
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE
SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON THURSDAY
23 FEBRUARY 2023 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

Councillors Peter Abbott (Mayor), Jarrod Marsden, Janine Lea- Barrett, Robert Sinclair, Lillian Simpson, Harley Toomey, Peter Maxwell, Michael Prince, Tony Chaplain, Kain Neale, Julie Payne and Kate Winders.

OBSERVERS

Messrs Peter Vlatko (General Manager), Kym Miller (Director of Finance and Community Services), Garry Ryman (Director of Planning and Environmental Services), Charles Taveira (Director of Engineering) and Miss Kelly Fairbank (Executive Assistant - General Manager/ Mayor).

MESSAGE FROM THE CHAIR:

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

**THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023**

.....
GENERAL MANAGER

.....
MAYOR

APOLOGIES (FILE C13-2)

- Nil.

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.

CONDOLENCES (FILE M2-3)

- Linda Ellen Howlett
- Patricia June Smith
- Kenneth John Good
- Andrew Michael McGee
- Ellen Noell Martin
- Lauchlan Glen McMillan
- Colin Murray Lehmann

The Mayor also acknowledged the families and individuals who have lost their lives during the recent earth quakes in Turkey and Syria.

PUBLIC ACCESS SESSION

- Nil.

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

01.02.2023 **RESOLVED:** That the Minutes of the Ordinary Meeting of Council held on Thursday, 08 December 2022 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Winders / Clr Payne

CARRIED

**THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023**

.....
GENERAL MANAGER

.....
MAYOR

**CLAUSE 1 – CONDUCT OF THE 2024 LOCAL GOVERNMENT
ELECTION FOR COBAR SHIRE COUNCIL**

FILE: E2-3-8 AOP REFERENCE: 3.1.4 ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

02.02.2023 RESOLVED: That the Cobar Shire Council (*“the Council”*) resolves to engage the New South Wales Electoral Commission for the conduct of the 2024 Cobar Shire Local Government Election:

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 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 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 Electoral Commissioner to administer all constitutional referenda of the Council.

Clr Sinclair /Clr Marsden

CARRIED

CLAUSE 2– MONTHLY STATUS REPORT

FILE: C13-10 ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

03.02.2023 RESOLVED: That the information contained in the monthly status report be received and noted, with the following items to be removed: 1455,1456,1457.

Clr Lea- Barrett / Clr Payne

CARRIED

CLAUSE 3- SECTION 356 DONATIONS 2023/2024

FILE: D3-1 AOP REFERENCE: 1.4.5 ATTACHMENT: NO

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

04.02.2023 RESOLVED: 1. That Council grants donations for the financial year ended June 30, 2024, as follows.

Cobar Pony Club Inc \$1,500
Auto Club of Cobar Inc \$1,500
Cobar Amateur Pistol Club Inc \$1,500
Cobar Clay Target Club Inc \$1,500
Cobar Arts Council Inc \$1,500
Cobar Netball Association Inc \$1,200
St Johns School \$1,500
Cobar Athletics Club \$1,000
Cobar Rugby Union Club Inc \$1,500
Cobar Girl Guides \$1,500

2. That Council donates to each of the schools within Cobar \$200 of Cobar Quids to assist with their end of year awards ceremonies.
3. That Council donates to the Euabalong West Public School \$200 cash to assist with its end of year awards ceremony.
4. That Council notes the contribution towards water at the Tom Knight Oval to a ceiling of \$25,000 for the year ended 30 June 2024.

Clr Payne / Clr Lea-Barrett

CARRIED

CLAUSE 4- QUARTER 2 – 2022/2023 BUDGET REVIEW

**FILE: L5-22 AOP REFERENCE: 3.3 ATTACHMENT: (YES
PAGE 63-64)**

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

05.02.2023 RESOLVED: That the report Quarter 2 2022/2023 Budget Review be received and noted, and the following capital expenditure adjustment be made to the adopted budget.

- (1) Road's capital expenditure be increased by \$1,000,00
- (2) and that the following adjustments be made to the operating budget.

- a) Increase interest earned by \$300,000.
- b) Increase insurance costs by \$240,000.
- c) Increase depot maintenance by \$60,000.

Clr Lea Barrett / Clr Payne

CARRIED

**THIS IS PAGE 4 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023**

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GENERAL MANAGER

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MAYOR

CLAUSE 5- TRUCKWASH USER FEES

FILE: A10-30

ATTACHMENT: NO

AUTHOR: Charles Taveira, Director of Engineering Services

- 06.02.2023 RESOLVED:** That Council agrees to:
1. Place on public exhibition for 28 days the:
 - Charge of \$25 (plus GST) for the purchase of an AV Data key with no refunds offered.
 - Charge of \$1 per minute (incl GST) for timed usage of the truck wash
 - User fees being subject to price escalation through the normal annual budget process.
 2. Report back to council on feedback received from public exhibition process.

Clr Payne / Clr Simpson

CARRIED

CLAUSE 6 – DEVELOPMENT APPLICATION: CHANGE OF USE - PLACE OF WORSHIP TO CENTRE-BASED CHILD CARE FACILITY

FILE: 2022/LD-00031 AOP REFERENCE: 1.6.3.1 ATTACHMENT: YES (PAGE 65-175)

AUTHOR: Director of Planning & Environmental Services, Garry Ryman

- 07.02.2023 RESOLVED:** 1. That Development Application No. 2022/LD-000031 for a Change of Use – Former Place of Public Worship to a Centre-Based Child Care Facility at Lot 72 in DP520071 being 57 Brough St, Cobar be APPROVED pursuant to Section 4.16 (1) (a) of the *EP & A Act 1979* subject to the following Conditions of Consent.

That voting on this matter be recorded on the basis of an automatic division as required by legislation.

CONDITIONS OF CONSENT

- 1) The development must be carried out in substantial accordance with the documents listed below, except were amended by other conditions of this consent.
 - Architectural Drawings prepared by RIZ Design Office, Project No: 2021175-Drawings:
 - Cover Page, dated July 2022
 - Site and Roof Plan, dated July 2022
 - Floor Plan – Existing, dated July 2022
 - Floor Plan – Demolition, dated July 2022
 - Floor Plan – Proposed, dated July 2022

THIS IS PAGE 5 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023

.....
GENERAL MANAGER

.....
MAYOR

- Elevations, dated July 2022
 - Sections, dated July 2022
 - 3D Overall Views, dated July 2022
 - Stormwater Management, dated July 2022
 - Schedules Sedimentation, dated July 2022
 - 3D Exploded View, dated July 2022
 - Development Notes x 2, dated July 2022
- Noise Impact assessment prepared by Reverb Acoustics Pty Ltd, dated November 2022, pages 1 - 15.
 - Parking and Traffic Impact Assessment Report prepared by Greys Australia Pty Ltd, dated 2 December 2022, pages 1 - 27.
 - Statement of Environmental Effects, dated November 2022, pages 1 - 30.

2) In the event of any inconsistency between condition of this consent and documents referred to above the conditions of this consent prevail.

3) No nuisance or interference with the amenity of the area is to be created by reason of any process or operation on the premises causing the emission of noise, dust, smoke or any polluted discharge whatsoever.

4) Before the issue of a relevant Construction Certificate, a landscaping plan must be prepared for the site and accepted by the certifier. The plan is to:

- take advantage of existing established plants on the site;
- ensure that the landscaping does not obscure available sight distances for vehicles entering and leaving the premises;
- be of a design that is readily maintained and suited to site conditions.

A requirement to maintain landscaping of the site is a condition of the granting this grant and forms part of the ongoing operation of the premises.

5) That construction work on the site must only be carried out between the hours of 7.00am and 8.00pm, Monday to Saturday inclusive and 8.00am to 8.00pm on Sundays or Public Holidays.

6) All external lighting is to be positioned and directed so as to prevent the intrusion of light to the adjoining premises.

7) This development consent lapses unless building, engineering or construction work relating to the development is physically commenced on land to which the consent applies before the date that is five (5) years from when this consent operates.

8) The applicant must implement all practicable measures to prevent or minimise harm to the environment during the construction and operation of the development.

9) The construction of the building, the subject of this development consent must not commence until:

- A Construction Certificate has been issued.
- A Principal Certifier has been appointed.
- A notice of intention to commence work has been issued to Council as the consent authority.

Note: *This application must be made on the NSW Planning Portal. Council encourages you to initiate your Construction Certificate (CC) application via the relevant Development Application (DA) service, accessible from your NSW Planning Portal account. In doing so, this will enable your DA information to flow through to the nominated certificate application.*

In addition, the CC case will be linked with the DA case allowing you to access required documents and other application information. In order to do this, you will need to click on 'Request Certificate' button from the DA application.

10) The building work subject to this consent must be carried out in accordance with the requirements of the Building Code of Australia.

11) All plumbing and drainage (water supply, sanitary plumbing and drainage, stormwater drainage and hot water supply) are to comply with the *Plumbing and Drainage Act 2011*.

12) Roof water is to be disposed of by piping to the street gutter.

13) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out, identifying the following:

- the name, address and telephone number of the principal certifying authority (Cobar Shire Council) for the work,
- showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
- stating that unauthorised entry to the site is prohibited

Any such sign is to be maintained while the work is being carried out but must be removed when the work has been completed.

14) Appropriate site security fencing shall be erected to restrict unauthorised access to the construction work site.

15)

It is a condition of this consent that the 7.12 levy must be paid to Council in accordance with the *Cobar Local Infrastructure Contributions Plan 2020* (The Plan). The levy payable is 1% of the estimated cost of carrying out the development.

The required levy payment for this development is \$2,297.51 and is subject to indexation in accordance with clause 2.18 of the Plan.

This levy must be paid prior to the release of a Construction Certificate.

16) Prior to the issue of a Construction Certificate, the following Section 64 Water and Sewer charges (pursuant to the *Local Government Act 1993* and Cobar Shire Councils *Development Servicing Plans for Water Supply and Sewerage 2013* must be paid. The charges are based on 0.6 Water Equivalent Tenements (ET's) and 0.10 Sewer Equivalent Tenements with a credit of 0.4 Water ET's and 0.63 Sewer ET's based on the original Church/Place of Public Worship land use.

For the 2022/2023 financial year, the charges are:

- $0.06 \times 33 \times \$1,385.00 = \$2,742.30 - \$1,108.00$ (credit) = **\$1,634.30**
Water ET
- $0.10 \times 33 \times \$1,097.00 = \$3,620.10 - \$1,382.00$ (credit) = **\$2,238.10**
Sewer ET

17) Demolition works must be carried out in accordance with AS 2601 - The demolition of structures.

18) All waste materials are to be removed from the site and deposited at the approved landfill site. Particular care and attention is to be paid to the disposal of any waste containing asbestos material.

19) Prior to the issue of an Occupation Certificate, the applicant must provide to Council written advice that the development has been finalised relative to the *Plumbing and Drainage Act 2011*, including:

- Plumbing and drainage work notifications
- Inspections of plumbing and drainage work, and
- Supply of certificates and plans.

20) It is a condition of this consent that the core operating hours of the Child Care Facility are between 7am and 6pm, Monday to Friday with it being noted that staff may arrive before and depart after these hours for setup and cleaning purposes.

21) It is a condition of this consent that an Emergency and Evacuation Plan must be prepared prior to an Occupation Certificate being issued. The required plan needs to consider the following:

- The mobility of children and how this is to be accommodated during an evacuation.
- The location of a safe congregation/assembly point, away from the evacuated building, busy roads and other hazards.
- How children will be supervised during the evacuation and at the congregation/assembly point relative to the capacity of the facility and governing child-to-staff ratios.

22) The development is to be provided with a child-safe fence to separate car parking areas from the building entrance and play areas.

23) Acoustic fences having a height of 1.8m above ground level are to be installed along the North, West and East boundaries of the Lot. Acceptable forms of construction include:

- colourbond metal (minimum 0.6mm BMT);
- lapped and capped timber;
- hebel power panel; or masonry.

No significant gaps are permitted in the fence. Other construction options are available providing the fence or wall is impervious and of equivalent or greater surface mass than the above options.

24) No acoustic treatment is required for air conditioning or exhaust plant that satisfies the following noise emission limits:

	LW, dB (A)	SPL at 1m dB(A)
Air Conditioning Plant	72	66
Exhaust Plant	68	62

25) If noise emissions from individual items of air conditioning plant exceed the limits shown in Condition 27 above, acoustic barriers must be constructed between the plant and surrounding dwellings. Barrier Construction should consist of either acoustisorb panels (available through Modular Walls) or an outer layer of one sheet of 12mm fibre cement sheeting (villaboard, hardiflex) or 19mm marine plywood. The inside (plant side) is to be lined with an absorbent foam to reduce reverberant sound (not fibrous infills) and must be a minimum of 300mm above the top of the plant item.

26) The contractor responsible for supplying and installing the plant is to submit evidence to Council that the installed plant meets the specified noise emission limits or that noise control included with the plant is effective in reducing the sound level to the specified limit.

27) The approval of the acoustic consultant is to be obtained once the selection and location of plant has been finalised and prior to installation.

28) The existing carpark area must be repaired and resealed as needed to facilitate the required line marking of the carpark in accordance with relevant industry standards.

29) It is a condition of this consent that the car park surface and line marking must be maintained as part of the ongoing operation of the premises.

30) Before the issue of a relevant Construction Certificate, a suitably qualified engineer must review the plans which relate to parking facilities and provide written evidence, to the certifier's satisfaction, that it complies with:

- AS/NZS 2890.1 - 2004 (off-street car parking)
- AS/NZS 2890.6 - 2009 (off-street parking for people with disabilities)

31) The development must be carried out in general accordance with relevant requirements of Managing Urban Stormwater: Soils and Construction (4th Edition, Landcom 2004), commonly referred to as the "Blue Book".

Before commencing work on site, the applicant must ensure a construction site management plan is prepared before it is provided to and approved by the certifier. The plan must include the following matters as relevant to the subject construction site:

- Location and materials for protective fencing and hoardings to the site perimeter on the site
- Provisions for public safety
- Pedestrian and vehicular site access points and construction activity zones
- Details of construction traffic management, including proposed truck movements to and from the site and estimated frequency of those movements, and measure to preserve pedestrian safety in the vicinity of the site protective measures for on-site tree preservation (including in accordance with AS 4970-2009 Protection of trees on developments sites and trees in adjoining public domain) (if applicable)
- Details of any bulk earthworks to be carried out
- Location of site storage areas and sheds

- Equipment used to carry out all works
- A garbage container with a tight-fitting lid
- Dust, noise and vibration control measures
- Location of temporary toilets or existing on-site toilets.

The applicant must ensure a copy of the approved construction site management plan is kept on-site at all times during construction.

32) The proposed free-standing laundry and storage building must be located within the boundaries of Lot 72 and the certifier should require the applicant to engage the services of a registered surveyor to ensure compliance with this condition.

Reasons for the Imposition of the Conditions

- 1) To ensure the proposed development:
 - achieves the objects of the *EP & A Act 1979*;
 - complies with the provisions of all relevant environmental planning instruments.
- 2) To ensure the protection of the amenity of land adjoining and in the locality of the proposed development.
- 3) To minimise any potential adverse environmental, social or economic impacts of the proposed development.
- 4) To ensure the development does not conflict with the public interest.
- 5) To ensure the protection of public and environmental health.

To provide a safe and healthy environment for the occupiers of the premises.

Clr Lea- Barrett / Clr Payne

CARRIED

A Division was called.

For
 Clr Abbott
 Clr Chaplain
 Clr Lea- Barrett
 Clr Marsden
 Clr Maxell
 Clr Neale
 Clr Payne
 Clr Prince
 Clr Simpson
 Clr Sinclair
 Clr Toomey
 Clr Winders

Against
 Nil

CLAUSE 7 – MEETING MINUTES

**FILE: R5-36 AOPREFERENCE:3.1 ATTACHMENT: YES
(PAGE 176-183)**

AUTHOR: *General Manager, Peter Vlatko*

08.02.2023 RESOLVED: That the Minutes of the Local Traffic Committee and the Cobar Liquor Accord be received and noted.
Clr Payne / Clr Winders **CARRIED**

CLAUSE 8– GENERAL MANAGERS OPERATIONAL REPORT

FILE: C6-20-2 AOP REFERENCE: 4.3.2 ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

08.02.2023 RESOLVED: That the General Managers Operational Report be received and noted.
Clr Payne / Clr Neale **CARRIED**

CLAUSE 9– SECOND QUARTERLY REVIEW OF THE ANNUAL OPERATIONAL PLAN 2022/2023 (Q2)

**FILE: L5-22 AOP REFERENCE: 3.1 ATTACHMENT:
YES (TO BE TABLED)**

AUTHOR: *General Manager, Peter Vlatko*

09.02.2023 RESOLVED: That Council receives and notes the first quarterly review of the 2022/2023 Annual Operational Plan, covering the period October to December 2022.
Clr Lea-Barrett / Clr Sinclair **CARRIED**

CLAUSE 10 – COUNTRY MAYORS ASSOCIATION STATE ELECTION PRIORITY

**FILE: L5-20 AOP REFERENCE: 1.1.1.4 ATTACHMENT: YES
(PAGE 184-205)**

AUTHOR: *General Manager, Peter Vlatko*

10.02.2023 RESOLVED: That Council receive and note the Country Mayors Association State Election Priorities.
Clr Marsden / Clr Lea-Barrett **CARRIED**

THIS IS PAGE 12 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023

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GENERAL MANAGER

.....
MAYOR

CLAUSE 11 – GRANT FUNDING

FILE: G4-17 AOP REFERENCE: 3.1.1.3 ATTACHMENT: NO

AUTHOR: *Grants Officer, Bethany Smith*

11.02.2023 RESOLVED: That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.

Clr Lea-Barrett / Clr Sinclair

CARRIED

CLAUSE 12 – INVESTMENT REPORT AS AT DECEMBER 2022

FILE: B2-7 AOP REFERENCE: 3.1.1.7 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

12.02.2023 RESOLVED: That Council receive and note the Investment Report as of December 2022.

Clr Lea-Barrett / Clr Neale

CARRIED

CLAUSE 13 – INVESTMENT REPORT AS AT JANUARY 2023

FILE: B2-7 AOP REFERENCE: 3.1.1.7 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

13.02.2023 RESOLVED: That Council receive and note the Investment Report as of January 2023.

Clr Lea-Barrett / Clr Sinclair

CARRIED

CLAUSE 14 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT DECEMBER 2022

FILE: B2-7 AOP REFERENCE: 3.1.1.5 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

14.02.2023 RESOLVED: That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of December 2022.

Clr Lea-Payne/ Clr Lea-Barrett

CARRIED

THIS IS PAGE 13 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023

.....
GENERAL MANAGER

.....
MAYOR

CLAUSE 15 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT JANUARY 2023

FILE: B2-7 AOP REFERENCE: 3.1.1.5 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

15.02.2023 RESOLVED: That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of January 2023.
Clr Sinclair/ Clr Neale **CARRIED**

CLAUSE 16 – PURCHASING ANALYSIS OF CONTRACTORS

FILE: T3-15-6 AOP REFERENCE:3.3.4 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

16.02.2023 RESOLVED: That Council receive and note the information contained in this report.
Clr Lea- Barrett / Clr Payne **CARRIED**

CLAUSE 17- RATES RECONCILICAITON – 31 DECEMBER 2022

FILE: R2-1 AOP REFERENCE:3.1.1.6 ATTACHMENT: YES (PAGE 206-207)

AUTHOR: *Customer Service Manager, Jo- Louise Brown*

17.02.2023 RESOLVED: That the information contained in the rates reconciliation as at 31 December 2022 be received and noted.
Clr Lea- Barrett / Clr Simpson **CARRIED**

CLAUSE 18- RATES RECONCILICAITON – 31 JANURARY 2023

FILE: R2-1 AOP REFERENCE: 3.1.1.6ATTACHMENT: YES (PAGE 208-209)

AUTHOR: *Customer Service Manager, Jo- Louise Brown*

18.02.2023 RESOLVED: That the information contained in the rates reconciliation as at 31 January 2023 received and noted.
Clr Payne / Clr Sinclair **CARRIED**

THIS IS PAGE 14 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023

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GENERAL MANAGER

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MAYOR

CLAUSE 19 – ENGINEERING WORKS REPORT

**FILE: C6-20-2AOP REFERENCE: 4.3.2 ATTACHMENT: YES
(TO BE TABLED)**

AUTHOR: *Director Engineering Services - Charles Taveira*

- 19.02.2023 RESOLVED:** That the information contained in the Engineering Works Report detailing construction and maintenance activities on Shire and Regional Roads, State Highways, Water and Sewer Mains, Parks and Gardens, and other Council assets be received and noted.
Clr Lea- Barrett / Clr Sinclair **CARRIED**
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CLAUSE 20 – EXPENDITURE FOR ROADS NETWORK

**FILE: R5-31 AOP REFERENCE: 4.3.2 ATTACHMENT: YES
(PAGE210-229)**

AUTHOR: *Director of Engineering, Charles Taveira*

- 20.02.2023 RESOLVED:** That the information detailing the Expenditure for Council's Roads Network be received and noted.
Clr Maxwell / Clr Sinclair **CARRIED**
-

**CLAUSE 21 – DEVELOPMENT APPROVALS: 30 NOVEMBER 2022
– 14 FEBRUARY 2023**

FILE: T5-1 AOP REFERENCE: 1.6.3.1 ATTACHMENT: NO

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

- 21.02.2023 RESOLVED:** That the information detailing the Local Development and Construction Certificate approvals for the period 30 November 2022 - 14 February 2023 be received and noted.
Clr Maxwell / Clr Neale **CARRIED**

**CLAUSE 1C– PURCHASE OF PROPERTY 34 MARSHALL STREET
COBAR AND 36 MARSHALL STREET COBAR**

FILE: A10-1-1 AOP REFERENCE:2.1.1.1 ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

22.02.2023 RESOLVED: That a further report regarding the purchase of property- 34 Marshall Street Cobar and 36 Marshall Street Cobar 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 it contains commercial information of a confidential nature that would, if disclosed in open Council, prejudice the commercial position of the person who supplied it.

Clr Marsden / Clr Sinclair

CARRIED

**CLAUSE 2C WARD OVAL EARLY LEARNING CENTRE AND
MULTIPURPOSE HALL TENDER**

FILE: T3-22-9AOP REFERENCE: 4.4.2.2 ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

23.02.2022 RESOLVED: That a further report regarding the Ward Oval Early Learning Centre and Multipurpose Hall tender (T3-22-9) 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 it contains commercial information of a confidential nature that would, if disclosed in open Council, prejudice the commercial position of the person who supplied it.

Clr Marsden / Clr Sinclair

CARRIED

**CLAUSE 3C SUPPLY OF SIDE LOADER GARBAGE
COLLECTION TRUCK (T3-22-12)**

FILE: T3-22-12 AOP REFERENCE:5.1.2.1 ATTACHMENT: NO

AUTHOR: *Charles Taveira, Director of Engineering Services*

24.02.2023 RESOLVED: That a further report regarding the Supply of a Side Loader Garbage Collection Truck (T3-22-12) 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 it contains commercial information of a confidential nature that would, if disclosed in open Council, prejudice the commercial position of the person who supplied it.

Clr Marsden / Clr Sinclair

CARRIED

**THIS IS PAGE 16 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 FEBRUARY 2023**

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GENERAL MANAGER

.....
MAYOR

COMMITTEE OF THE WHOLE

25.02.2023 RESOLVED: That Council move into the Committee of the Whole with the press and public excluded at 5.22 pm as matters to be discussed are considered to be confidential vide Section 10A (2)(d)(i) of the *Local Government Act 1993* as it contains commercial information of a confidential nature that would, if disclosed in open Council, prejudice the commercial position of the person who supplied it.
Clr Marsden / Clr Sinclair **CARRIED**

CLAUSE 1C – PURCHASE OF PROPERTY 34 MARSHALL STREET COBAR AND 36 MARSHALL STREET COBAR

FILE: A10-1-1 AOP REFERENCE: 2.1.1.1 ATTACHMENT: YES (PAGE 17-18)
AUTHOR: General Manager, Peter Vlatko

01.COW.2023 RESOLVED: That the information contained within this report and resolution remains confidential within the Committee of the Whole Closed Council until the contracts have exchanged.
Clr Lea- Barrett / Clr Payne **CARRIED**

CLAUSE 2C- WARD OVAL EARLY LEARNING CENTRE AND MULTIPURPOSE HALL TENDER

FILE: T3-22-9 AOP REFERENCE: 4.4.2.2 ATTACHMENT: YES (PAGE 19-43)
AUTHOR: General Manager, Peter Vlatko

02.COW.2023 RESOLVED: 1. That the preferred tender Stanaway Pty Limited t/a David Payne Construction, for the tender amount of \$13,924,356.84 (including GST) be awarded and the General Manager be authorised to sign the contract.

2. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.
Clr Payne/ Lea- Barrett **CARRIED**

**CLAUSE 3C SUPPLY OF SIDE LOADER GARBAGE
COLLECTION TRUCK (T3-22-12)**

FILE: T3-22-12 AOP REFERENCE:5.1.2.1 ATTACHMENT: NO

AUTHOR: *Charles Taveira, Director of Engineering Services*

03.COW.2023 RESOLVED: That Council:

a) award the contract for the Supply of one (1) Side Loader Garbage Collection Truck from Superiorpak Pty Ltd to the value of \$412,967 plus GST (\$41,296.70) and authorise the General Manager to sign the contract.

b) award the contract for the supply of one (1) Load Cells and Weighing system from Superiorpak Pty Ltd to the value of \$27,300 plus GST (\$2,730) and authorise the General Manager to sign the contract.

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

Clr Payne/ Clr Lea- Barrett

CARRIED

The meeting resumed in open council at 6.19pm

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 6.25 PM

CONFIRMED.....

MINUTE NO.....

MAYOR.....

.....
GENERAL MANAGER

.....
MAYOR