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

Purpose

To authorise the sending of Council's Statutory Accounts for 2012/2013 and the signing of Statements by Councillors and Management.

Background

The Financial Statements and Special Reports for 2012/2013 are being finalised.

Council must include a Statement in the General reports as to its opinion of the report prior to sign off by the Auditors.

RECOMMENDATION

- 1. That Council authorise the Statutory Accounts for the financial year 2012/2013 to be sent to the Auditors, Luka Group.**
- 2. That the Statements forming part of the audit package by Councillors and Management be signed.**

CLAUSE 14A – RESTRICTED CASH AS AT 30 JUNE 2013 (UNAUDITED)

FILE: F2-2-19

AOP REFERENCE: 3.1.1.5

ATTACHMENT: YES

(PAGE 120)

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

Purpose

To advise Council of the restricted cash as at 30th June 2013.

Background

Council in its normal business cycle receives cash in any financial year that is “tied”. In many instances the purpose for which the cash was received was unable to be carried out in the year of receipt. For example \$75k has been received in the financial year 2013 for the Skate Park but no expenditure has been incurred. Accounting Standards require that it be reported as income in the year in which it is received. This of course reflects favourably on the surplus or deficit. The opposite impact is then recorded when the money is expended and there is no matching income.

A major component of the restricted cash is the early payment of the Financial Assistance Grant. Again this year, two quarters have been received in advance. This is the first time since the initial early disbursement in 2008 that the “first” quarterly prepaid amount has been funded as restricted cash. Council in its budget needs to be conscious of the right of the Federal Government to not continue with the prepayment program. Classifying it as restricted at year end, ensures that it is available for the year to which it applies as opposed to the year in which it was received.

Further improvement in Council’s cash position can be seen in the increase in leave entitlements from 2012 by \$162k. As per resolution Council has been able to appropriate the land sale monies to this restriction.

To overcome the potential of high cash balances being misunderstood and inappropriately spent and to enable readers of financial reports to assess the “underlying performance” for a particular financial year it is a reporting requirement that such funds be recorded as restricted funds. Councillors will recall that in 2011 despite cash balances on hand that was insufficient to cover the internal and external restrictions.

Councillors should refer to another item in this Business Paper which details some of the budget variations which require cash to be restricted.

At the July 2013 Ordinary Meeting of Council, Councillors approved by resolution a list of projects required to be carried over into the current financial year. These items are now a part of the 2013/2014 budget. They require cash to be restricted to allow them to proceed.

This list is for information only and may be altered upon audit. However, no major changes are expected. The final schedule is included in the audit report. The Water and Sewer Fund is subject to finalisation of the audit of the Special Schedules relating to those funds.

RECOMMENDATION

- 1. That the Restricted Cash as at 30 June 2013 (unaudited) Report be received and noted.**
- 2. That Council reduce its short term loan by \$200,000 from a balance of \$900,000 to \$700,000.**

CLAUSE 15A – PENSIONERS RATE REBATE 2013/2014 – CLAIM 130

FILE: R2-9

AOP REFERENCE: 3.1.1.2

ATTACHMENT: NO

AUTHOR: Rates Officer, Jo-Louise Brown

Purpose

To write off rates in respect of eligible pensioners for the 2013/2014 rating year and to apply for the relevant subsidy.

Background

Tabled at this meeting is an application for payment under Section 575 of the Local Government Act 1993 (NSW) 1993 for subsidy in respect of rate rebates granted.

A resolution is required to write off the rates in respect of eligible pensioners, make application for subsidy and undertake not to take proceedings for the recovery of the rates in the event of a subsidy not being paid to Council for the rates written off.

RECOMMENDATION

That Council writes off rates in respect of eligible pensioners in the sum of \$114,376.25 as detailed in the summary listed below, subject to Council's Auditor's approval:

	\$
General Rates	70,495.00
Cobar Water Supply Access Rate	21,437.51
Euabalong Water Supply Access Rate	1,312.50
Euabalong West Water Supply Access Rate	525.00
Nymagee Water Supply Access Rate.....	612.50
Mount Hope Water Supply Access Rate.....	0.00
Cobar Sewerage Access Rate	19,993.74
TOTAL.....	<u>\$114,376.25</u>

In addition that Council apply for a subsidy of \$61,905.13 summarised below and further that Council undertake that in the event of a subsidy not being paid to Council in respect of the rates written off, then Council will not subsequently take proceedings for recovery thereof:

	\$
General Rates	37,770.44
Cobar Water Supply Local Rate	11,790.63
Euabalong Water Supply Local Rate.....	721.88
Euabalong West Water Supply Local Rate	288.75
Nymagee Water Supply	336.87
Mount Hope Water Supply	0.00
Cobar Sewerage Local Rate	10,996.56
TOTAL	<u>\$61,905.13</u>

**CLAUSE 16A – LEASE AGREEMENTS FOR STOCK WATERING PLACES
– ELOUERA & NYMAGEE LARGE**

FILE: W2-28 AOP REFERENCE: 4.1.4, 4.4.2.4 ATTACHMENT: NO

AUTHOR: *Land Management Officer, Heather Holder*

Purpose

For Council to consider accepting and signing the five (5) year lease agreements with the Darling Livestock Health and Pest Authority for the Elouera and Nymagee Large stock watering places.

Background

From 2005 to 2009 Council entered into a five (5) year lease agreement with the Darling Livestock Health and Pest Authority (formerly Rural Lands Protection Board for the District of Cobar) for the Elouera and Nymagee Large Stock Watering Places.

Since 2009 lease agreements were on an annual basis due to an ongoing review of Travelling Stock Routes including Stock Watering Places.

Nymagee Large Stock Watering Place is a secondary water supply for the village of Nymagee.

Elouera Stock Water Place bounds the Cobar Landfill site.

Issues

Council has now been offered five (5) years for the period of 1 July 2013 to 30 June 2018 for Elouera and Nymagee Large Stock Watering Places.

Financial Implications

The lease fee for each Stock Watering Place is \$1,112.24 plus GST and indexed for CPI each year.

RECOMMENDATION

That Council authorise the Mayor and General Manager to sign the lease documentation under Common Seal of Council, accepting the terms and conditions of the lease for the Stock Watering Places – Elouera and Nymagee Large.

CLAUSE 17A – PROVISION OF EXTERNAL AUDIT TENDER FOR 1/7/2013 TO 30/6/2019

FILE: A12-1

AOP REFERENCE: 3.1, 3.3.3

ATTACHMENT: NO

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

Purpose

The purpose of this report is for Council to appoint an External Auditor, for the period 1 July 2013 to 30 June 2019.

Background

Some of the material contains information that would, if disclosed, confer a commercial advantage on a person contains Council is conducting (or proposes to conduct) business and further more information that would if disclosed would prejudice the commercial position of the person who supplied it. It is recommended that the matter be considered in the Committee of the Whole Closed Council with the press and public excluded.

RECOMMENDATION

That the report on the Provision of External Audit Tender for 1 July 2013 to 30 June 2019 be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons stated in accordance with Sections 10A (2) (c) and (d)(i) as the information contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and would prejudice the commercial position of the person who supplied it.

CLAUSE 18A– TENDER FOR SUPPLY, DELIVERY AND LEASE OF ONE RUBBER TYRED ROLLER

FILE: T3-12-7

AOP REFERENCE: 3.3.2.6

ATTACHMENT: NO

AUTHOR: Director of Engineering Services, Peter Graf and Plant Supervisor, Brad Lennon

Purpose

To consider the purchase of One Rubber Tyred Roller including the provision of lease finance.

Background

In accordance with Council's Plant Replacement Program, Council was due to purchase the third proposed rubber tyred roller at the commencement of the 2012/2013 financial year.

After calling for tenders for the supply and delivery of (1) One Rubber Tyred Roller advertised in October 2012, Council received only 2 (two) tenders before closing on 1 November 2012 at 2.30 pm.

After receiving only two (2) supply company tender's and after consideration by the Evaluation Committee at that time, both machines were found to be non compliant as per the tender specifications.

In light of these findings at the December 2012 Council Meeting it was adopted that Council defer the purchase of a third Rubber Tyred Roller due to non compliant machine's as per Council's specifications and that the General Manager be authorised under Regulation 178 (3) (e) of the Local Government Act 1993 to enter negotiations with suppliers of Rubber Tyred Rollers.

There have been a number of delays in the purchase process to ensure the need for this item of plant was quantified. At the April Council meeting the reported rescission motion was not resolved.

The (3) three most compliant machine suppliers were contacted in August 2013, from the first equipment purchase round of a couple of years ago, with the following results:

- Tutt Bryant Equipment – Bomag;
- Conplant – Ammann;
- Wirtgen Australia – Hamm.

Given the sensitive nature of the information provided by the tenderers and negotiations it is recommended that Council considers a further report in Committee of the Whole Closed Council with the press and public excluded.

Legal Situation

Council has complied with the requirements of the Local Government Act 1993, Section 55 of the Local Government (General) Regulations 2005 Part 7.

Financial implications

Financing quotations were received from two organisations over three different terms (5 years, 7 years, 10 years) whilst these quotations will only be held for a limited time and may not still be available at time of delivery they are strongly indicative. Interest rates are not expected to move much in the period prior to settlement.

An equipment financing mortgage is recommended so that the Cobar Shire Council acquires ownership of the equipment upon settlement. The only security required by each lender is the equipment.

The recommended term is 5 years with no balloon payment at the conclusion of the contract (GST has not been financed in the quotes).

RECOMMENDATION

That the negotiated tenders received for the supply and delivery and lease of one Rubber Tyred Roller be considered in Committee of the 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 discussion of this information in Open Council would prejudice the commercial position of the person who supplied it.

CLAUSE 19A - LEASE OF 53 LINSLEY STREET, COBAR

FILE: L 6-7

AOP REFERENCE: 3.3.4.2

ATTACHMENT: NO

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

Purpose

The purpose of this report is for Council to consider a staff recommendation to enter into a new lease with the existing lessee of 53 Linsley Street, Cobar.

Background

The period of the existing lease ended on 10 July 2013 and the lessee has continued to occupy the property on a month to month basis in accordance with the existing lease.

Given the commercial nature of this matter it is recommended that Council considers a further report in the Committee of the Whole Closed Council.

RECOMMENDATION

That a report regarding a new lease for 53 Linsley Street, Cobar be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons stated in Section 10A (2) (d) (i) of the Local Government Act 1993 as the discussion of the information in Open Council would prejudice the commercial position of the person who supplied it.

CLAUSE 20A – QUOTATION FOR THE SUPPLY OF PLANT AND EQUIPMENT HIRE RATES 2012/2015 UPDATE

FILE: P3-19-3

AOP REFERNECE: 3.3.4

ATTACHMENT: NO

AUTHOR: *Works Manager, Kingsley Page*

Purpose

To expand Council's preferred contractor list for plant and equipment hire and to also include contractors that are able to serve the Euabalong area.

Background

Throughout the year Council uses various contractors for the supply of plant and equipment hire rates for many of Council's activities.

In order to give better service to Cobar and the Euabalong area it would be desirable for Council to have a larger pool of contractors that operate in these areas.

These Contractors are usually engaged on a daily basis for small projects or by quotations for larger projects.

The administration of this approach can be haphazard as the appropriate paperwork to cover the individual business Work Health and Safety (WH&S) compliance and or insurances has not necessarily been provided prior to works commencing.

To ensure that Council complies with all regulatory requirements of WH&S, Workcover, Local Government Act 1993, etc, Council needs to adopt a formal approach to regulatory requirements through the quotation process.

Legal Situation

Council has complied with requirements of the Local Government Act 1993, Section 55 and the Local Government (General) Regulation Part 7.

RECOMMENDATION

That the quotation for the supply of plant and equipment hire rates 2012/2015 update report be considered in the Committee of the 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 information in Open Council would prejudice the commercial position of the person who supplied it.

CLAUSE 1B – DEVELOPMENT APPROVALS

FILE: T5-1

AOP REFERENCE: 1.6.3.1

ATTACHMENT: NO

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

Complying Development Approvals

There were no Complying Development Applications approved under delegated authority for the period 15 August 2013 – 17 September 2013.

The value of Complying Development approvals for 2013/2014 to date is Nil.

The value of Complying Development approvals for the similar period in 2012/2013 was \$48,780.00

Local Development Approvals

The following Local Developments have been approved under delegated authority for the period 15 August 2013 -

CERTIFICATE NO.	ADDRESS	DESCRIPTION	VALUE (\$)
2013/LD-00039	57 Bathurst St, Cobar	Extension to Patio	15,696
2013/LD-00034	Cobar Memorial Swimming Pool	Sail Structure	16,610
2013/LD-00035	12 Wrightville St, Cobar	Industrial Shed	170,000
2013/LD-00040	13 Belagoy St, Cobar	Patio Extension	6,204
2013/LD-00033	2 Fletcher St, Cobar	Front Fence	2,200
2013/LD-00031	3 Annies Lne, Cobar	Dwelling	329,000

The value of Local Development approvals for 2013/2014 to date is \$633,114.00

The value of Local Development approvals for the similar period in 2012/2013 was \$2,077,500.00

Construction Certificates

The following Construction Certificates have been approved under delegated authority for the period 15 August 2013 – 17 September 2013.

CERTIFICATE NO.	ADDRESS	DESCRIPTION
2013/CB-00030	57 Bathurst St, Cobar	Extension to Patio
2013/CB-00032	Cobar Memorial Swimming Pool	Sail Structure

2013/CB-00029	13 Belagoy St, Cobar	Patio Extension
2013/CB-00028	2 Fletcher St, Cobar	Front Fence

RECOMMENDATION

That the information detailing the Local Development and Construction Certificate approvals for the period 15 August 2013 – 17 September 2013 be received and noted.

CLAUSE 2B – MONTHLY STATUS REPORT

FILE: C13-10

AOP REFERENCE: 3.1

ATTACHMENT: NO

AUTHOR: *General Manager, Gary Woodman*

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

COUNCIL RESOLUTIONS 28 APRIL 2011				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
14	Committee of the Whole Closed Council – Clause 1C – Cobar Caravan Park Business Development Strategy	GM / LMO	Arrange acquisition of Lot 317 DP 755649 from the Crown subject to the availability of funds from the 2011/2012 budget.	Acquisition arrangements commenced with Land and Property Management Authority with acquisition subject to allocation of funds. Application provided to the Division of Local

			Following successful acquisition of the above land, classify this land as Operational under the Local Government Act 1993.	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.
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COUNCIL RESOLUTIONS 23 JUNE 2011

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

COUNCIL RESOLUTIONS 28 JULY 2011

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

			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	Industrial Strategy to be determined.
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COUNCIL RESOLUTIONS 25 AUGUST 2011

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

COUNCIL RESOLUTIONS 27 OCTOBER 2011

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

COUNCIL RESOLUTIONS 22 MARCH 2012

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

	Bathurst Street Reserve (R64199) – Consideration of Fees for Licences		a licence term of up to seven (7) years but no less than two (2) years with the Cobar Tennis Club.	implementation of resolution.
161	Council – Clause 14A – Cobar Scout/Guide Hall – 2 Brennan Street – Donation	DCCS / LMO	<p>Maintains the current donation of accommodations at 2 Brennan Street, rent free to the Army Cadets and Girl Guides the financial year of 2012/2013.</p> <p>Continue to forgo income for rates and water for 2 Brennan Street.</p> <p>Negotiate a written lease agreement for a period of 5 years with a 5 year option to renew. The lease agreement to cover rent, maintenance of buildings and grounds, insurance, payment of electricity and other maintenance issues.</p> <p>Set conditions that the donation is conditional upon the Army Cadets and the Girl Guides entering into a lease agreement.</p> <p>Review further donations annually.</p> <p>Provides written advice to the Army Cadets and Girl Guides of the donation and all conditions.</p>	Action Plan instigated for implementation of resolutions.
162	Council – Clause 16A - Liquid Trade Waste Policy – Costs and Implementation Method	DES / SM	Adopts option one (1) for the upgrading of the existing trade waste outlets and purchase the required pre-treatment units and complete the installation works on all trade waste premises with all costs to be funded out of the Sewer Fund Reserves with a no-interest three (3) year loan to local proprietors of businesses, and further that repayment will be a condition of approval on their Liquid Trade Waste licence agreement as per the NSW Office of Water regulations.	Action Plan instigated for implementation of resolution.

COUNCIL RESOLUTIONS 26 APRIL ADJOURNED TO 3 MAY 2012

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

			<p>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 the Common Seal of Council.</p> <p>That investigations and reporting be undertaken for appropriate master planning of Council land at 100 and 105 Marshall Street, Cobar;</p> <p>That any sale of the land be subject to the negotiated development proceeding within a reasonable time;</p>	
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COUNCIL RESOLUTIONS 26 JULY 2012

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
219	Council – Clause 8A – Road Closure – Corner of Murray and Blakey Street, Cobar	DPES / LMO	That Council resolves to close part of the road reserve on the corner of Murray and Blakey Street, Cobar identified as being Lot 2 in Deposited Plan 46869.	<p>Action plan instigated for implementation of resolution.</p> <p>Advertising of proposed road closure undertaken by Crown</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>Land Division of Department of Primary Industries. Submissions being managed in conjunction with DPI.</p> <p>Follow up has been occurring with providers of submissions and now waiting on response from Crown Lands.</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.
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 facility at Lot 40 DP 755649 Kidman Way, Cobar be dealt with as a compliance matter to be followed up by the Director of Planning and Environmental Services.</p>	Action plan instigated for implementation of resolutions.

COUNCIL RESOLUTIONS 27 SEPTEMBER 2012

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

	Application for Exemption – Pavement Concession and Future Maintenance of Cobar Regional Airport		Commonwealth Ministers and Agencies in seeking 100% funding for the essential pavement upgrading works that are required to be able to handle larger aircraft as that proposed by Brindabella Airlines at Cobar Regional Airport.	implementation of resolution.
COUNCIL RESOLUTIONS 25 OCTOBER 2012				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
266	Council – Clause 7A – Exhibition Draft – Cobar Local Infrastructure Contributions Plan 2012	DPES / LMO	That a submission and delegation be made to the Minister for Planning that appropriate changes be made to Planning and Environmental Legislation to allow Councils to receive appropriate development contributions for community infrastructure provision and ongoing operational costs from Part 4 development applications.	Action plan instigated for implementation of resolution.
COUNCIL RESOLUTIONS 13 DECEMBER 2012				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
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"> • Mrs C and Mr S Griffiths • Mr K L Buckman (now Sharon Whitehurst). • Cobar Pony Club. • Cobar Miners Race Club. • Cobar Rodeo Committee. 	Action plan instigated for implementation of resolution – Griffiths, Whitehurst, Cobar Pony Club, Cobar Miners Race Club, complete. Rodeo Committee at present not prepared to sign licence agreement - No further action required.
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	Payment has been made, documentation has been received and processed - No

			agreement for the Cobar Tennis Club.	further action required.
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	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. 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. 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. That on reaching an agreement a further report be submitted to Council for its consideration and approval.	Rescission Motion reported to the April 2013 Council Meeting which was not resolved. Appropriate report provided to the September 2013 Council Meeting – No further action required.
COUNCIL RESOLUTIONS 28 FEBRUARY 2013				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
343	Council – Clause 22A –	DES / WM	That Council approve the construction of a hangar	Action plan instigated for

	Proposed Hangar Construction and Lease of Plant of Land at Cobar Regional Airport by Sullivan's Mining and Hardware		<p>(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> <p>That Council investigate the possibility of arranging a lease for the management and maintenance to the appropriate standard of the Cobar Aerodrome, including the house and all amenities.</p>	<p>implementation of resolutions.</p> <p>Action plan instigated for implementation of resolutions.</p> <p>Expressions of interest advertising will be delayed until final result of Resources for Regions EOI known.</p>
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COUNCIL RESOLUTIONS 28 MARCH 2013

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

COUNCIL RESOLUTIONS 24 APRIL 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
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380	Committee of the Whole Closed Council – Clause 1C – Notice of Rescission Motion – Consideration of Tourism Cost Centre	GM	That in the year 2013/2014 that Council develops a tourism management plan that details appropriate commitments and plans that aid the tourist industry in Cobarr.	Action plan instigated for implementation of resolution.
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COUNCIL RESOLUTIONS 27 JUNE 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
397	Council – Clause 7A – Payment of Expenses for Provision of Facilities to the Mayor and Councillors Policy	HRO	That Council consider at the October 2013 Council Meeting, the draft Provision of Facilities to Mayor and Councillors Policy along with any submissions received following the public exhibition period.	Report to be provided to the October 2013 Council Meeting.

COUNCIL RESOLUTIONS 25 JULY 2013

NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
411	Committee of the Whole Closed Council – Clause 1C – Review of Council’s Organisation Structure and Workforce Plan	GM	A report comes to council setting out the employee positions (current) in conjunction with the Q1 Review.	Appropriate report expected to be provided by the November 2013 Council meeting.
414	Works Committee – Report 2B – Engineering Works Report	DES/CM	Seek special funding for all highways within the Cobarr Shire Council identified as “high risk hotspots”.	Action plan instigated for implementation of resolution.
415	Council – 5A – Code of Meeting Practice	GM/DCCS	That the draft Code of Meeting Practice which is included in the attachment to this report be placed on public	Draft Policy placed on Exhibition. Appropriate report provided to the September 2013 Finance and Policy

			exhibition for a period of not less than 28 days pursuant to Section 361 of the Local Government Act 1993.	Committee Meeting – No further action required.
417	Council - Clause 8A – Projects Carried Forward as at 30 June 2013	DCCS/MFA	That the schedule of capital and operational items above be carried forward to be included in the budget for the 2013/2014 financial year.	Appropriate report provided to the September 2013 Council Meeting – No further action required.
419	Council – Clause 10A – Proposed NSW Grain Harvest Management Scheme (GHMS) – 2013/2014	WM	That this matter be taken up with the State Government to receive additional funding to maintain these roads, and the damage caused by these vehicles.	Action plan instigated for implementation of resolution.
420	Council - Clause 12A – Notice of Motion – Status of Truck Wash at Fort Bourke	DES/WM/SPO	That Council seeks grant funding and/or financial partners when available to construct a truck wash suitable for the rural and industrial heavy traffic which operates in and around Cobar.	Appropriate report provided to the September 2013 Committee meetings – No further action required.
422	Committee of the Whole Closed Council – Clause 1C – Industrial Relations Matters	GM/HRO	That a follow up report on the financial and risk implications be presented to Councillors when available.	Initial report provided to July Ordinary Council Meeting and Committee of the Whole Closed Council – follow up report to be determined.
423	Committee of the Whole Closed Council – Clause 3C – Expressions of Interest for Lease of the Town Hall Cinema	DPES	That Council leases the cinema to the Western Studio of Performing Arts as per their expression of interest submission.	Action plan instigated for implementation of resolution.
424	Committee of the Whole Closed Council – Clause 4C – Notice of Recession Motion – Matter of Urgency – Lease of 53 Linsley Street, Cobar – Dr Indra's	GM	Further discussions be held to create a Council Policy regarding all Commercial lease rates on all Council properties provided for medical related services.	Action plan instigated for implementation of resolution.

	Surgery			
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COUNCIL RESOLUTIONS 22 AUGUST 2013				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
425	Finance and Policy Committee – Report 1A – Consideration of Council’s Donation Policy	GM	<p>That the draft policy appearing as an attachment to this report be placed on public exhibition for a minimum of twenty eight (28) days.</p> <p>That Council consider the draft Donation Policy and any submissions from the public at the October Ordinary Meeting of Council.</p>	<p>Exhibition of Draft Policy arranged – No further action required.</p> <p>Report to be provided to the October 2013 Council Meeting.</p>
426	Finance and Policy Committee – Report 2A – Part – Time and Long Term Airport Parking at Cobar Airport	WM	<p>That Council approve in principle a fee structure to allow for part-time and long-term aircraft parking by issuing Apron Parking Permits.</p> <p>That the fee structure be:</p> <p style="padding-left: 40px;">All aircraft other than RPT/Charter:</p> <p>That Council approve in principle a fee structure to allow for part-time and long-term aircraft parking by issuing Apron Parking Permits.</p> <p>That the fee structure be:</p> <p style="padding-left: 40px;">All aircraft other than RPT/Charter:</p> <ul style="list-style-type: none"> • Non-Commercial Aircraft up to 	<p>Appropriate Exhibition of new fees arranged – No further action required.</p>

			<p>2000kg Maximum Take-off Weight (MTOW) are to pay an Annual Charge of \$400.00 (inc GST);</p> <ul style="list-style-type: none"> Commercial Aircraft up to 2000kg MTOW are to pay an Annual Charge of \$800.00 (inc GST); Casual –Aircraft parking more than 7 days in a 4 week period \$26.00 (inc GST) per engine/per week; Casual – Aircraft parking for less than 7 days in a 4 week period \$15.00 (inc GST) per night – i.e. the current arrangements. <p>That Council place the proposed fee structure on exhibition for a minimum of 28 days and consider the matter at the October Ordinary Meeting of Council.</p>	Report to be provided to the October 2013 Council Meeting if required.
427	Works Committee – Report 1A – Pedestrian Access Mobility Plan (PAMP) and Access Audit	CM	<p>That the draft Pedestrian Access Mobility Plan (PAMP) and Access Audit be adopted by Council.</p> <p>That the works program be developed to address the priority one items.</p> <p>That the risk of un-actioned priority one items be entered into Council’s Risk Register.</p>	<p>PAMP and Access Audit distributed – No further action required.</p> <p>Action plan instigated for implementation of resolution.</p> <p>Action plan instigated for implementation of resolution</p>
428	Works Committee – Report 1B – Expenditure on Council’s Road Network	WM	That all traffic counts be included with the road expenditure report, for the past three months at all future meetings of	Action plan instigated for implementation of resolution.

			<p>the Rural Roads Advisory Committee.</p> <p>That Council write to the pipeline authority in regards to the repairs of Shire Road 23, asking the authority to pay for restoration costs following their heavy vehicle use of the road.</p>	<p>Appropriate letter provided to Pipeline Authority – No further action required.</p>
429	Council - Clause 1A – Mayoral Report	DES	<p>That a letter be written to the RFS Commissioner and our Member Kevin Humphries requesting that the fitting of a bull bar and side bar to the Rural Fire Service Vehicles be an essential criteria for vehicles supplied in Cobar Shire.</p>	<p>Appropriate letter provided to the RFS Commissioner and Member Kevin Humphries – No further action required.</p>
430	Council – Matter of Urgency – Carbon Farming Initiative	GM	<p>That Council write and invite the Green Collar Group to provide a presentation to the next Committee meeting on their proposed Carbon Farming Initiative and that relevant information be provided to Council before hand.</p>	<p>Appropriate request provided to the Green Collar Group and Carbon Farming Initiative Handbook provided to Councillors electronically – No further action required.</p>
431	Council – Clause 5A – Cemetery Interment Arrangements	SM	<p>That Council adopt the current interment process and continue to request 100% payment of the interment fees and charges prior to the interment process commencing.</p> <p>That the request to place remembrance trees be noted and the situation monitored by Council Officers.</p> <p>That a report be provided to Council detailing the requirements of planting remembrance trees if the situation warrants it.</p>	<p>Noted – No further action required.</p> <p>Monitoring being undertaken – No further action required.</p> <p>Report will be provided if warranted – No further action required.</p>
432	Council – Clause 6A –	GM	<p>That the persons listed in Schedule 2, as</p>	<p>Noted – No further action required.</p>

	Panel of Conduct Reviewers Under Council's Adopted Code of Conduct		contained in this report, be appointed as members to Cobar Shire Council Panel of Conduct Reviewers and/or act as sole reviewers.	
433	Council – Clause 7A – Plant Replacement – Side Tipper Trailer Insurance Acquisition Report	DES	That Council looks into the options of purchasing a gravel crusher, and that the current matter concerning replacement of a new side tipper be considered at that time.	Appropriate report provided to September 2013 Council Meeting – No further action required.
434	Council – Clause 8A – Raw Water Standpipe	SM	That Council approve the purchase and installation of a flow meter touch pad system for the raw water stand pipe off the Hillston Road.	Action plan instigated for implementation of resolution.
435	Council – Clause 9A – Determination of Status of Mt Gap Road	WM	That Mt. Gap Road within Mt. Gap Station shall be dedicated a public road and remain on the Roads Register as a Shire Road. That Mr & Mrs Bourke be required to pay the additional survey costs. That Mr and Mrs Bourke are to be advised of Council's decision.	Action plan instigated for implementation of resolutions.
436	Council – Clause 10A – Road Capital Works Program 2013/2014	WM	That the following Roads Capital Works Program be adopted: <ul style="list-style-type: none"> • MR7518 Barrier Highway /Tilpa Road Repair Program 2013/2014 \$800,000 • SR23 – Booberoi Road R2R 2011/2012 \$57,182 • Shire Roads R2R Joint Funding Contribution 2013/2014 \$82,050 	Noted, budgets amended/created – No further action required.

			<ul style="list-style-type: none"> • Becker Street / Bathurst St / Monaghan St \$155,515 (Comprising R2R 2012/2013 carryover \$112,953 and Shire Road Funds \$42,562 2013/2014) • SR26 – Wilga Road Sealing R2R 2013/2014 \$221,723 • SR12 – Yathong Road Graveling R2R 2013/2014 \$200,000 • SR9 – Neckarbo Road Rehabilitation R2R 2013/2014 \$100,000 • SR7 – Mt Gap Road Causeway Stabilization R2R 2013/2014 \$49,707 • Cobar Streets Reseals SRV 2013/2014 \$50,000 • Shire Roads Reseals (all), pot holing / shoulder works SRV 2013/2014 \$150,000 • SR17 – Merri Road Graveling SRV 2013/2014 \$75,000 • SR18 – Bruce Cullenward Drive graveling SRV 2013/2014 \$80,000 • SR44 – Old Reservoir Road Graveling SRV 2013/2014 \$21,000. 	
437	Committee of the Whole Closed Council – Clause 1C – Tender T3-13-5 – Design	SPO	That Council award the tender for the Cobar Skate Park (T3-13-5) to Precision Skate Parks Pty Ltd, conditional upon,	Action plan instigated for implementation of resolution.

	and Construction of Skate Park Facility		and once the RDAF Round 3 funding agreement is finalised.	
438	Committee of the Whole Closed Council – Clause 2C – Public Address – ConnectJet Services from Cobar Regional Airport	GM/DES	That Cobar Shire Council advise ConnectJet that it is interested in its proposal to use the Cobar Regional Airport and that ConnectJet be requested to hold further discussions with Council’s Senior Staff to determine what further services are required from Council.	Appropriate advice provided to ConnectJet – No further action required.
EXTRAORDINARY COUNCIL RESOLUTIONS 12 SEPTEMBER 2013				
NUMBER	ITEM	ACTION BY	ACTION REQUIRED	OUTCOME
439	Extraordinary Meeting of Council – Clause 1A – Election of the Mayor and Deputy Mayor	GM	<p>That Council note that the General Manager or his nominee is the Returning Officer for the purpose of electing the Mayor and Deputy Mayor.</p> <p>That the period of appointment of the Deputy Mayor be consistent with the period of the appointment of Mayor, being one (1) year.</p> <p>In the event of more than one (1) nomination that Council conduct the election of the Mayor and Deputy Mayor by ordinary ballot and in accordance with the Local Government (General) Regulations 2005.</p> <p>That following the election the ballot papers used in the election of the Mayor and Deputy Mayor be destroyed.</p>	<p>Noted – No further action required.</p> <p>Noted – No further action required.</p> <p>Undertaken – No further action required.</p> <p>Ballot papers destroyed – No further action required.</p>

440	Extraordinary Meeting of Council – Clause 2A – Meeting Dates and Times	GM	<p>That the Ordinary Meetings of Council be held in the Council Chambers commencing at 5pm on the fourth Thursday of each month except for the December meeting which is to be held on the second Thursday of the month to stay clear of the Christmas period and January where no meeting is held and where practical the September Council Meeting to be designated as the Rural Council Meeting that will commence at 2:00pm.</p> <p>The Rural Council Meeting be held on a rotating basis through the Council Election cycle as follows:</p> <ul style="list-style-type: none"> - Euabalong (undertaken November 2012); - Nymagee (October 2013); - Mt Hope (September 2014); - Tilpa (September 2015). 	<p>Noted and advertised including the October 2013 Rural Council Meeting at Nymagee – No further action required.</p> <p>Noted – No further action required.</p>
441	Extraordinary Meeting of Council – Clause 3A – Delegations of Authority	GM	That the Delegations of Authority for the Mayor, Deputy Mayor and General Manager be confirmed.	Noted – No further action required.
442	Extraordinary Meeting of Council – Clause 4A – Council Committees/Delegates	GM	<p>That Council adopt the Committees and Committee Structure as detailed in this report.</p> <p>That Council confirm the quorum for the Finance and Policy and Works Committees as five (5) Councillors.</p> <p>That Council confirm the meeting time</p>	<p>Noted and advertised – No further action required.</p> <p>Noted – No further action required.</p> <p>Noted – No further action required.</p>

			<p>and date for the Standing Committees as 5.00pm on the second Thursday of the month.</p> <p>Except for the month of December and January where no meetings will be held.</p> <p>That Council determine its delegates for each of the listed Committees/Organisations as detailed.</p>	<p>Noted – No further action required.</p> <p>Noted and advertised – No further action required.</p>
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RECOMMENDATION

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

CLAUSE 3B – MEETING MINUTES

**FILE: C8-6-64, L5-4-3, R5-36 AOP REFERENCE: 3.1 ATTACHMENT: YES
(PAGE 121-130)**

AUTHOR: *General Manager, Gary Woodman*

Background

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

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

- Cobar Youth Council – Held at Cobar Shire Council - 10 July 2013;
- Cobar Youth Council – Held at Cobar Shire Council – 21 August 2013;
- Cobar Youth Council – Held at Cobar Shire Council – 11 September 2013;
- Brewarrina and Cobar Shire Council’s Joint Internal Audit Committee Meeting – Held at Brewarrina Shire Council – 15 March 2013;
- Rural Roads Advisory Committee – Held at Tilpa Community Hall – 7 August 2013.

RECOMMENDATION

That the minutes of the meetings of the Cobar Youth Council, Brewarrina and Cobar Shire Council’s Joint Internal Audit Committee and Rural Roads Advisory Committee Meetings be received and noted.

CLAUSE 4B– ANALYSIS OF 2013 SURPLUS (UNAUDITED)

FILE: F2-2-19 AOP REFERENCE: 3.1 ATTACHMENT: YES (PAGE 131)

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

Purpose

To inform Council of the (unaudited) operating result as calculated thus far.

Background

Whilst the audit of accounts for the year ended June 30 2013 is not yet completed a summary is attached of the position prior to audit finalisation. This is in effect a Q4 budget comparison. The attachment endeavours to show the major movements in the operating statement which became evident in Q4. Some have already been reported.

The operating surplus will be to the order of \$537,000 noting that under Accounting Standards capital is included as income received. Unspent contributions for capital projects must be 'restricted'. An updated report on restricted cash is included in this Business Paper and should be read in conjunction with this report. Councillors should also note that after the audit is reported a ten year comparison of key business units will be the subject of a Report to Council.

Appearing 'below the line' i.e. after the calculation of operating surplus will be the impact of assets revalue - there is a further report in this Business Paper which also needs to be read in conjunction with this report.

RECOMMENDATION

That the Analysis of the 2013 Surplus (unaudited) Report be received and noted.

CLAUSE 5B – ASSET REVALUATIONS AT 30 JUNE 2013**FILE: A10-1-4 AOP REFERENCE: 4.4, 3.3.3.2 ATTACHMENT: (YES)****UNDER SEPARATE COVER****AUTHOR: *Director of Corporate and Community Services, Kym Miller*****Purpose**

To advise Council of Asset (Re) Valuations as at 30 June 2013.

Background

In July 2006, the Department of Local Government mandated that NSW Councils commence valuing infrastructure, property, plant and equipment at fair value. This valuation requirement was introduced using a staged approach. The first asset class to be revalued at fair value was water supply and sewerage services assets. This was required by 30 June 2007.

AASB 116 states that assets should be revalued every three to five years, unless there has been a material difference. Councils need to assess at each reporting date whether there is any indication that an assets carrying amount may differ materially from that which would be determined if the asset was revalued at the reporting date. (The carrying amount is the assets fair value at the date of revaluation less any subsequent accumulated depreciation and impairment – refer AASB 116, paragraphs 31-42).

Within the Local Government Code of Accounting Practice and Financial Reporting, the Division has stated that Councils may undertake the revaluation of assets every five years (unless there have been material changes to the valuations beforehand).

The schedule below is the one which Cobar Shire Council is working to:

Asset Class	Due
Water and Sewer	30 June 2012
Plant and equipment, operational land, buildings	30 June 2013
Roads, bridges, footpaths, drainage, bulk earth works	30 June 2015
Community land, other assets, land improvements	30 June 2016

Water and Sewer supply assets were revalued as at 30 June 2012. Property, plant and equipment and operational land and buildings were valued as at 30 June 2013. Further asset classes will be done in 2015 and 2016. These revaluations will have an impact on the depreciation figure required in the budget. This will be presented as a component of the Q1 Budget Review.

Whilst the valuations have been finalised the report had not been received from the valuer at the time of preparing this Business Paper and will be distributed separately. The out of pocket cost for 2013 was \$26k and internal costs were to the order of \$45k.

The file is too complex to include as an attachment but any Councillor wishing to peruse it should make an appointment with the Director of Corporate and Community Services.

The adjustment required in the books of account will appear 'below the line' in the 2013 Statutory Accounts.

RECOMMENDATION

That the Asset Revaluations as at 30 June 2013 Report be received and noted.

CLAUSE 6B – LILLIANE BRADY VILLAGE EXTENSIONS

FILE: A10-14

AOP REFERENCE: 1.5.4.1

ATTACHMENT: NO

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

Purpose

To present to Council the concept drawing for the extensions to the Lilliane Brady Village and to update Council on the progress of the project.

Background

An extension to the lounge room by using the current front lawned area and the creation of a secure dementia garden has been on foot for in excess of two years. Plans have now been received from ‘Westcad’ and it is anticipated that development approval will be granted shortly.

The project is to be funded by the Pink Ladies who in turn have received a donation of \$45,000 from Peak Gold Mines. It is anticipated to cost approximately \$105,000 using a \$15,000 Council Allocation if required.

Mr Cain of ‘Westcad’ presented the concept drawings to a recent meeting of the Pink Ladies and they “overwhelmingly” supported the concept.

The concept drawing will be available for viewing at the meeting as it was unable to be copied to a size suitable for inclusion in the Business Paper.

RECOMMENDATION

That Council receive and note the Lilliane Brady Village Extensions Report.

ATTACHMENTS



ORDINARY MEETING AGENDA

THURSDAY 26 SEPTEMBER 2013

~ REFERENCE TO ATTACHMENTS ~

PART A – ACTION

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PART B – INFORMATION

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