

# **COBAR SHIRE COUNCIL**



## **ORDINARY MEETING AGENDA**

**THURSDAY 23 JUNE 2016**

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## ~ ORDER OF BUSINESS ~

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Business for the meeting will be as follows:

1. Apologies
  2. Public Access Session
  3. Declaration of Interests
  4. Condolences
  5. Confirmation of Minutes
    - Ordinary Meeting of Council – Thursday, 26 May 2016
    - Finance and Policy Committee Meeting – Thursday, 9 June 2016
    - Works Committee Meeting – Thursday, 9 June 2016
  6. Matters Arising from Minutes
  7. Notice of Motion
  8. Mayoral Report
  9. General Manager's Report – Part A (Action)
  10. General Manager's Report – Part B (Information)
  11. General Manager's Report – Part C (Confidential)
  12. Matters of Urgency
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Clause 1C – Road Closure, Corner of Murray and Blakey Streets Cobar (Lot 2 in DP46869).....(Refer to Confidential Agenda)

*That the reports regarding the Debtor Payment Report be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons stated in Section 10A (2) (d) (i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.*

Reference to Attachments.....62

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## ~ COUNCIL'S VISION ~

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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.

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## ~ COUNCIL'S MISSION ~

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

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

- Ivanhoe Road
  - Louth Road
  - Tilpa Road
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## ~ COUNCIL'S VALUES ~

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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.

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## ~ COUNCIL'S CHARTER ~

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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.

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## ~ COUNCIL DIARY ~

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DATE	ACTIVITY	INVOLVES
Thursday 23 June 2016 (5:00pm)	Council Meeting	Councillors/Senior Staff/ Community
Monday 11 July 2016 (9:00am)	Western Division Meeting	Councillors/ Board Members
Thursday 14 July 2016 (5:00pm)	Committee Meetings	Councillors/Senior Staff/ Community
Thursday 28 July 2016 (5:00pm)	Council Meeting	Councillors/Senior Staff/ Community
Wednesday 3 August 2016 (11:00am)	Rural Roads Advisory Committee Meeting	Councillors/ Board Members/ Community

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**PUBLIC ACCESS SESSION – MR RODNEY WRIGHT, EXECUTIVE OFFICER, FAR WEST ACADEMY OF SPORT**

**FILE: S4-5**

**AOP REFERENCE: 1.2**

**ATTACHMENT: NO**

**AUTHOR: *Special Projects Officer, Angela Shepherd***

**Purpose**

To Report to Council on the future of the Far West Academy of Sport (FWAS) including funding, the organizational restructure and the establishment of tele communications training locations.

**Background**

The FWAS provides sports training and development programs for school aged athletes in the rural and remote areas of New South Wales and service 42% of the area of NSW from Walgett and Coonamble in the east to Broken Hill in the west.

**RECOMMENDATION**

**That Council resolves to thank Executive Officer, Mr Rodney Wright of Far West Academy of Sport for his address and Council looks forward to continuing to work with the FWAS into the future.**



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**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 June 2016.**

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**CLAUSE 2A – PUBLICATION GUIDE – GOVERNMENT INFORMATION  
(PUBLIC ACCESS) ACT 2009**

**FILE:A2-6-2 AOP REFERENCE: 3.1.5.2 ATTACHMENT: YES (PAGE 63-83)**

**AUTHOR: *General Manager, Peter Vlatko***

**Purpose**

To report on a review of the Publication Guide in accordance with the *Government Information (Public Access) Act 2009*.

**Background**

Council at its meeting on the 28 May 2015 adopted an amended version of the Publication Guide in accordance with the *Government Information (Public Access) Act 2009* as Policy of the Council.

Council must review its Publication Guide at least once every twelve (12) months.

**Issues**

There has been no problems implementing the requirements of the Publication Guide over the past twelve (12) months.

**Legal Situation**

*Government Information (Public Access) Act 2009*.

**Policy Implications**

Only minor amendments have been made to the existing Policy to bring the new draft to be in accordance with legislative changes, current policies and processes, etc.

**Financial Implications**

Nil.

**Options**

The current Publication Guide has been reviewed and only minor amendments to correct information have been undertaken.

It is considered appropriate for Council to adopt as Policy the amended Publication Guide as attached.

**RECOMMENDATION**

**That Council adopts the Publication Guide dated 25 June 2016 as the current Policy of Council.**

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**CLAUSE 3A – OCCUPANCY AT THE COMMUNITY CENTRE FOR THE COBAR MOBILE CHILDREN’S SERVICES INC**

**FILE: C8-5-1      AOP REFERENCE: 1.3 ATTACHMENT: YES (PAGE 84)**

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

**Purpose**

To approve a further tenure of occupancy for Cobar Mobile Children’s Services at the Community Centre.

**Background**

The Cobar Mobile Children’s Services Inc. (Mobile) has occupied the eastern side of the Community Centre for six years. Prior to this occurring, the space was used by an earlier version of a mobile service.

During this period ‘Mobile’ have done major works to construct stairs, achieve safety standards and have invested significant money. The child exit proof exterior of the centre has also been significantly improved in appearance.

In the 2011/2012 budget Council notionally valued the rent at \$100 per week and reduced it by way of a donation in its annual allocation of donations. No share of rates or water charges was passed on.

In August 2014 Council granted a formal tenure by way of a Memorandum of Understanding for a period of one year with an option to extend for a further year. This option was exercised and the two year period ends on 30 June this year.

In February this year Council awarded ‘Mobile’ a donation of 50% of their rental, notionally \$2,700. The annual rental for the first year of the term is recommended to be \$5,400 which would be offset by the donation. Under the Donations Policy this remains in place for the term of the occupancy.

A sketch of the area is shown as an attachment to this report.

It is recommended that a Memorandum of Understanding between Cobar Shire Council and ‘Mobile’ again be used with a strategic withdrawal clause which may be required if significant grant funds are received to upgrade the building. In those circumstances Council would make every endeavour to assist with an alternative site or a building program that would have minimal disruptions. ‘Mobile’ have been excellent tenants.

**RECOMMENDATION**

- 1. That Cobar Mobile Children’s Services Inc. is offered tenure of the eastern side of the Community Centre as per attached sketch by way of Memorandum of Understanding for a period of two (2) years with a mutually agreeable option of a further one (1) year, commencing on 1 July 2016, with such agreement containing a strategic cessation clause to accommodate any major building works that may occur with the site.**

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2. **That the rental be \$5,400 plus GST in the first year and indexed at C.P.I effective 1 July of each subsequent year.**

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**CLAUSE 4A – APPROVAL TO SIGN PROGRAM LEVEL AGREEMENT UNDER SEAL**

**FILE G14 – 4 AOP REFERENCE: 1.22.1 ATTACHMENT: YES (PAGE 85-95)**

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

**Purpose**

To approve the signing of the Program Level Agreement under seal by the Mayor and the General Manager.

**Background**

The Community Centre is the recipient of a grant under the Community Builders Program for approximately \$17k per annum. The funding is used to offset salaries at the center expended in running a program aimed at ‘developing life’s skills’ It has been very well patronised and our relationship with the provider, Family and Community Services is excellent.

The Program is to be ‘rolled over’ for 2016/2017 and the funding agreement is to be signed under seal.

**RECOMMENDATION**

**That Council approves the signing under seal of the Program Level Agreement for the funding of the Community Builders Program at the Community Centre by the Mayor and General Manager.**

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**CLAUSE 5A – 2016/2017 ANNUAL OPERATIONAL PLAN AND BUDGET INCLUDING REVENUE POLICY AND FEES AND CHARGES**

**FILE: L5-22      AOP REFERENCE: 3.1 ATTACHMENT: YES (PAGE 96-97)  
(UNDER SEPARATE COVER)**

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

**Purpose**

To adopt the 2016/2017 Annual Operational Plan and Budget including Revenue Policy and a Schedule of Fees and Charges as required by the *Local Government Act 1993*. A further item on this meeting's agenda recommends the Making of Rates and Annual Charges, also required by the *Local Government Act 1993*.

**Background**

**Feedback on the Exhibition of the AOP**

At the April 2016 Ordinary Meeting of Council it was resolved:

*That Council places the attached Draft 2016/2017 Annual Operational Plan including the Revenue Policy, Fees and Charges, Budget and 10 Year Financial Plan, on public exhibition for a minimum of 28 days to seek community feedback prior to adoption.*

Public Exhibition including a Public Meeting held on Wednesday, 18 May 2016 has fulfilled Council's obligations under the *Local Government Act 1993* and given the Cobarr community a chance to have input into the budget and plans.

Council received one (1) written response which appears as an attachment to this report. The response asks questions about decision making for the expenditure allocated to the 'Newey' and suggests a philosophical approach of it being made into a 'quiet' recreational area. It further suggests that the free camping debate should be revisited. There is no request to amend the budget.

**Events since the release of the draft documents**

Since the release of the draft for exhibition Council has been advised that the payments pattern for Roads to Recovery funding has changed as follows;

	<b>EXHIBITED</b>	<b>REVISED</b>
2016/2017	2,513,110	1,758,422
2017/2018	751,742	1,523,484
<b>TOTAL</b>	<b>3,264,852</b>	<b>3,281,936</b>

The capital expenditure funded under this program has been altered to match the cash flow accordingly. Council should note that the anticipated amount to be received in 2018/2019 reverts to the level that has on balance been the norm. At this stage the R2R web site shows Cobarr will receive \$761k in 2018/2019. It is hoped however, that

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the Federal Government will continue the higher scale of payments beyond the next two years.

The impact has been to project a whole of Council operating deficit of \$524k after deducting capital grants and contributions. Full details appear in the budget attachments.

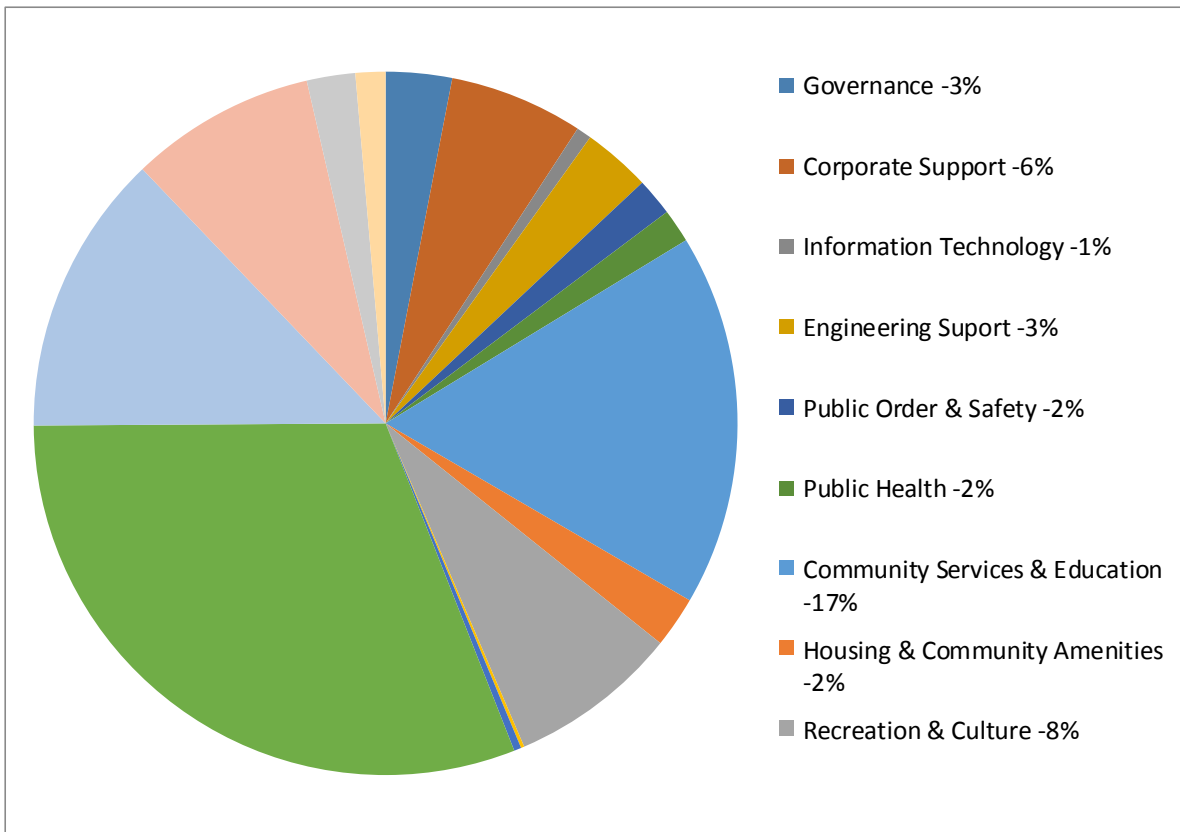
An additional item has been included in the capital schedule – depot security for \$45k – continued break-ins have made this high priority.

### **Long Term Financial Plan**

Council’s Long Term Financial Plan has been reviewed and adjusted in accordance with the budget.

### **Operating Budget Key Points**

The budget assumptions are shown in the attachment. The graph below shows the split of Council’s expenditure budget.



- An operating surplus of \$1.7m is forecast but after deducting capital grants and contributions a deficit of \$524k is forecast.
- The year forecasts cash generation of \$344k.

- Rates have been increased to the level permitted by the NSW Government (1.8%). It is to be noted that costs are increasing at a greater rate.
- It is assumed that Financial Assistance Grants will increase by 2.5%. This relies on redistribution from within NSW as the Federal Government has ceased indexing this funding. Should this assumption not be realised its impact will be considered in the first budget review.
- The Ten Year Plan shows two major extra ordinary events:
  1. The cessation of the operation of the Lilliane Brady Village which will reduce Council's overhead distribution by approximately \$100K pa as well as the cash it generates. However, the quality of care available and reduced investment required will offset this.
  2. The write off the existing Water Treatment Plant as the (planned) new plant commences operation.
- Council will note that depreciation on roads has increased by \$2m in the current year following the 30 June 2015 revaluation. The ten year plan has a nominal further increase of \$1m in five years' time;
- The key elements of the operating budget appear in the table below;

GENERAL FUND	2016/2017		
	REVENUE	EXPENDITURE	SURPLUS/DEFICIT
Governance	133,136	859,063	-725,927
Corporate Support	6,498,053	8,349,239	-1,851,186
Public Order & Safety	179,120	490,018	-310,897
Public Health	199,100	437,000	-237,900
Community Services & Education	4,824,165	4,837,137	-12,973
Housing & Community Amenities	305,918	664,522	-358,604
Recreation & Culture	276,389	2,209,052	-1,932,663
Mining & Manufacture	41,039	43,150	-2,111
Transport & Communication	8,294,929	8,859,639	-564,710
Economic Affairs	4,060,858	3,663,025	397,833
Interest Expense		93,627	-93,627
Other Income			0
General Purpose Revenues	7,309,899		7,309,899
<b>TOTAL GENERAL FUND OPERATIONS</b>	<b>32,122,607</b>	<b>30,505,471</b>	<b>1,617,136</b>
Water	2,661,633	2,623,062	38,571
Sewer	769,730	773,931	-4,200
Domestic Waste	821,320	735,321	85,998
<b>TOTAL OTHER FUNDS</b>	<b>4,252,683</b>	<b>4,132,314</b>	<b>120,369</b>
<b>GRAND TOTAL</b>	<b>36,375,290</b>	<b>34,637,785</b>	<b>1,737,506</b>

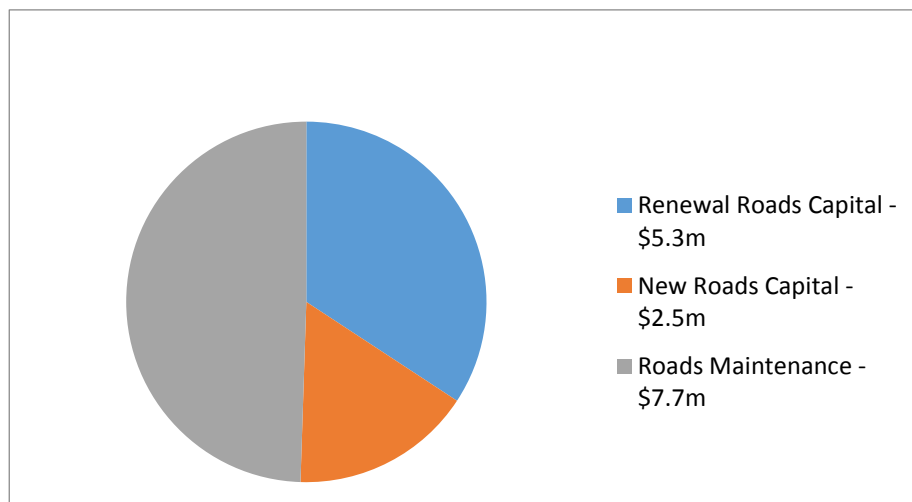


<i>less Capital Grants and Contributions</i>			
<i>General Fund</i>			2,261,844
<i>Water Fund</i>			0
<i>Sewer Fund</i>			0
<i>Waste Fund</i>			0
<i>Total Capital Grants and Contributions</i>			2,261,844
<b>Operating surplus/ deficit after capital</b>			<b>-524,338</b>
To accumulated surplus			-524,338

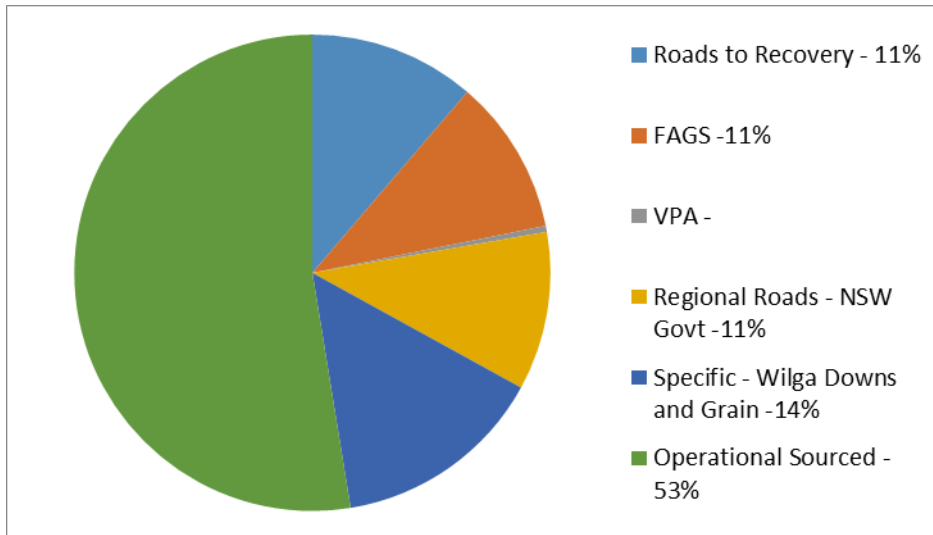
- Council will need to take actions in the early part of the coming financial year to eliminate the deficits which are shown in the ten year financial plan. It is anticipated that the first list of recommendations will be available in the first budget review.

### Capital Projects Key Points

- It is anticipated that the Water Treatment Plant project will commence in the 2017/2018 year and this has been budgeted for accordingly. However with the significant amount of work done it may commence in the 2016/2017 financial year.
- Including depreciation of \$4m, \$15.5m will be spent on roads maintenance and roads capital investment. Key projects include the Grain Road and Wilga Downs Road (combined \$2.8m) under the N.S.W .Government's Fixing Country Projects program. Council will also contribute to these projects.
- The split between renewal, new assets and maintenance on roads is represented in the graph below.



The funding for this expenditure is a mix of grants and Council's own sourced funds including rates and margin on private works. Importantly, 53% is funded by own source funds as is shown in the graph below.



### **RECOMMENDATION**

- 1. That Council adopt the 2016/2017 Operational Plan and Budget as exhibited, after adjusting for the reduction in Roads to Recovery Revenue.**
- 2. That Council adopt the 2016/2017 Capital Expenditure Budget as exhibited after adjusting for the reduction in Roads to Recovery expenditure and inclusion of security at the depot.**
- 3. That Council adopt the Long Term Financial Plan as exhibited after adjusting for the items contained in 1 and 2 above.**
- 4. That Council acknowledges Julie Payne's feedback.**

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**CLAUSE 6A – 2016/2017 MAKING OF RATES AND ANNUAL CHARGES REPORT**

**FILE: L5-22**

**AOP REFERENCE: 3.1.1.1**

**ATTACHMENT: NO**

**AUTHOR: Rates Officer - Jo-Louise Brown**

**Purpose**

For Council to make general rates and annual charges for domestic waste management, water and sewerage services in accordance with the *Local Government Act 1993*.

**Background**

Sections 491 through 607 of the *Local Government Act 1993* detail how Council may make rates and annual charges for various services.

At the 21 April 2016 Ordinary Council Meeting it was resolved to place the rates on public exhibition for the required period in accordance with Section 532 of the *Local Government Act*.

No feedback has been received on rates as a consequence of this document being on exhibition.

The increase in the rates for 2016/2017 proposed is the rate peg of 1.8% with the burden spread evenly across all land categories.

**RECOMMENDATION**

- 1. That the Cobar Residential rate of 2.34 cents in the dollar on all rateable Cobar Residential Land in pursuance of Section 516 Local Government Act 1993, be now made along with a minimum rate of \$490.00 for each assessment of land for financial year 2016/2017.**
- 2. That the Business Ordinary Rate of 2.07 cents in the dollar on all rateable Cobar Business Land in pursuance of Section 518 Local Government Act 1993, be now made along with a minimum rate of \$520.00 for each assessment of land for the financial year 2016/2017.**
- 3. That the Cobar Business CBD Rate of 3.60 cents in the dollar on all rateable Cobar Business CBD Land in pursuance of Section 518 Local Government Act 1993, be now made along with a minimum rate of \$520.00 for each assessment of land for the financial year 2016/2017.**
- 4. That the Cobar Farmland Rate of 0.389 cents in the dollar on all rateable Cobar Farmland in pursuance of Section 515 Local Government Act 1993, be now made along with a base rate of \$302.00 for each assessment of land for the financial year 2016/2017.**
- 5. That the Village Residential Rate of 14.15 cents in the dollar on all rateable Village Residential Land in pursuance of Section 516 Local Government**

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Act 1993, be now made along with a base rate of \$112.00 for each assessment of land for the financial year 2016/2017.

6. That the Village Business Rate of 5.90 cents in the dollar on all rateable Village Business Land in pursuance of Section 529 (2) (d) Local Government Act 1993, be now made along with a base rate of \$151.00 for each assessment of land for the financial year 2016/2017.
7. That the Rural Residential Rate of 2.04 cents in the dollar on all rateable Rural Residential Land in pursuance of Section 529 (2) (b) Local Government Act 1993, be now made along with a minimum rate of \$490.00 for each assessment of land for the financial year 2016/2017.
8. That the Mining - Gold Rate of 5.89 cents in the dollar on all rateable Mining - Gold Land in pursuance of Section 517 and 529 (2) (c) Local Government Act 1993, be now made along with a minimum rate of \$630.00 for each assessment of land for the financial year 2016/2017.
9. That the Mining - Other Rate of 5.28 cents in the dollar on all rateable Mining - Other Land in pursuance of Section 517 and 529 (2) (c) Local Government Act 1993, be now made along with a minimum rate of \$630.00 for each assessment of land for the financial year 2016/2017.
10. That the Domestic Waste Management Charge of \$220.00 on all properties within Council's Garbage Collection Area in pursuance of Section 496 of the Local Government Act 1993, be now made along with a charge on vacant land of \$100.00 for each assessment also a charge of \$13.00 per service per single additional bin be made for the financial year 2016/2017.
11. That the annual charge for waste management services which will apply to allow rateable assessments in the Cobar Shire during 2016/2017 of \$100.00 in pursuance of Section 501 of the Local Government Act 1993, within 5kms radius of the following locations: Euabalong Post Office, Euabalong West Public School, Nymagee Police Station, Mount Hope Hotel and Canbelego intersection of Edward and Coronga Streets.
12. That a Cobar Sewerage Access Charge of \$340.00 on all lands rateable to the Cobar Sewerage Residential Area in pursuance to Section 539(1) of the Local Government Act 1993, be now made along with a charge of \$103.00 for each additional closet (including urinals) in excess of 3 connections and a zero water discharge charge for the financial year 2016/2017.
13. That a minimum Cobar Sewerage Non - residential Charge of \$560.00 on all lands rateable to the Cobar Sewerage Commercial Area in pursuance to Section 539 (1) of the Local Government Act 1993, and Liquid Trade Waste Charges as per the Fees and Charges for the financial year 2016/2017.
14. That a Cobar Water Supply Access Charge of \$250.00 on all connected Filtered Water Residential lands rateable to the Cobar Water Supply Area in pursuance to Section 539(1) of the Local Government Act 1993, and that connected Unfiltered Water be \$160.00, be now made along with the following : Unconnected \$250.00 and for the following connections: 32mm \$455.00, 40mm \$795.00, 50mm \$1,250.00, 80mm \$2,500.00, and 100mm

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**\$3,100.00 in pursuance of the Local Government Act 1993, along with a Water Charge of 1kl up to 450kl, \$2.15 per kl, 451kl up to 550kl, \$3.20 per kl and above 550kl, \$4.10 per kl and Connected Raw Water at \$1.65 per kl be made for the financial year 2016/2017.**

- 15. That a Cobar Water Supply Access Charge of \$360.00 on all connected Commercial lands rateable to the Cobar Water Supply Area in pursuance to Section 539(1) of the Local Government Act 1993, be now made along with the following: Unconnected \$360.00 and for the following connections: 32mm \$455.00, 40mm \$795.00, 50mm \$1,250.00, 80mm \$2,500.00, and 100mm \$3,100.00 in pursuance of the Local Government Act 1993, along with a Water Charge of 1kl up to 450kl, \$2.15 per kl, 451kl up to 550kl, \$3.20 per kl and a above 551kl, \$4.10 per kl be made for the financial year 2016/2017.**
- 16. That a Nymagee Water Supply Access Charge of \$600.00 be applied to all 20mm connected properties in the Nymagee Water Supply Area and that all properties over 20mm connections be charged at \$1,120.00 per connection and that all unconnected properties be charged at \$300.00 for each vacant land for the financial year 2016/2017 in pursuance of Section 539 (1) Local Government Act 1993.**
- 17. That a Euabalong and Euabalong West Water Supply Access Charge of \$600.00 be applied to all 20mm connected properties in the Euabalong and Euabalong West Water Supply Area and that all properties over 20mm connections be charged at \$1,120.00 per connection and that all unconnected properties be charged at \$300.00 for each rateable land for the financial year 2016/2017 in pursuance of Section 539 (1) Local Government Act 1993.**
- 18. That a Mount Hope Water Supply Access Charge of \$700.00 be applied to all 20mm connected properties in the Mount Hope Water Supply Area and that all properties over 20mm connections be charged at \$1,120.00 for each rateable land for the financial year 2016/2017 in pursuance of Section 539 (1) Local Government Act 1993.**
- 19. That the interest rate for unpaid rates and charges be made at 8%, as advised by the Minister of Local Government, for the financial year 2016/2017.**
- 20. That the interest rate for overdue water usage charges be made at 8%, for the financial year 2016/2017.**

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**CLAUSE – 7A ASSOCIATION OF MINING RELATED COUNCILS – MOU  
WITH NSW MINERALS COUNCIL AND TIMELINE DOCUMENT**  
**FILE: M4-9 AOP REFERENCE: 3.1.2 ATTACHMENT: YES (PAGE 98-102)**  
**AUTHOR: *Director of Planning & Environmental Services, Garry Ryman***

**Purpose**

The purpose of this report is to consider a request from the Association to endorse its actions in developing a Memorandum of Understanding with NSW Minerals Council and Timeline for Completion of Voluntary Planning Agreements.

**Issues**

Copies of the documents provided by the Association are provided in the attachment.

The Executive Officer of the Association has requested that Council consider endorsing the documents and provide a reply by 22 July 2016.

Council's planning staff have read the documents and recommend that Council endorse the actions of the Association as requested.

**RECOMMENDATION**

**That Council endorse the actions of the Association of Mining Related Councils in developing a Memorandum of Understanding with NSW Minerals Council and Timeline for Completion of Voluntary Planning Agreements.**

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**CLAUSE – 8A ROAD CLOSURE – CORNER OF MURRAY AND BLAKEY STREETS COBAR (LOT 2 IN DP46869)**

**FILE: A10-39**

**AOP REFERENCE: 4.3.1**

**ATTACHMENT: NO**

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

**Purpose**

The purpose of this report is to request consideration of a report in the Committee of the Whole Closed Council regarding a delay in having the road closure completed.

**Background**

Council at its Meetings held on the 26 July 2012 resolved;

**Ordinary Meeting**

1. *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.*
2. *That Council provides authority for the General Manager to make application to the Department of Primary Industries, Crown Land Division to close the road.*
3. *That Council authorise the Mayor and the General Manager to sign all relevant documentation under the Common Seal of Council.*
4. *That the land be acquired as operational land pursuant to the provisions of Section 31 of the Local Government Act 1993.*

***Clr Yench/Clr Toomey***

**CARRIED**

**Committee of the Whole**

1. *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.*
2. *That Council approves the sale of land conditional on Council's legal costs being paid for by the purchaser.*
3. *That Council authorise the Mayor and the General Manager to sign all relevant documentation under the Common Seal of Council.*
4. *That the report and discussions on the matter remain in the Committee of the Whole until finalisation of the sale.*

***Clr Cox/Clr Kings***

**CARRIED**

The following list of points is a summary of the project to date.

- Application for road closure approved by Crown Lands with conditional consent given to the closure of the road and vesting of the land in Cobar Shire Council as operational.

- 
- Approval subject to creation of a Right of Carriageway by Transfer Granting Easement to benefit Lots 22 & 23 in DP1092016 and Lot 1 in DP802318 as agreed between Council staff and adjoin land owners to resolve submissions received by Crown Lands during the public consultation period.
  - The offer to purchase the land has been withdrawn.
  - A Land title has been created for Lot 2 in DP46869.
  - The Plan of Right of Carriageway within Lot 2 in DP46869 has been prepared.
  - The Transfers for Granting Easements for Lot 22 in DP1092016, Lot 23 in DP1092016 and Lot 1 in DP802318 have been prepared.
  - A problem exists with the signing of one of the Transfers for Granting of an Easement and therefore the creation of the easement has stalled preventing the notice of road closing being gazetted.
  - The costs incurred to date are \$3,640.38

The personal and commercial reasons for the problem with the creation of the easement and withdrawing from the purchase are contained in the report for consideration in the Committee of the Whole Closed Council.

### **RECOMMENDATION**

**That a report on the proposed road closure involving Lot 2 in DP46869 be considered in the Committee of the Whole Closed Council with the press and public excluded in accordance with Sections 10A (2) (b) & (c) as it contains personal information and commercial information of a confidential nature that would confer a commercial advantage on a person with whom Council may be conducting business.**



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**CLAUSE 9A – PROPOSED ALCOHOL FREE ZONE – ROADS, STREETS (INCLUDING FOOTPATHS), LANEWAYS AND PUBLIC CAR PARKS**

**FILE: H1-9**

**AOP REFERENCE: 1.6 & 4.3.1.1**

**ATTACHMENT:  
YES (PAGE 103-107)**

**AUTHORS: *Land Management Officer, Heather Holder***

**Purpose**

The purpose of this report is for Council to adopt the proposal for an Alcohol Free Zone within the township of Cobar.

**Background**

Cobar Shire Council's existing Alcohol Free Zone covering an area in the township of Cobar expires on 26 June 2016.

At the Ordinary Council Meeting held Thursday, 28 April 2016, Council resolved to publically exhibit the proposal to establish an alcohol free zone in Cobar.

**66.4.2016**     **RESOLVED:** *That Council resolved to publically exhibit the proposal to establish an alcohol-free zone in Cobar.*

***Clr Marsden/ Clr Kings***

**CARRIED**

In addition to advertising the proposal, Council staff circulated the proposal to relevant stakeholders for comment:

- All licenced premises and clubs;
- All mine managers;
- NSW Police and the Community Safety Precinct Committee;
- Housing NSW;
- Peak Aboriginal Organisations;
- Cobar Business Association;
- Cobar Liquor Accord; and
- Relevant Community Committees, Organisations and Networks.

The submission period closed on Friday, 3 June 2016. Council received one (1) submission in support of the adoption of the proposed Alcohol Free Zone.

**Issues**

An Alcohol Free Zone becomes enforceable by NSW Police after adoption by Council, seven (7) days after giving Public Notice of the zone and all signage required has being erected.

A Zone can only be established for a maximum period of four (4) years.

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**Financial Implications**

Council will be required to alter the current signage and where appropriate erect new signs. Council must understand there could be ongoing costs incurred as a result of possible vandalism and theft of signage.

These costs can be met within existing budget allocations.

**RECOMMENDATION**

- 1. That Council adopt the recommended Alcohol Free Zone as per the Proposal to establish an Alcohol Free Zone in Cobar.**
- 2. That Council give Public Notice that the Alcohol Free Zone has been adopted.**
- 3. That Council undertake the necessary work to update and/or erect all appropriate signage.**

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## **CLAUSE 10A – ECONOMIC TASKFORCE**

**FILE: D2-17 AOP REFERENCE: 2.1 ATTACHMENT: YES (PAGE 108-111)**

**AUTHOR: *Special Projects Officer, Angela Shepherd***

### **Purpose**

To consider the recommendations from the Economic Taskforce Meeting held on Thursday, 26 May 2016.

### **Background**

On Thursday, 26 May 2016, the Taskforce held their 10<sup>th</sup> meeting. Updates were provided on tourism, biohub and associated industries, alternative energy options and projects being pursued.

### **Issues**

The Taskforce meeting on 26 May 2016 made the following recommendations that are now being put to Council to adopt.

1. That Council prepare a Plan of Management for the Newey Reserve and review the free camping issue in Cobar.
2. That Council lobby the Minister for Tourism and Destination NSW to outline their vision for promoting Outback NSW.

It was also noted that this motion should go to the Western Division conference.

3. Do a study and identify and estimate the cost of sealing the Ring Road and put together a proposal to talk to neighbouring Councils for their support.
4. That Greencollar be invited to talk to the General Manager so he can provide a report to the Economic Taskforce to further consider the issue of new methodologies and how Council could assist to progress the issue.
5. That the Taskforce review their Terms of Reference at their next meeting and report their recommendations to the new Council.

A copy of the minutes are attached.

The next meeting of the taskforce will be held at 2pm on Thursday 25 August 2016.

### **Legal Situation**

Under the proposed Terms of Reference, the Taskforce is an advisory group to Council. It makes recommendations to Council for consideration. It is up to Council to determine which recommendations to adopt.

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## **RECOMMENDATION**

- 1. That Council prepare a Plan of Management for the Newey Reserve and review the free camping issue in Cobar.**
- 2. That Council lobby the Minister for Tourism and Destination NSW to outline their vision for promoting Outback NSW.**
- 3. That Council do a study and identify and estimate the cost of sealing the Ring Road and put together a proposal to talk to neighbouring Councils for their support.**
- 4. That Greencollar be invited to talk to the General Manager so he can provide a report to the Economic Taskforce to further consider the issue of new methodologies and how Council could assist to progress the issue.**
- 5. That the Taskforce review their Terms of Reference at their next meeting and report their recommendations to the new Council.**

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**CLAUSE 11A – DEED OF VARIATION - PLANNING AGREEMENT WITH AURELIA METALS PTY LIMITED**

**FILE:M4-13 AOP REFERENCE:1.6.3.1 ATTACHMENT:YES (PAGE 112-118)**

**AUTHOR: *Manager Planning and Environmental Services, Stephen Poulter***

**Purpose**

To update Council on the publicly exhibited Deed of Variation to the Planning Agreement between Cobar Shire Council and Aurelia Metals and to seek approval of Council to enter into the varied Planning Agreement with Aurelia Metals in respect of the Hera Mine Project at Nymagee.

**Background**

Council at its meeting on 28 April 2016 resolved to:

***21WC.4.2016 RESOLVED***

- 1. That Council resolve to give public notice of the Deed of Variation in accordance with s.93G of the Environmental Planning and Assessment Act 1979.*

***Clr Kings/Clr Abbott***

***Carried***

On the 25 February 2016 the NSW Department of Planning and Environment issued a modified approval under s75J of the *Environmental Planning and Assessment Act 1979*.

Condition 14 of the modified approval requires the development proponent to amend the planning agreement with Cobar Shire Council, in accordance with Division 6 of Part 4 of the EP&A Act, which provides for contributions to Cobar Shire Council. The terms of the planning agreement shall be consistent with the general terms of agreement between CSC and Hera Resources Pty Ltd outlined in Appendix 2 of the modified approval documentation. Appendix 2 reads as following:

APPENDIX 2

PLANNING AGREEMENT TERMS

<b>Funding Area</b>	<b>Annual Proponent Contribution</b>
Road Repair and Maintenance Contribution	\$60,000
Community Fund Contribution	\$32,000

This contribution rate detailed in Appendix 2 of the modified approval varies from the original production contribution rate in the following way:

<b>Funding Area</b>	<b>Annual Proponent Contribution</b>
Road Repair and Maintenance Contribution	\$63,700
Community Fund Contribution	\$16,300

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The reduced Road Repair and Maintenance Contribution rate takes into consideration the greatly reduced haulage distance, which was subject of a modified approval in 2014.

Public Notice was given of the Deed of Variation to the Planning Agreement and Explanatory Note with the documents being available for inspection by the public for a period of not less than 28 days. No submissions were received during this notice period.

A copy of the Deed of Variation and Explanatory Note are provided as an attachment to this report.

### **Legal Situation**

The following is a brief summary of the legislative requirements relative to entering into, varying and administering a Planning Agreement under the *Environmental Planning and Assessment Act 1979* and *Environmental Planning and Assessment Regulation 2000*.

#### Section 93G

- Public exhibition for not less than 28 days.
- Within 14 days of entering a planning agreement provide a copy to the Minister.
- While any Planning Agreement remains in force, include in the annual report particulars of compliance with and effect of Planning Agreements.

#### Clause 25B

- The agreement must be in writing and signed by parties to the Agreement.

#### Clause 25E

- An explanatory note must be prepared and exhibited together with the proposed agreement.

#### Clause 25F

- Keep a Planning Agreement Register.
- Planning Agreement Register, Planning Agreements and Explanatory Notes must be made available for public inspection during ordinary office hours.

### **RECOMMENDATION**

- 1. That Council enters into the proposed Planning Agreement as modified by the Deed of Variation with Aurelia Metals Pty Limited (Developer) and authorises the Mayor and General Manager to sign all relevant documentation under the Common Seal of Council.**

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2. That the Planning Agreement Register required by clause 25F of the *Environmental Planning Assessment Regulation 2000* be posted on the Cobar Shire Council website.
  3. That a copy of the amended Planning Agreement be provided to the Minister for Planning.
  4. That required reporting on the Hera Mine Planning Agreement be included in future Annual Reports.

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**CLAUSE 1B – DEVELOPMENT APPROVALS: 18 MAY 2016 – 14 JUNE 2016****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 18 May 2016 – 14 June 2016.

**The value of Complying Development approvals for 2015/2016 to date is Nil.**

The value of Complying Development approvals for the similar period in 2014/2015 was Nil.

**Local Development Approvals**

The following Local Development Applications have been approved under delegated authority for the period 18 May 2016 – 14 June 2016.

<b>CERTIFICATE NO.</b>	<b>ADDRESS</b>	<b>DESCRIPTION</b>	<b>VALUE (\$)</b>
2016/LD-00022	25 Bourke St, Cobar	Home Based Food Business	-

**The value of Local Development approvals for 2015/2016 to date is \$1,852,178.00**

The value of Local Development approvals for the similar period in 2014/2015 was \$7,168,936.00

**Construction Certificates**

The following Construction Certificates have been approved under delegated authority for the period 18 May 2016 – 14 June 2016.

<b>CERTIFICATE NO.</b>	<b>ADDRESS</b>	<b>DESCRIPTION</b>
2016/CB-00010	30 Brough St, Cobar	Awning
2016/CB-0009	30 Brough St, Cobar	Carport

**RECOMMENDATION**

**That the information detailing the Local Development and Construction Certificate approvals for the period 18 May 2016 - 14 June 2016 be received and noted.**



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**CLAUSE 2B – MONTHLY STATUS REPORT****FILE: C13-10****AOP REFERENCE: 3.1****ATTACHMENT: NO****AUTHOR: General Manager, Peter Vlatko**

<b>COUNCIL RESOLUTIONS 22 MARCH 2012</b>					
<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
162	Council – Clause 16A - Liquid Trade Waste Policy – Costs and Implementation Method	14.3.2012	<b>DES/SM/DPES</b>	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.	Lack of staff resources has prevented implementation of resolution. Discussions were being undertaken with Dubbo City Council through the LMWUA for Dubbo Trade Waste Officer to implement a Trade Waste Program for several Councils within the LMWUA.  Change in Local Government structure likely to affect progress of this proposal.
<b>COUNCIL RESOLUTIONS 26 JULY 2012</b>					
<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
219	Council – Clause 8A – Road Closure – Corner of Murray and Blakey Street, Cobar	168.7.2012	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.	Conditional approval granted for the road closure. Completion pending signing of transfer document granting easement. This process has stalled and a report provided to the June

				<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>2016 Ordinary Council Meeting.</p> <p>No further action.</p>
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**COUNCIL RESOLUTIONS 13 DECEMBER 2012**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
307	Council – Clause 12A – Plant Replacement Program, Proposed Purchase of 34,000 Litre Water Tank Trailer in lieu of Side Tipper Trailer	320.12.2012	<b>GM/DES/ RM/ESM</b>	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.	Rescission Motion reported again to the April 2013 Ordinary Council Meeting which was lost. Action plan instigated and implemented of original resolutions.

**COUNCIL RESOLUTIONS 24 APRIL 2013**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
380	Committee of the Whole Closed Council – Clause 1C – Notice of	95.4.2013	<b>DCCS/MTPR</b>	That in the year 2013/2014 that Council develops a tourism management plan that details	Action plan instigated for implementation of resolution. Interim Report provided to March

	Rescission Motion – Consideration of Tourism Cost Centre			appropriate commitments and plans that aid the tourist industry in Cobar.	2014 Ordinary Council Meeting. Expect Plan to be developed in 2015/2016.
COUNCIL RESOLUTIONS 22 AUGUST 2013					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
435	Council – Clause 9A – Determination of Status of Mt Gap Road	187.8.2013	ESM	That Mt. Gap Road within Mt. Gap Station shall be dedicated a public road and remain on the Roads Register as a Shire Road.	Waiting on gazettal by Western Lands.
COUNCIL RESOLUTIONS 20 JANUARY 2014					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
510	Extraordinary Meeting of Council – Clause 3A – Increased Water Restrictions to Nymagee	05.1.2014	DES/SM	That Council apply for urgent financial assistance from the NSW Government for Drought Proofing of Nymagee with appropriate advice also through the Local Member.	Grant application unsuccessful. Further application will be made for future grants.
COUNCIL RESOLUTIONS 24 APRIL 2014					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
551	Council - Clause 8A – Grading of Shire Road 20 (Grain Road) by Local Contractors	75.4.2014	DES/RM	That Council to investigate a long term strategy of using contractors and Council graders to accomplish its maintenance grading routine.  That Council lobby State and Federal Governments for increases in funding to maintain Council's	Investigation underway.  Mayor and GM have met with the Minister for Roads and Freight and his Deputy Chief of Staff on 7

				Regional and Shire Roads at a better level.	August 2014 to further detail Council's case in relation to a low level of Regional Road funding in comparison with neighbouring Councils, level of funds required to improve Kidman Way South and funding of Wool Track improvements. \$4.25 Million of funding announced for improvements on the Kidman Way. A further meeting held with the Office of the Minister for Roads, Maritime and Freight mid-October 2015.
COUNCIL RESOLUTIONS 22 MAY 2014					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
560	Council – Clause 4A – Cobar Shire Council Policy Direction Concerning Coal Seam Gas Exploration and Production	92.5.2014	GM/SPO	That Cobar Shire Council supports in principle the Association of Mining Related Council's Draft Policy on Coal Seam Gas including the relevant Position Statement and additional information and that Council's direction is as follows in relation to Coal Seam Gas Exploration and Production: <ul style="list-style-type: none"> <li>▪ That impacts on Local Government Council Infrastructure are adequately compensated for in the immediate and future life of those assets;</li> </ul>	Finalised Policy document being formulated.

				<ul style="list-style-type: none"> <li>▪ In regard to the communities environmental assets, that the appropriate oversight body, whether government or private, is engaging effectively and is communicating with Council and the processes are put in place to independently obtain baseline data on air and water quality;</li> <li>▪ Council’s position as far as practicable is a “nil” effect position in regard to the quality of surface water, domestic, stock and irrigation aquifers used by our community and a “nil” net effect on above ground environmental assets in relation to coal seam gas activities;</li> <li>▪ That health and environmental impact assessments are conducted for all significant mining and extractive industries during the approval process;</li> <li>▪ That individual property rights in regard to unwelcome drilling, exploration and/or extraction activities are supported;</li> <li>▪ That the ten (10) International</li> </ul>	
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				<p>Council of Mining and Metals (ICMM) principles are supported by Council;</p> <ul style="list-style-type: none"> <li>▪ That Cobar Shire Council recommends to the State Government that the pre-gateway determination process be modified to enable a refusal where appropriate, and;</li> <li>▪ That Council promotes the dissemination of information to landholders that is independent and informs them of their rights and obligations prior to entering into any agreements relating to coal seam gas exploration or production.</li> </ul>	
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**COUNCIL RESOLUTIONS 24 JULY 2014**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
583	Works Committee Meeting – Report 3A – Road Capital Works Program 2014/2015	128.7.2014	<b>DES/ESM/ RM</b>	That Council trials the use of chemical and cementitious stabilisation of the unsealed road network in conjunction with gravelling.	Trial undertaken in-conjunction with 2016/2016 Capital Works Program Report to be prepared for Council in Q4 2016/2017.

**COUNCIL RESOLUTIONS 28 AUGUST 2014**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
599	Council - Clause 4A – To Approve the Tenure	155.8.2014	<b>LMO</b>	That other occupants of Council premises that have no occupancy	Audit of premises completed. Report to June 2016 Ordinary Council

	of Occupancy for the Cobar Mobile Children's Services Inc			agreement be recognised and an appropriate agreement entered into.	Meeting – Deferred to July 2016.
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**COUNCIL RESOLUTIONS 25 SEPTEMBER 2014**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
627	Council – Clause 10A – Adoption of Management Plan for Lot 18 DP213415	188.9.2014	<b>LMO</b>	That Council authorise the General Manager to negotiate a lease or licence for an appropriate term and conditions with the Cobar Bowling and Golf Club Ltd.  That Council authorise the Mayor and General Manager to sign any lease or licence under the Common Seal of Council.	Item given high priority status with completion target 30 June 2016.  Target extended to 31 August 2016.

**COUNCIL RESOLUTIONS 11 DECEMBER 2014**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
660	Council – Clause 7A – Office of Local Government Promoting Better Practice Review of Cobar Shire Council – Report Action plan Status	245.12.2014	<b>GM</b>	That Staff continue to work towards the completion of any work required by the recommendations contained within the Promoting Better Practice Review of Cobar Shire Council Report and detailed within the reviewed Action Plan.	Action plan instigated for implementation of resolution.

**COUNCIL RESOLUTIONS 26 FEBRUARY 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
665	Finance and Policy Committee Meeting – Notice of Motion – Economic Development Matters	3.02.2015	<b>SPO</b>	That the Cobar Shire Economic Taskforce investigate the possibility and practicality of developing independent living aged accommodation in Cobar.	Investigations currently being undertaken by the Economic Taskforce.

**COUNCIL RESOLUTIONS 23 APRIL 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
696	Council – Clause 2A – Fit for the Future and Joint Organisation of Councils Consideration Report	54.04.2015	<b>GM/DCCS/ SPO/MAYOR/ DEPUTY MAYOR</b>	That Cobar Shire Council continue to be involved in the discussions and processes in the development of the Far West Initiative to ensure that a model is found that benefits Cobar Shire with improved government and non-government services and to increase the sustainability of Cobar Shire Council.	Action plan instigated for implementation of resolution. Mayor now Council’s Delegate to the recently formed Far West Initiative Advisory Committee with the next Meeting arranged for 6 April 2016 in Wentworth. Awaiting public consultation process on proposal.
701	Council – Clause 7A – EOI – Lease, Management and Maintenance of Cobar Regional Airport	59.04.2015	<b>ESM/DES</b>	That on completion of all requirements for certification of Cobar Regional Airport master planning be commenced, in conjunction with preparation of a business plan exploring potential commercial development of the Airport.	Action plan instigated for implementation of resolution.
702	Council – Clause 8A – Maintenance of Stock	60.04.2015	<b>ESM/DES</b>	That Council recompile a comprehensive Grid Register which	Action plan instigated for implementation of resolutions.



	Control Structures		<b>RM/DES</b>	<p>is expected to take approximately 6 to 12 months to complete depending on resources available and location of grids with the Register including GPS coordinates, photos of the grid, an assessment on the condition of the grid and its associated infrastructure.</p> <p>That Council's Approval, Installation and Maintenance of Stock Control Structures in Public Road (Public Gates, Grids, RAMPS and Stock Races) remain unchanged at this time pending the recompilation of a Grid Register at which time the matter will be revisited.</p>	
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**COUNCIL RESOLUTIONS 23 JULY 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
743	Council – Clause 2A – Dalton Park Horse Complex – Expression of Interest	123.07.2015	<b>ADPES/ LMO</b>	<p>That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to:</p> <p>Require Mr Prisk and the Millers to reinstate the stallion exclusion area at a distance of 10m or other such appropriate distance as negotiated between Council, Ms Whitehurst</p>	Formal direction to complete outstanding work issued.

				and Mr Prisk/Millers. The fence to be reinstated at both parties cost and to a standard equal to or better than the new perimeter fence.	
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**COUNCIL RESOLUTIONS 27 AUGUST 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
766	Council – Clause 6A – To Cease an Action Outstanding on Notice of Motion 25FP.03.2013	157.08.2015	<b>DCCS</b>	That the matter to cease action outstanding on Notice of Motion 25FP.03.2013 be held over for further investigation.	Further investigation to be undertaken in regard to the Youth and Fitness Centre EOI's – No further action required.

**COUNCIL RESOLUTIONS 24 SEPTEMBER 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
777	Traffic Committee – General Business – Restricted Sight Distance at Intersections around Town	184.09.2015	<b>RM/SM/US</b>	Trees at selected intersections that restrict sight distance are trimmed in consultation with residents.	Action plan instigated for implementation of resolution.
778	Traffic Committee – General Business – Louth Road Line Marking	184.09.2015	<b>RM</b>	Council will re-instate barrier lines on the Louth Road from the rubbish tip to the Endeavor mine turn off.	Road marker due in Cobar in June 2016.
782	Finance and Policy Committee – Report 2B – That an investigation be undertaken and	187.09.2015	<b>DCCS/ GM</b>	That an investigation be undertaken and appropriate report provided in regard to proposed paperless Council/Committee Meetings.	Report to be provided to new Council following Elections (September 2016).

	appropriate report provided in regard to proposed paperless Council/ Committee Meetings				
785	Works Committee – Report 3A – Cobar Water Treatment Plant Project Expenditure and Action Plan	188.09.2015	<b>PM/ SM/ DES</b>	That the land acquisition, power design and finalisation of the investigation and tender documents for the Cobar Water Treatment Plant continue to be progressed.  That a further report be provided on the outcomes of the relevant Grant Application/Expression of Interest and required further action plan.	Action plan instigated for implementation of resolutions.
793	Council – Clause 9A – O’Neill Road Water Supply	197.09.2015	<b>SM/ DES</b>	That Council undertakes flow and pressure testing on the existing main on Lerida Road during the summer peak demand to determine the availability of water.  That a full report be provided to Council when available.	Action plan instigated for implementation of resolutions.

**COUNCIL RESOLUTIONS 22 OCTOBER 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
799	Finance and Policy Committee – Notice of Motion – Services to O’Neill Road and Sutherland Drive	210.10.2015	<b>DES/SM</b>	That an investigation be undertaken into a water subsidy for the residents of O’Neill Road for the summer months similar to what we do for the Villages.	Action plan instigated for implementation of resolution.

**COUNCIL RESOLUTIONS 26 NOVEMBER 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
809	Works Committee – Notice of Motion – Report 2A - RMS Repair Program for 2016/2017	226.11.2015	<b>DES</b>	That if funding is not obtained that Council continues to nominate MR407 Mulya Road in subsequent years until funding is obtained.	Action plan instigated for implementation of resolution.
815	Council – Clause 4A – Trial Change of Library Opening Hours	233.11.2015	<b>MLS</b>	That a Report on the trial period be submitted to the August 2016 Ordinary Council Meeting.	Further Report to be provided to the August 2016 Ordinary Council Meeting.
817	Council – Clause 7A – Cobar Sewerage Treatment Land Being Lot 24 in DP837494, Application for Licence to Occupy Crown Land and Approval for Land Acquisition	236.11.2015	<b>LMO</b>	That Council apply for a 12 month short term licence over crown land parcel Lot 24 in DP837494.  That the Mayor and General Manager be authorised to execute the licence documents under the Common Seal of Council.  That the costs associated with the licence be paid from operating expenses for the Cobar Sewerage Treatment Works.  That Council acquire by compulsory acquisition the whole of the land contained in Lot 24 DP837494 Sewerage Works Road, Cobar (hereafter called the acquisition land).	Action plan instigated for implementation of resolutions.

			<p>That the acquisition of land be acquired pursuant to Section 187 of the Local Government Act 1993 and the Land Acquisition (Just Compensation) Act 1991 for commercial purposes for the continued operation and management of the Cobar Sewerage Treatment Works.</p> <p>That the acquisition land value be paid upon completion of the acquisition of the acquisition land, to the Department of Primary Industries on behalf of the Crown in full and final payment of all those interests including the rights of the Crown pursuant to Section 104 of the <i>Native Title (NSW) Act 1994</i> and Section 54(2) of the <i>Land Acquisition (Just Terms Compensation) Act 1991</i>.</p> <p>That the survey plans and other acquisition documents for the acquisition of the acquisition land be signed under the Common Seal of Council.</p> <p>That the Council authorise the Mayor and General Manager to sign all acquisition documents.</p>	
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				<p>That the acquisition land be acquired as operational land pursuant to the provisions of Section 31 of the <i>Local Government Act 1993</i>.</p> <p>That pursuant to the provisions of Section 190 of the <i>Local Government Act 1993</i> all minerals are excluded from the acquisition.</p> <p>That Council makes the necessary application to the Minister or Governor so that the acquisition can be completed.</p> <p>That the costs associated with compulsory acquiring the land be paid from the Sewer Reserve Fund.</p>	
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**COUNCIL RESOLUTIONS 10 DECEMBER 2015**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
821	Council – Notice of Motion – Establishment of a Cobar Community Trust	251.12.2015	<b>GM</b>	That Council investigates the establishment of a Cobar Community Trust with the aim of sourcing grants for the improvement of facilities, infrastructure or anything of benefit to the Cobar Community and Shire.	Action plan instigated for implementation of resolution.
822	Council – Notice of Motion – Bypass for Heavy Vehicles	252.12.2015	<b>GM</b>	That the alternate Heavy Vehicle Bypass through Cobar be added to the 10 Year Strategic Business	Action plan instigated for implementation of resolution.

				Plan.	
823	Council – Clause 1A – Mayoral Report	253.12.2015	<b>GM</b>	That urgent representations be made by the Mayor to the Member for Parkes and relevant State and Commonwealth Ministers for the retaining of the Cobar Bureau of Meteorology and the staffing levels and that Cobar be considered and granted funding for the new radar.	Action plan instigated for implementation of resolution.
826	Council – Clause 7A – 2015/2016 Plant Replacement Program	259.12.2015	<b>DES</b>	That the 2015/2016 Recommended Plant Replacement Program as detailed be adopted.	Adopted – No further action required.
834	Council – Clause 13B – Update on Infrastructure Project Finances	279.12.2015	<b>PM/ PEO</b>	Due to the positive funding intention of Infrastructure NSW that Council progress to tender the construction of the new Cobar 8ML per day Water Treatment Plant and associated works.	Tender process commenced – No further action required.
836	Council – Committee of the Whole Closed Council – Clause 2C – Incorporation of Lilliane Brady Village into the New Cobar Multi-Purpose Service	281.12.2015	<b>GM</b>	That subject to the proposed changes in the draft Memorandum of Understanding (MOU) and Term Sheet detailed in Councils resolution of 26 November 2015 that Council progress positively the incorporation of the Lilliane Brady Village into the proposed new Multi-Purpose Service with the 10 extra aged care beds to be attached directly to the Lilliane Brady Village.  That the information and discussions held concerning the proposed new Cobar Multi-Purpose	Action plan instigated for implementation of resolution. Advice provided to relevant Health Authorities.

				Service incorporating the Lilliane Brady Village remains confidential within the Committee of the Whole Closed Council.	
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**COUNCIL RESOLUTIONS 28 JANUARY 2016**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
839	Committee of the Whole Closed Council – Clause 3C – Cobar Shire Council Remaining a Stand-Alone Council	7.1.2016	<b>Mayor</b>	That Cobar Shire Council wishes to remain as a “stand alone Council” rather than be included in the Far West Initiative and advise Minister Toole accordingly at the earliest practical time.	Letter sent – No further action required due to the Far West Plan.

**COUNCIL RESOLUTIONS 25 FEBRUARY 2016**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
842	Works Committee – Confirmation of the Minutes	13.2.2016	<b>SM</b>	That Cobar Community Radio be offered the same offer that Cobar Shire Council are offering to 2WEB Bourke.	Action plan instigated for implementation of resolution.
844	Works Committee – Report 3A – 2WEB Transmitter Investigation Report	14.2.2016	<b>SM</b>	That Council approve the installation of the 2WEB FM re-broadcast transmitter at the existing Fort Bourke Water Treatment Plant.  That the installation cost and application to the Australian Communication and Media Authority for the required apparatus	Action plan instigated for implementation of resolution.



				<p>licence be charged against Cobar - television budget.</p> <p>That Council applies for a five year licence.</p> <p>That this is a once off payment contribution and no additional or ongoing costs will be covered by Cobar Shire Council.</p>	
855	Committee of the Whole Closed Council – Clause 3C – Expression of Interest for Airport Self Service Bowser (AVGAS) and Refueling Truck (JETA1) Facility	33.2.2016	<b>ESM</b>	<p>That SkyFuel to be offered the Construction, Maintenance and Operation of self-serving aviation fuel (AVGas) bowser and Jet A1 truck facilities at the Cobar Regional Airport on 5 X 5 X 5 leasing condition.</p> <p>That consent be granted to SkyFuel to build Jet A1 self-service bowser if it wishes without any adverse financial impact to the Council.</p>	<p>SkyFuel started operations at the Airport using mobile trucks as an interim arrangement as the previous refuellers pulled out.</p> <p>SkyFuel is preparing DA applications for Council approval. They have already earmarked the area listed. Aviation fuel prices have significantly dropped compared to previous prices.</p>

#### COUNCIL RESOLUTIONS 24 MARCH 2016

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
861	Committee of the Whole – Closed Council – Clause 1C – Incorporation of Lilliane Brady Village into the Proposed New Cobar Multi-Purpose	51.3.2016	<b>DCCS</b>	That Council sign the Memorandum of Understanding with Health Administration Corporation and Western New South Wales Local Health District incorporating the changes noted in this report if the change to Clause	Parties have agreed on wording and have signed the agreement. Awaiting a copy for file – No further action required.

	Health Service Report			1b: That Cobar Shire Council be involved in the process of the final selection of the private operator to take over the operating licence of Lilliane Brady Village as part of the new Cobar Multi-Purpose Health Service with a seat on the final voting panel with voting rights.	
862	Committee of the Whole – Closed Council – Clause 2C – Selection of Successful Tenderer for the Ward Oval Sewer Pump Station Refurbishment	51.3.2016	<b>PM</b>	That Council authorise the General Manager and the Mayor to sign all relevant contact documents. That Council allocates up to \$45,000 of additional funds from the Cobar Sewer Fund for this project subject to approval by the Mayor.	Arrangements in train for implementation of resolution.

**COUNCIL RESOLUTIONS 28 APRIL 2016**

<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
865	Confirmation of the Minutes – Traffic Committee Meeting	53.4.2016	<b>DES</b>	That the works required on the Booroomugga Road and Barrier Highway intersection at Canbelego be prioritized as high and if funding is required that funding be sought.	RMS have advised they will undertake a full REF before any work is undertaken.
870	Committee of the Whole Closed Council – Report 1C – Analysis of Plant and Equipment Hire and Trades and	58.4.2016	<b>AGM</b>	That any future projects within Cobar Shire that we look at supporting the local businesses (where applicable) to ensure their viability and have a review of the Policy.	Policy to be reviewed with new Council (September 2016).

	Miscellaneous Services Register				
871	Committee of the Whole Closed Council – Matter of Urgency	58.4.2016	<b>GM</b>	That Council undertake a review of the Organisational Structure.  That as part of an overall organisational restructure that the number of Councillors be reduced to nine (9).	GM currently progressing review.  Letter sent with no reply to date.
874	Council – Clause 1A – Mayoral Report	61.4.2016	<b>AGM</b>	Following the Launch of the Orana Regional Bio-Hub Report that the General Manager investigate the next step to progressing this project and Report back to Council.	Action plan instigated for implementation of resolution.
876	Council – Clause 3A – Council’s Integrated Planning and Reporting (IP&R) Draft Documents for Public Exhibition	65.4.2016	<b>DCCS</b>	That Council places the attached Draft 2016/2017 Annual Operational Plan including the Revenue Policy, Fees and Charges, Budget and 10 Year Financial Plan, on public exhibition for a minimum of 28 days to seek community feedback prior to adoption.	Draft 2016/2017 Annual Operational Plan including the Revenue Policy, Fees and Charges, Budget and 10 Year Financial Plan placed on public exhibition.  Community consultation presentation to occur on Wednesday, 18 May 2016. Further Report to be provided to June Council Meeting – No further action required.
878	Council – Clause 5A – Use of Effluent by Cobar Bowling and Golf Club	67.4.2016	<b>SM</b>	The current fee to the Cobar Bowling and Golf Club is fixed at current at the annual charge of \$15,000.00 and to be reviewed annually.	Action plan instigated for implementation of resolution.
879	Council – Clause 6A – Raw Water Supply to Dalton Park Horse Complex	68.4.2016	<b>SM</b>	That the Raw Water Supply to Dalton Park Horse Complex be listed on Councils 10 Year Long Term Financial Plan and that	Action plan instigated for implementation of resolution.

				Council seek any available grant funding in the interim.	
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<b>COUNCIL RESOLUTIONS 26 MAY 2016</b>					
<b>NUMBER</b>	<b>ITEM</b>	<b>RESOLUTION NUMBER</b>	<b>ACTION BY</b>	<b>ACTION REQUIRED</b>	<b>OUTCOME</b>
880	Finance & Policy Committee – Report 4B – Grant Funding	81.5.2016	<b>DES</b>	That Staff investigate and report back to Council the possibility of utilising the existing facilities at the Cobar Regional Airport for flight training.	Report to be prepared for July Committee Meeting.
881	Finance & Policy Committee – Report 4B – Grant Funding	81.5.2016	<b>DES</b>	That Council support in principal the establishment of a flight training school for Cobar in conjunction with Regional Development Australia - Orana.	Letter sent – No further action required.
882	Finance & Policy Committee – Report 4B – Grant Funding	81.5.2016	<b>SPO</b>	That a letter of support and encouragement be sent to the Regional Development Australia - Orana in relation to providing land and offering political support for the Biohub project.	Letter sent – No further action required.
883	Works Committee – Report 2A – Quotation for the Supply of Plant and Equipment Hire Rates 2015/2018	82.5.2016	<b>DES</b>	That the following Contractors be included in the Council’s Register of approved Contractors for the Supply of Plant and Equipment 2015/2018:  - Browne Earthmoving.	Contractors Register amended – No further action required.
884	Council – Clause 2A – Delegations of Authority to General Manager	85.5.2016	<b>GM</b>	Pursuant to Section 377 of the Local Government Act 1993, Cobar Shire Council hereby delegates to the General Manager, Peter Vlatko,	Delegations of Authority to General Manager delegated and commenced – No further action required.

				<p>and to the person holding the aforementioned position in an acting capacity the exercise of Council's powers, functions, duties and authorities contained in legislation and matters specified in Schedule 1 subject to the limitations specified in Schedule 2.</p> <p>This delegation shall commence on 9 May 2016 and remain in force until specifically altered or revoked in writing. All delegations shall be made by and shall flow from, the General Manager pursuant to Sections 377(2) and 380 of the Local Government Act.</p>	
885	Council – Clause 3A – Legal Assistance for Bathurst Regional Council	86.5.2016	<b>GM</b>	That Cobar Shire Council support the legal assistance claim by Bathurst Regional Council for \$583.95 inclusive of GST.	Arrangements for legal assistance support have been organised – No further action required.
886	Council – Clause 4A – Determination of Fees Paid to Mayor and Councillors	87.5.2016	<b>DCCS</b>	<p>That Councillors fees are set at \$11,004.00 per annum paid monthly in arrears for the twelve months commencing 1 July 2016.</p> <p>That the Mayor's fee is set at \$24,030.00 per annum, paid monthly in arrears for the twelve months commencing 1 July 2016.</p>	Councillors fee set for 2016/2017, fee to be paid monthly in arrears – No further action required.
887	Council – Clause 5A – Quarter 3 – 2015/2016 Budget Review	88.5.2016	<b>DCCS</b>	That the operating and capital estimates contained in the attachments to the Quarter 3 2015/2016 Budget Review Report	Quarter 3 2015/2016 Budget Review adopted – No further action required.

				be adopted as the revised forecast for 2015/2016 financial year.	
888	Council – Clause 6A – Restart New South Wales – Resources for Regions Infrastructure Project Update	89.5.2016	<b>DES</b>	That Council adopts the designs parameters for the new treatment plant of 8ML/day capacity with a raw water quality of a maximum turbidity of 225 NTUs.	Advice of Councillor decision sent to NSW Public Works and Infrastructure NSW – No further action required.
889	Council – Clause 8A – Australian Institute of Building Surveyors Annual State Conference	91.5.2016	<b>MPES</b>	That approval is given to Council’s Manager of Planning and Environmental Services to attend the 2016 Australian Institute of Building Surveyors Annual State Conference in Sydney on 25 and 26 July 2016.	Conference attendance arranged – No further action required.
890	Council – Clause 9A – Australian Institute of Local Government Rangers Conference	92.5.2016	<b>MPES</b>	That approval is given to Council’s Ranger to attend the 2016 Australian Institute of Local Government Rangers Conference in Sydney from 27 to 28 July 2016.	Conference attendance arranged – No further action required.
891	Council – Clause 10A – Classification of Land Purchased from Peak Gold Mine for the Site of the New Water Treatment Plant	93.5.2016	<b>LMO</b>	In accordance with section 31 of the <i>Local Government Act 1993</i> , Council resolves to classify Lot 73 in DP755649 as Operational Land.	Lot 73 in DP755649 has been classified as Operational Land – No further action required.
892	Council – Clause 11A – Dalton Park Horse Complex Licence Agreements	94.5.2016	<b>LMO</b>	That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to offer a 12 month temporary licence agreement to following organisations and individuals for the purpose outlined for the period 1 July 2016 to 30 June 2017:	Draft agreement prepared. To be sent with invoices post 1 July 2016.

				<ul style="list-style-type: none"> <li>• Cobar Pony Club - Pony Club and activities associated with such a club;</li> <li>• Cobar Miners Race Club- Race Club and activities associated with such a club;</li> <li>• Mr S Griffiths and Mrs C Griffiths - Stabling, training of horses and associated activities;</li> <li>• Ms Sharon Whitehurst - Stabling, exercising of horses for sporting events and associated horse activities;</li> <li>• Ms Christie Wheeler, Mr Geoff Turton and Mr Kevin &amp; Mrs Maree Wheeler - Stabling, training and exercising of horses and associated activities;</li> <li>• QS Outback - Quantum savvy horsemanship clinics, practice days, events and associated activities;</li> <li>• Mr Wayne Prisk - Stabling and training of race horses and associated activities.</li> </ul> <p>That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to affix the Trust seal</p>	
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				<p>to the 12 month temporary licence agreements for the following organisations and individuals to cover the period 1 July 2016 to 30 June 2017, if the offers are accepted:</p> <ul style="list-style-type: none"> <li>• Cobar Pony Club;</li> <li>• Cobar Miners Race Club;</li> <li>• Mr S Griffiths and Mrs C Griffiths;</li> <li>• Ms Sharon Whitehurst;</li> <li>• Ms Christie Wheeler, Mr Geoff Turton and Mr Kevin &amp; Mrs Maree Wheeler;</li> <li>• QS Outback;</li> <li>• Mr Wayne Prisk.</li> </ul>	
893	Council – Clause 12A – Bathurst Street Reserve Licence Agreement	95.5.2016	<b>LMO</b>	<p>That Council acting as Trust Manager for the Bathurst Street Reserve Trust, resolve to offer a 12 month temporary licence agreement to the Cobar Tennis Club for the purpose of the operation of the Cobar Tennis Club and associated activities to cover the period 1 July 2016 to 30 June 2017;</p> <p>That Council acting as Trust Manager for the Bathurst Street Reserve Trust, resolve to affix the Trusts seal to the 12 month temporary licence agreement for the Cobar Tennis Club to cover the period 1 July 2016 to 30 June 2017</p>	Draft agreement prepared. To be sent with invoices post 1 July 2016.



				if the offer is accepted.	
894	Council – Clause 13A – Nymagee Progress Association – Old School Community Centre Licence Renewal	96.5.2016	<b>LMO</b>	That a further report on the Nymagee Progress Association – old school community centre be provided to the next Council Meeting.	Further Report delayed to July 2016 Council Meeting.  Due to staff meeting with Nymagee Progress Association on Wednesday, 15 June 2016.
895	Council – Clause 14A – Third Quarterly Review of the Annual Operational Plan 2015/2016	97.5.2016	<b>SPO</b>	That Council receives and endorses the third quarterly review of the 2015/2016 Annual Operational Plan, covering the period January to March 2016.	Third quarterly review of the 2015/2016 Annual Operational Plan adopted – No further action required.
896	Council – Clause 15A – Petition Regarding Black Spot Program and 000 Emergency Access	98.5.2016	<b>SPO</b>	That Council agrees to provide the petition seeking improved funding for mobile phone black spots at the Administration Centre and other appropriate locations around the Shire.  That Council write to Federal Member Mark Coulton outlining concerns regarding the inability to access 000 emergency numbers in mobile phone black spot areas.	Petition distributed, signatures received and returned by deadline – No further action required.  Letter sent – No further action required.
897	Council – Clause 4B – Meeting Minutes	102.5.2016	<b>DES</b>	That prior to work being allocated to a Shire or Regional road that consultation between property owners, road users and the Shire occur to determine the most appropriate location to complete works.  That expenditure on Shire Road 31	Works program being prepared.

				and 32 be allocated in the capital and maintenance budget for 2016/2017.	
898	Council – Clause 5B – 2015/2016 Swimming Pool Season Report	104.5.2016	<b>SM</b>	That Council encourages the Pool Contractor to provide the “Learn to Swim Program” for the next season.	Letter sent to Contractor – No further action required.
899	Committee of the Whole Closed Council – Clause 1C – Tenders for Supply of 6X4 Truck (Day Cab) Prime Mover	107.5.2016	<b>PS/DES</b>	That all tenders for ‘Contract C15/16-11 6x4 Truck (Day Cab) Prime Mover’ for the supply and delivery of one new 6x4 truck (day cab) prime mover be declined as the only complying tender exceeded the allocated budget.  That the specification being redrafted to positively state that Truck with air bag suspensions will not be considered and the contract be retendered.	Letters sent to Tenderers advising of Council’s decision – No further action required.  Tender specification being amended.

### **RECOMMENDATION**

**That the information contained in the monthly status report be received and noted, with the following items to be removed: 599, 766, 826, 834, 839, 861, 876, 881, 882, 884, 885, 886, 887, 888, 889, 890, 891, 894, 895, 896, 898 and 899 Part 1.**

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**CLAUSE 3B – INVESTMENT REPORT AS AT 30 MAY 2016****FILE: B2-7****AOP REFERENCE: 3.1.1.7****ATTACHMENT: NO****AUTHOR: *Manager Finance & Administration, Neil Mitchell*****Purpose**

The table below shows the balances of Council's Investments as at the report date. Term deposits have differing terms in order to spread the maturity dates throughout the year. Included in the table below is the accrued interest attributable to May 2016. The amount restricted in the Audited Financial Accounts as at 30 June 2015 for Employee Leave Entitlements is \$309,220.

Investment	Opening Balance	Transfers to Investments	Transfers from Investment	Interest Earned	Closing Balance
NAB Sweep Acct	\$1,220,957	\$3,364,707	\$1,670,897	\$2,469	\$2,917,236
NAB Term Deposits					
3.00% (20 Jun)	\$1,008,823			\$2,571	\$1,011,394
3.06% (28 Jun)	\$2,107,230			\$5,476	\$2,112,706
2.75% (18 Jun)	\$1,003,242			\$2,081	\$1,005,323
2.98% ( 8 Apr)					
Bank West Term Deposits					
3.05% (16 Jun)	\$1,505,394			\$3,900	\$1,509,294
3.05% (14 Jun)	\$1,003,763			\$2,601	\$1,006,364
Beyond Bank Term Deposit					
3.06%	\$2,008,896			\$5,221	\$2,014,117
<b>TOTALS</b>	<b>\$9,858,306</b>	<b>\$3,364,707</b>	<b>\$1,670,897</b>	<b>\$24,319</b>	<b>\$11,576,435</b>

*Annualised Average return on Investment for the Month: 3.04% (ignoring the opening investment balance which matured very early in May)*

*I hereby certify that the above investments have been made in accordance with Section 625 of the Local Government Act 1993, and Clause 212 of the Local Government (General) Regulation 2005. Council is compliant with the investment policy as cash deposits in excess of \$7m have been diversified to term deposits earning competitive interest rates.*



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Manager Finance & Administration

**RECOMMENDATION****That Council receive and note the Investment Report as at 30 May 2016.**

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**CLAUSE 4B – MEETING MINUTES**

**FILE: C8-6-4 & WB1-22    AOP REFERENCE: 3.1    ATTACHMENT: YES**  
**(PAGE 103-108)**

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

**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 and the Status Reports of those meetings which have been held recently for the information of Councillors. They include:

- Cobar Youth Council Meeting – Wednesday, 11 May 2016;
- Cobar Youth Council Meeting – Wednesday, 25 May 2016;
- Cobar Youth Council Meeting – Friday, 3 June 2016;
- Cobar Water Board Meeting – Thursday, 9 June 2016 (plus Status Report).

**Please note:** That the Cobar Youth Council Meetings do not have a Status Report.

**RECOMMENDATION**

**That the Minutes of the Cobar Youth Council Meeting and the Cobar Water Board Committee Meeting and its Status Report be received and noted.**

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**CLAUSE 5B – SIGNIFICANT VARIATION TO 2015/2016 BUDGET**

**FILE: C8-4-5, L5-22-4 AOP REFERENCE: 3.1, 3.3.3 ATTACHMENT: NO**

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

**Purpose**

To advise Council of a significant variation against the adopted budget as per Regulation 202 of the Local Government Regulations (General) 2005 which support the Local Government Act 1993.

**Background**

It is a requirement that any significant variation to the budget be reported to Council at the first possible Ordinary Meeting after it has become known. Such variations may then be taken into account in the following Quarterly Budget Review except in Q4 as no Budget Review is required to be performed in that quarter.

An additional \$400,000 over what is reflected in the budget is expected to be received from the Cobar Water Board once the audit of that body is finalised. This is an annual calculation known as the ‘claw back’ calculation and either distributes money back to the Board’s major customers or charges them an additional amount. It is based upon a comparison of the actual volume of water sold and operating costs compared to that budgeted.

This transaction is applicable to the Water Fund and whilst accounting convention will show it as an income line it is fact a reduction in the Shire’s cost of water.

**RECOMMENDATION**

**That the significant variation to the 2015/2016 Budget by way of additional \$400,000 revenue into the Water Fund be received and noted.**

# **ATTACHMENTS**



## **ORDINARY MEETING AGENDA**

**THURSDAY 23 JUNE 2016**

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## ~ REFERENCE TO ATTACHMENTS ~

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Clause 5A – Annual Operation Plan & Budget Including Revenue Policy and Fees and Charges .....	96-97
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Clause 9A – Proposed Alcohol Free Zone – Roads, Streets (including Footpaths) Laneways and Public Car Parks.....	103-107
Clause 10A – Economic Taskforce.....	108-111
Clause 11A – Deed of Variation – Planning Agreement with Aurelia Metals Pty Limited.....	112-118

### **PART B – INFORMATION**

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