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**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE  
SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON THURSDAY  
27 FEBRUARY 2020 COMMENCING AT 5:00PM**

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**PRESENT (FILE C13-2)**

Councillors Peter Abbott (Deputy Mayor), Janine Lea-Barrett, Jarrod Marsden, Peter Maxwell, Julie Payne, Robert Sinclair 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) and Mses Janette Booth (Executive Assistant - General Manager/ Mayor) and Adrienne Pierini (Roads Works Manager).

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**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.*

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**APOLOGIES (FILE C13-2)**

6.2.2020

**RESOLVED:**

1. That the apologies received from Councillors Lilliane Brady OAM (Mayor), Harley Toomey and Peter Yench be accepted.
2. That Councillor Peter Yench be granted a leave of absence for the next two months (February and March).

*Clr Payne/ Clr Lea-Barrett*

**CARRIED**

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**DECLARATIONS OF INTEREST (FILE C12-3)**

- Clr Janine Lea-Barrett declared a Non-Pecuniary interest in Clause 2C – Lease for the Town Hall Cinema Building, 5 Barton Street, Cobar;
  - Clr Jarrod Marsden declared a Non-Pecuniary interest in Clause 12A – Drought Communities Extension Funding Program – Round 2.
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**CONDOLENCES (FILE M2-3)**

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THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 FEBRUARY 2020

.....  
GENERAL MANAGER

.....  
ACTING MAYOR

- 
- Erica Maree Chambers;
  - Allan Leslie Hibbert.

A minutes silence was observed by those in attendance.

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**PUBLIC ACCESS SESSION**

- Nil.
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**CONFIRMATION OF MINUTES**

**EXTRA ORDINARY MEETING OF COUNCIL (FILE C13-11)**

- 07.2.2020**      **RESOLVED:** That the minutes of the Extra Ordinary Meeting of Council held on Thursday, 30 January 2020 be confirmed as a true and correct record of the proceedings of that meeting.  
*Clr Lea-Barrett/ Clr Maxwell* **CARRIED**
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**CLAUSE 1A – MAYORAL REPORT**

**FILE: C13-1-5** **AOP REFERENCE: 3.1**  
**AUTHOR: *Acting Mayor, Councillor Peter Abbott***

- 08.2.2020**      **RESOLVED:** That Council accepts the information contained in the Mayoral Report for the month of February 2020.  
*Clr Marsden/ Clr Maxwell* **CARRIED**
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**CLAUSE 2A – COUNCIL HOUSING STOCK**

**FILE: A10-1** **AOP REFERENCE: 3.3.2.1**  
**AUTHOR: *General Manager, Peter Vlatko***

- 09.2.2020**      **RESOLVED:** That the report regarding the Council Housing Stock 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) (g) of the Local Government Act 1993, as discussions of this information in Open Council would prejudice the commercial position of the person who supplied it.  
*Clr Marsden/ Clr Sinclair* **CARRIED**
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**CLAUSE 3A – LEASE OF TOWN HALL CINEMA BUILDING, 5 BARTON STREET, COBAR NSW 2835**

**FILE: A10-19** **AOP REFERENCE: 1.6.4**  
**AUTHOR: *General Manager, Peter Vlatko***

- 10.2.2020**      **RESOLVED:** That a report regarding a new lease for the Town Hall Cinema Building, 5 Barton Street, Cobar, be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons stated in Sections 10A (2)(d)(i) of the *Local Government Act*
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THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 FEBRUARY 2020

.....  
GENERAL MANAGER

.....  
ACTING MAYOR

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1993, as discussions of this matter in open Council would prejudice the commercial position of the person who supplied it.

*Clr Marsden/ Clr Sinclair*

**CARRIED**

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**CLAUSE 4A – LEASE OF COBAR CARAVAN PARK**

**FILE: A10-1-9**

**AOP REFERENCE: 1.6.4**

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

**11.2.2020**

**RESOLVED:** That a report regarding the Lease of Cobar Caravan Park, be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons stated in Sections 10A (2)(d)(i) of the *Local Government Act 1993*, as discussions of this matter in open Council would prejudice the commercial position of the person who supplied it.

*Clr Marsden/ Clr Sinclair*

**CARRIED**

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**CLAUSE 5A – SECTION 356 DONATIONS 2020/2021**

**FILE: D3-1**

**AOP REFERENCE: 1.4.5**

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

**12.2.2020**

**RESOLVED:** That Council award donations for the budget year ending 30 June 2021 as follows:

- a. Cobar Arts Council an amount equivalent to their general rate for 2020/2021 (approximately \$2,300.00) provided that their rates are paid.
- b. Kubby House an amount equivalent to their water and sewer access charge for 2020/2021 (approximately \$2,000.00) provided that these items are paid.
- c. Cobar Clay Shooting Club a cash donation of \$3,000.00.
- d. Cobar Girl Guides an amount equivalent to their general rate for 2020/2021 (approximately \$1,500.00) provided that their rates are paid.
- e. Cobar Pony Club an amount equivalent to their water access charge and annual license fee (approximately \$1,480.00) provided these amounts are paid and a further cash donation of \$300.00.
- f. Auto Club of Cobar an amount equivalent to their general rate (approximately \$1,000.00) provided that this amount is paid and a further cash donation of \$4,000.00.
- g. One hundred dollars in Cobar Quids to each of the three schools in Cobar for their year-end awards.

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h. One hundred dollars cash to Euabalong West Public School for its year-end awards.

*Clr Sinclair/ Clr Payne*

**CARRIED**

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**CLAUSE 6A – REQUEST FROM RSL SUBBRANCH TO OVERSEE THEIR FUNDS**

**FILE: B2-1**

**AOP REFERENCE: 2.1**

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

**13.2.2020 RESOLVED:**

1. That Council agree to act as custodians of the Cobar Subbranch of the RSL's funds, acknowledging that it will not influence on how the funds are expended.
2. That funds may only be withdrawn by the RSL on the presentation of a signed minute from the Committee.

*Clr Payne/ Clr Winders*

**CARRIED**

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**CLAUSE 7A – QUARTER 2 2019/2020 BUDGET REVIEW**

**FILE: L5-22 AOP REFERENCE: 3.3**

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

**14.2.2020 RESOLVED:**

1. That the Capital Budget for 2019/2020 is revised by the amounts detailed in Attachment 1.
2. That the Operating Budget for 2019/2020 is revised by the amounts detailed in this report.

*Clr Maxwell/ Clr Sinclair*

**CARRIED**

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**CLAUSE 8A – UPGRADE OF THE OLD INDUSTRIAL AREA OF COBAR**

**FILE: A10-48 & L5-22**

**AOP REFERENCE: 4.3.1.1**

**AUTHOR: *Acting Director Engineering Services, Simon Pradhan***

**15.2.2020 RESOLVED:**

1. That Council adopt Option A – Full Street design including curb and channel as its preferred concept design for the old industrial area Cobar.
2. That Council engage Tonkins Consulting to complete the detailed design and staging plan for the Cobar old industrial area based on their previous work on this project.

*Clr Lea-Barrett/ Clr Marsden*

**CARRIED**

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**CLAUSE 9A – COBAR WATER STORAGE INVESTIGATION**

**FILE: W2-12**

**AOP REFERENCE: 4.1.1.1**

**AUTHOR: *Acting Director Engineering Services, Simon Pradhan***

**16.2.2020**

**RESOLVED:** That Council engage Tonkin Consulting to complete stage one of the Cobar Water Storage Investigation as an addition to the scope of the development of a project brief.

***Clr Payne/ Clr Lea-Barrett***

**CARRIED**

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**CLAUSE 10A – WATER TREATMENT PLANT EASEMENT**

**FILE: A10-41**

**AOP REFERENCE: 4.4.4.2**

**AUTHOR: *Water and Sewer Manager, Victor Papierniak***

**17.2.2020**

**RESOLVED:** That Council authorise the Mayor and the General Manager to sign all relevant documentation under the Common Seal of Council.

***Clr Lea-Barrett/ Clr Payne***

**CARRIED**

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**CLAUSE 11A – DRAFT LOCAL STRATEGIC PLANNING STATEMENT**

**FILE: T5-18**

**AOP REFERENCE: 1.6, 2.1, 2.2, 3.2 & 3.3**

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

**18.2.2020**

**RESOLVED:** That Council place the draft Local Strategic Planning Statement (LSPS) on public exhibition inviting submissions with an exhibition period of not less than 28 days.

***Clr Sinclair/ Clr Lea-Barrett***

**CARRIED**

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**Clr Marsden declared a non-pecuniary interest and left the meeting at 5:16pm as he is the President of the Cobar Miners Race Club.**

**CLAUSE 12A – DROUGHT COMMUNITIES EXTENSION PROGRAM FUNDING PROJECTS – ROUND 2**

**FILE: G4-17 & G4-43**

**AOP REFERENCE: 3.1.1.3**

**AUTHOR: *Grants Officer, Brytt Moore***

**MOTION:** That the nine project proposals for Round Two of the Drought Communities Extension Program Funding be endorsed by Council:

1. Bus and Taxi Shelter upgrade – estimated cost – \$120,000;
  2. 150 Year Celebrations for Cobar Community – allocation – \$100,000;
  3. PA system in Main Street – estimated cost – \$60,000;
  4. Toilets/ shower block at Dalton Park Horse Complex – estimated cost – \$300,000;
  5. Shade cover over BBQ area at Dalton Park – estimated cost – \$20,000;
- 

**THIS IS PAGE 5 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 FEBRUARY 2020**

.....  
**GENERAL MANAGER**

.....  
**ACTING MAYOR**

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6. Country Women's Association (CWA) – Accessibility ramp – estimated cost – \$20,000;
  7. Cobar Memorial Swimming Pool – Swimming Club/ Yabbies and School Carnival shade – estimated cost – \$15,000;
  8. Copper City and Heritage Park fence photo display – estimated cost – \$40,000;
  9. Footpath upgrades – estimated cost – \$325,000.

*Clr Sinclair/ Clr*

**Clr Payne originally seconded the Motion and then withdraw her second.**

**MOTION:** That the nine project proposals for Round Two of the Drought Communities Extension Program Funding be endorsed by Council:

1. Bus and Taxi Shelter upgrade – estimated cost – \$120,000;
2. 150 Year Celebrations for Cobar Community – allocation – \$100,000;
3. PA system in Main Street – estimated cost – \$60,000;
4. Toilets/ shower block at Dalton Park Horse Complex – estimated cost – \$300,000;
5. Shade cover over BBQ area at Dalton Park – estimated cost – \$20,000;
6. Country Women's Association (CWA) – Accessibility ramp – estimated cost – \$20,000;
7. Cobar Memorial Swimming Pool – Swimming Club/ Yabbies and School Carnival shade – estimated cost – \$15,000;
8. Copper City and Heritage Park fence photo display – estimated cost – \$40,000;
9. Footpath upgrades – estimated cost – \$325,000.

*Clr Sinclair/ Clr Lea-Barrett*

**AMENDMENT:** That the nine project proposals for Round Two of the Drought Communities Extension Program Funding be endorsed by Council:

1. Bus and Taxi Shelter upgrade – estimated cost – \$120,000;
2. 150 Year Celebrations for Cobar Community – allocation – \$100,000;
3. PA system in Main Street – estimated cost – \$60,000;
4. Toilets/ shower block at Dalton Park Horse Complex – estimated cost – \$300,000;
5. Shade cover over BBQ area at Dalton Park – estimated cost – \$20,000;
6. Country Women's Association (CWA) – Accessibility ramp – estimated cost – \$20,000;
7. Cobar Memorial Swimming Pool – Swimming Club/ Yabbies and School Carnival shade – estimated cost – \$15,000;
8. Dog Agility Park at Ward Oval – \$40,000;
9. Footpath upgrades – estimated cost – \$325,000.

*Clr Payne/ Clr*

**19.2.2020**

**RESOLVED:** That the nine project proposals for Round Two of the Drought Communities Extension Program Funding be endorsed by Council:

1. Bus and Taxi Shelter upgrade – estimated cost – \$120,000;
2. 150 Year Celebrations for Cobar Community – allocation – \$100,000;
3. PA system in Main Street – estimated cost – \$60,000;
4. Toilets/ shower block at Dalton Park Horse Complex – estimated cost – \$300,000;
5. Shade cover over BBQ area at Dalton Park – estimated cost – \$20,000;
6. Country Women’s Association (CWA) – Accessibility ramp – estimated cost – \$20,000;
7. Cobar Memorial Swimming Pool – Swimming Club/ Yabbies and School Carnival shade – estimated cost – \$15,000;
8. Copper City and Heritage Park fence photo display – estimated cost – \$40,000;
9. Footpath upgrades – estimated cost – \$325,000.

*Clr Sinclair/ Clr Lea-Barrett*

*Carried*

**A Division was called:**

***Division:***

***For***

Clr Abbott  
Clr Lea-Barrett  
Clr Marsden  
Clr Maxwell  
Clr Winders  
Clr Sinclair

***Against***

Clr Payne

**CARRIED**

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**Clr Marsden returned to the meeting at 5:29pm.**

**CLAUSE 13A – REVIEW OF CAPITAL WORKS AND GRADING PROGRAM 2019/2020**

**FILE: R5-57**

**AOP REFERENCE: 3.3.3**

**AUTHOR: *Acting Director of Engineering Services, Simon Pradhan***

**20.2.2020**

**RESOLVED:**

1. That Council receive and note the information contained in the attached Capital and Grading Works Program.
2. That Council allocate up to \$961,607 of Roads to Recovery funds to resealing of roads in the 2019/2020 financial year.

*Clr Lea-Barrett/ Clr Maxwell*

**CARRIED**

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**CLAUSE 1B – DEVELOPMENT APPROVALS: 4 DECEMBER 2019 – 18 FEBRUARY 2020**

**FILE: T5-1**

**AOP REFERENCE: 1.6.3.1**

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

- 21.2.2020**      **RESOLVED:** That the information detailing the Local Development and Construction Certificate approvals for the period 4 December 2019 – 18 February 2020 be received and noted.  
*Clr Payne/ Clr Lea-Barrett* **CARRIED**
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**CLAUSE 2B – MONTHLY STATUS REPORT**

**FILE: C13-10**

**AOP REFERENCE: 3.1**

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

- 22.2.2020**      **RESOLVED:** That the information contained in the monthly status report be received and noted, with the following items to be removed: 1021, 1081, 1315, 1321, 1341, 1344, 1345 Part 1, 1346, 1347, 1348 Part 1 and 1350.  
*Clr Payne/ Clr Lea-Barrett* **CARRIED**
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**CLAUSE 3B – INVESTMENT REPORT AS AT 31 DECEMBER 2019**

**FILE: B2-7**

**AOP REFERENCE: 3.1.1.7**

**AUTHOR: *Financial Accountant, Sandra Davey***

- 23.2.2020**      **RESOLVED:** That Council receive and note the Investment Report as at 31 December 2019.  
*Clr Marsden/ Clr Lea-Barrett* **CARRIED**
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**CLAUSE 4B – INVESTMENT REPORT AS AT 31 JANUARY 2020**

**FILE: B2-7**

**AOP REFERENCE: 3.1.1.7**

**AUTHOR: *Financial Accountant, Sandra Davey***

- 24.2.2020**      **RESOLVED:** That Council receive and note the Investment Report as at 31 January 2020.  
*Clr Marsden/ Clr Lea-Barrett* **CARRIED**
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**CLAUSE 5B – BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT 31 DECEMBER 2019**

**FILE: B2-7**

**AOP REFERENCE: 3.1.1.5**

**AUTHOR: *Financial Accountant, Sandra Davey***

- 25.2.2020**      **RESOLVED:** That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as at 31 December 2019.  
*Clr Lea-Barrett/ Clr Maxwell* **CARRIED**
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**CLAUSE 11B – ENGINEERING WORKS REPORT**

**FILE: C6-20-2**

**AOP REFERENCE: 4.3.2**

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

- 31.2.2020**     **RESOLVED:** That the information contained in the Engineering Works Report detailing maintenance on Shire and Regional Roads, State Highways and Water Sewer Mains, Resources for Regions Projects and other Major Grant Works be received and noted.  
*Clr Lea-Barrett/ Clr Payne* **CARRIED**
- 

**CLAUSE 12B – UPDATE ON INFRASTRUCTURE PROJECT FINANCES**

**FILE: G4-29**

**AOP REFERENCE: 4.1.3.3 & 4.4.4.2**

**AUTHOR: *Water and Sewer Manager, Victor Papierniak***

- 32.2.2020**     **RESOLVED:** That Council receive and note the updated financial information for the three Restart NSW Resources for Regions infrastructure projects.  
*Clr Lea-Barrett/ Clr Payne* **CARRIED**
- 

**CLAUSE 13B – GRANT FUNDING**

**FILE: G4-17**

**AOP REFERENCE: 3.1.1.3**

**AUTHOR: *Grants Officer, Brytt Moore***

- 33.2.2020**     **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 Maxwell* **CARRIED**
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**CLAUSE 14B – RATES RECONCILIATION REPORT AS AT 31 DECEMBER 2019**

**FILE: R2-1**

**AOP REFERENCE: 3.1.1.6**

**AUTHOR: *Office Coordinator, Jo-Louise Brown***

- 34.2.2020**     **RESOLVED:** That the Rates Reconciliation Report as at the 31 December 2019 be received and noted.  
*Clr Maxwell/ Clr Lea-Barrett* **CARRIED**
- 

**CLAUSE 15B – RATES RECONCILIATION REPORT AS AT 31 JANUARY 2020**

**FILE: R2-1**

**AOP REFERENCE: 3.1.1.6**

**AUTHOR: *Office Coordinator, Jo-Louise Brown***

- 35.2.2020**     **RESOLVED:** That the Rates Reconciliation Report as at the 31 January 2020 be received and noted.  
*Clr Maxwell/ Clr Lea-Barrett* **CARRIED**
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THIS IS PAGE 10 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 FEBRUARY 2020

.....  
GENERAL MANAGER

.....  
ACTING MAYOR

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**COMMITTEE OF THE WHOLE (CLOSED COUNCIL)**

- 36.2.2020**    **RESOLVED:** That Council move into the Committee of the Whole with the press and public excluded at 6:16pm 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 would prejudice the commercial position of the person who supplied it.*  
*Clr Marsden/ Clr Sinclair* **CARRIED**
- 

**Council resumed in Open Council at 6:32pm.**

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

- 37.2.2020**    **RESOLVED:** That the recommendations of the Committee of the Whole be adopted.  
*Clr Payne/ Clr Lea-Barrett* **CARRIED**

**CLAUSE 1C – COUNCIL HOUSING STOCK**

**FILE: A10-1 & P5-47**

**AOP REFERENCE: 3.3.2.1**

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

- 7COW.2.2020**    **RESOLVED:**

1. That the information within this report be received and noted.
2. That Council authorise the General Manager to purchase two (2) executive style properties.
3. That Council adopt the Housing Policy.
4. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

*Clr Payne/ Clr Lea-Barrett*

**CARRIED**

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**Clr Lea-Barrett declared a non-pecuniary interest and left the meeting at 6:26pm.**

**CLAUSE 2C – LEASE OF TOWN HALL CINEMA BUILDING, 5 BARTON STREET, COBAR NSW 2835**

**FILE: A10-19**

**AOP REFERENCE: 1.6.4**

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

- 8COW.2.2020**    **RESOLVED:**

1. That Council receive and note the information contained within this report.

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

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**Clr Lea-Barrett returned to the meeting at 6:30pm.**

**CLAUSE 3C – LEASE OF COBAR CARAVAN PARK**

**FILE: A10-1-9**

**AOP REFERENCE: 1.6.4**

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

**9COW.2.2020 RESOLVED:**

1. That Council approve the Deed of Variation of Lease as negotiated by the General Manager between Cobar Shire Council and Anvera Pty Limited as presented in this report in relation to the Cobar Caravan Park Lease.

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

*Clr Payne/ Clr Sinclair*

**CARRIED**

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**THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 6:33PM**

**CONFIRMED.....**

**MINUTE NO.....**

**ACTING MAYOR.....**