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

PRESENT (FILE C13-2)

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

OBSERVERS

Mr. Peter Vlatko (General Manager), Mr. Garry Ryman (Director of Planning and Environmental Services), Mr. Heinz Kausche (Acting 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 24 AUGUST 2023**

.....
GENERAL MANAGER

.....
MAYOR

APOLOGIES (FILE C13-2)

- Nil.

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.
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CONDOLENCES (FILE M2-3)

- Ida Mary Patricia Atkinson

PUBLIC ACCESS SESSION

- Nil.
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CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

131.08.2023 RESOLVED: That the Minutes of the Ordinary Meeting of Council held on Thursday, 27 July 2023 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Chaplain / Clr Payne

CARRIED

CLAUSE 1 – MEETING MINUTES

FILE: R5-36 AOPREFERENCE:3.1 ATTACHMENT: YES (PAGE 40-42)

AUTHOR: *General Manager, Peter Vlatko*

132.08.2023 RESOLVED: That the Minutes of the Cobar Liquor Accord Committee be received and noted.

Clr Sinclair /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 24 AUGUST 2023**

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GENERAL MANAGER

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MAYOR

CLAUSE 2 – MONTHLY STATUS REPORT

FILE: C13-10

ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

133.08.2023 RESOLVED: That the information contained in the monthly status report be received and noted, with the following items to be removed: 1470 & 1471.

Clr Lea- Barrett /Clr Neale

CARRIED

CLAUSE 3 – PENSIONERS RATE REBATE 2023/2024 – CLAIM 140

FILE: R2-9

AOP 3.1.1.2

ATTACHMENT: NO

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

134.08.2023 RESOLVED: 1. That Council writes off rates in respect of eligible pensioners in the sum of \$108,669.43 as detailed in the summary listed below, subject to Council’s Auditor’s approval:

	\$
General Rates	66,290.84
Cobar Water Supply Access Rate	20751.80
Euabalong Water Supply Access Rate	1,050.00
Euabalong West Water Supply Access Rate	525.00
Nymagee Water Supply Access Rate	525.00
Mount Hope Water Supply Access Rate	0.00
Cobar Sewerage Access Rate.....	<u>19,526.79</u>
TOTAL	<u>\$108,669.43</u>

2. That Council apply for a subsidy of \$59,768.19 summarised below and further that Council undertake that in the event of a subsidy not being paid to Council in respect of the rates written off, then Council will not subsequently take proceedings for recovery thereof:

	\$
General Rates	36,459.96
Cobar Water Supply Local Rate	11,413.49
Euabalong Water Supply Local Rate	577.50
Euabalong West Water Supply Local Rate.....	288.75
Nymagee Water Supply	288.75
Mount Hope Water Supply	0.00
Cobar Sewerage Local Rate.....	<u>10,739.73</u>
TOTAL	<u>\$59,768.19</u>

Clr Payne / Clr Sinclair

CARRIED

THIS IS PAGE 3 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 AUGUST 2023

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GENERAL MANAGER

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MAYOR

CLAUSE 4 – OPTIONS FOR OLD WATER TREATMENT PLANT

FILE: 6897

ATTACHMENTS: YES (PAGE 43-56)

AUTHOR: *Water and Sewer Manager, Victor Papierniak*

135.08.2023 RESOLVED: That Council adopt Option 2 to keep the old water treatment plant building and undertake remedial works for an estimated cost of \$100,000 and include an additional budget of \$5,000 per annum for ongoing monitoring and maintenance of the building.

Clr Payne /Clr Lea- Barrett

CARRIED

CLAUSE 5 – GENERAL MANAGERS OPERATIONAL REPORT

FILE: C6-20-2 AOP REFERENCE: 4.3.2

ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

136.08.2023 RESOLVED: That the General Managers Operational Report be received and noted.

Clr Maxwell / Clr Marsden

CARRIED

**CLAUSE 6–REVIEW OF THE ANNUAL OPERATIONAL PLAN
2022/2023**

FILE: L5-22 AOP REFERENCE: 3.1

**ATTACHMENT: YES
(TO BE TABLED)**

AUTHOR: *General Manager, Peter Vlatko*

137.08.2023 RESOLVED: That Council receives and notes the annual review of the 2022/2023 Annual Operational Plan.

Clr Payne / Clr Lea- Barrett

CARRIED

CLAUSE 7 –GRANT FUNDING

FILE: G4-17 AOP REFERENCE: 3.1.1.3

ATTACHMENT: NO

AUTHOR: *Grants Officer, Bethany Smith*

138.08.2023 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 Simpson

CARRIED

**THIS IS PAGE 4 OF THE MINUTES OF THE ORDINARY MEETING OF THE
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GENERAL MANAGER

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MAYOR

CLAUSE 8 – INVESTMENT REPORT AS AT 31 JULY 2023

FILE: B2-7 AOP REFERENCE: 3.1.1.7 ATTACHMENT: NO
AUTHOR: *Finance Manager, Sandra Davey*

139.08.2023 RESOLVED: That Council receive and note the Investment Report as at 31 July 2023.
Clr Lea- Barrett / Clr Sinclair **CARRIED**

CLAUSE 9 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT 31 JULY 2023

FILE: B2-7 AOP REFERENCE: 3.1.1.5 ATTACHMENT: NO
AUTHOR: *Finance Manager, Sandra Davey*

140.08.2023 RESOLVED: That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of 31 July 2023.
Clr Payne / Clr Neale **CARRIED**

CLAUSE 10 – RATES RECONCILIATION REPORT AS AT 31 JULY 2023

FILE: R2-1 AOP REFERENCE: 3.1.1.6 ATTACHMENT: NO
AUTHOR: *Customer Service Manager, Jo-Louise Brown*

141.08.2023 RESOLVED: That the Rates Reconciliation Report as at the 31 July 2023 be received and noted.
Clr Lea- Barrett / Clr Payne **CARRIED**

CLAUSE 11 – PURCHASING ANALYSIS OF CONTRACTORS

FILE: T3-15-6 AOPREFERENCE:3.3.4 ATTACHMENT: NO
AUTHOR: *Finance Manager, Sandra Davey*

142.08.2023 RESOLVED: That Council receive and note the information contained in this report.
Clr Payne / Clr Lea-Barrett **CARRIED**

THIS IS PAGE 5 OF THE MINUTES OF THE ORDINARY MEETING OF THE
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GENERAL MANAGER

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MAYOR

CLAUSE 12 – ENGINEERING WORKS REPORT

FILE: C6-20-2AOP REFERENCE: 4.3.2 ATTACHMENT:
NO AUTHOR: *Acting Director Engineering Services, Heinz Kausche*

- 143.08.2023 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 Payne **CARRIED**

CLAUSE 13 – EXPENDITURE FOR ROADS NETWORK

FILE: R5-31 AOP REFERENCE: 4.3.2 ATTACHMENT: YES
(PAGE 57-65)
AUTHOR: *Acting Director of Engineering, Heinz Kausche*

- 144.08.2023 RESOLVED:** That the information detailing the Expenditure for Council's Roads Network be received and noted.
Clr Simpson / Clr Lea-Barrett **CARRIED**

CLAUSE 14 – DEVELOPMENT APPROVALS: 19 JULY 2023 – 15 AUGUST 2023

FILE: T5-1 AOP REFERENCE: 1.6.3.1 ATTACHMENT: NO
AUTHOR: *Director of Planning & Environmental Services, Garry Ryman*

- 145.08.2023 RESOLVED:** That the information detailing the Local Development and Construction Certificate approvals for the period 19 July 2023 - 15 August 2023 be received and noted.
Clr Payne / Clr Lea-Barrett **CARRIED**

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GENERAL MANAGER

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MAYOR

CLAUSE 15 GRAVEL PRODUCTION TENDER (T3-23-4)

FILE: T3-23-4

ATTACHMENT: NO

AUTHOR: *Meike Griffiths, Administration Coordinator*

- 146.08.2023 RESOLVED:** That a further report regarding the Gravel Production Tender (T3-23-4) 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 Payne

CARRIED

CLAUSE 16– UNAUDITED FINANCIAL STATEMENTS 2022/2023

FILE: A12-2 & F2-2-24 AOP REFERENCE: 3.1

ATTACHMENT: YES

AUTHOR: *Financial Accountant, Sandra Davey*

- 147.08.2023 RESOLVED:** 1. That Council in accordance with Section 413 (1) of the Local Government Act 1993 Council refer the draft Financial Statements for the year ended 30 June 2023 for Audit.

2. That Council in accordance with Section 413 (2) (c) Mayor Peter Abbott, a Councillor, General Manager Mr. Peter Vlatko and the Responsible Accounting Officer sign the required statement as to Council's opinion of the accounts.

Clr Sinclair / Clr Payne

CARRIED

COMMITTEE OF THE WHOLE

- 148.08.2023 RESOLVED:** That Council move into the Committee of the Whole with the press and public excluded at 5.18pm in accordance with Section 10A (2) (a) of the *Local Government Act 1993* as the matter and information relates to personnel matters concerning particular individuals (not Councillors).

Clr Marsden / Clr Sinclair

CARRIED

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GENERAL MANAGER

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MAYOR

CLAUSE 1C GRAVEL PRODUCTION TENDER (T3-23-4)
FILE: T3-23-4 **ATTACHMENT: NO**
AUTHOR: Meike Griffiths, Administration Coordinator

- 149.08.2023 RESOLVED:** 1. That Council award the contract for Gravel Production to Crushrite Pty Ltd and authorise the General Manager and Mayor to sign the contract.
2. That Council establish a panel for Excavation, awarding the contract to Crushrite Pty Ltd, J.R May Earthmoving Pty Ltd, MJ & JM Nicholson and Harbison Consolidated Enterprises, and authorise the General Manager and Mayor to sign the contract.
3. 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 5.20pm.

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5.22 PM

CONFIRMED.....

MINUTE NO.....

MAYOR.....

THIS IS PAGE 8 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 24 AUGUST 2023

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GENERAL MANAGER

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MAYOR