

COBAR SHIRE COUNCIL



ORDINARY MEETING AGENDA

THURSDAY, 28 SEPTEMBER 2017

~ ORDER OF BUSINESS ~

Business for the meeting will be as follows:

1. Apologies
 2. Declaration of Interests
 3. Condolences
 4. Public Access Forum
 5. Confirmation of Minutes
 - Traffic Committee Meeting – Thursday, 22 August 2017;
 - Ordinary Meeting of Council – Thursday, 24 August 2017.
 6. Matters Arising from Minutes
 7. Mayoral Report
 8. General Manager's Report – Part A (Action)
 9. General Manager's Report – Part B (Information)
 10. General Manager's Report – Part C (Confidential)
 11. Matters of Urgency
 12. Correspondence
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PART C – CONFIDENTIAL

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Clause 1C – Increase in Provision for Doubtful Debts.....Under Separate Cover

Clause 2C - Council’s Seal on Use Agreement in Relation to Construction of a New Medical Centre.....Under Separate Cover

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

Reference to Attachments..... 81

~ COUNCIL'S VISION ~

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

~ COUNCIL'S MISSION ~

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

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

- Ivanhoe Road
 - Louth Road
 - Tilpa Road
-

~ COUNCIL'S VALUES ~

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

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

~ COUNCIL'S CHARTER ~

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

- To provide directly or on behalf of other levels of government, after due consultation, adequate, equitable and appropriate services and facilities for the community and to ensure that those services and facilities are managed efficiently and effectively.
- To exercise community leadership.
- To exercise its functions in a manner that is consistent with and actively promotes the principles of cultural diversity.
- To promote and to provide and plan for the needs of children.
- To properly manage, develop, protect, restore, enhance and conserve the environment of the area for which it is responsible, in a manner that is consistent with and promotes the principles of ecologically sustainable development.
- To have regard to the long term and cumulative effects of its decisions.
- To bear in mind that it is the custodian and trustee of public assets and to effectively account for and manage the assets for which it is responsible.
- To facilitate the involvement of Councillors, 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.

CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

ATTACHMENT: NO

AUTHOR: *Mayor, Councillor Lilliane Brady OAM*

Report to be tabled.

RECOMMENDATION

That Council accepts the information contained in the Mayoral Report for the month of September 2017.

CLAUSE 2A – GIFTS AND BENEFITS POLICY**FILE: P5-106 AOP REFERENCE: 3.1.5.2****ATTACHMENT: YES****(PAGE 83-92)****AUTHOR: *General Manager, Peter Vlatko*****Purpose**

The purpose of this Report is to provide Council with the information it requires to adopt the draft Gifts and Benefits Policy.

Background

The Policy provides a clear understanding of Councillors and Employees responsibilities in relation to receiving or being offered gifts or benefits.

In carrying out their role for Cobarr Shire Council, a Council official may be offered gifts or benefits in the course of their employment. The gift or benefit may be offered in good faith or to establish a business relationship or to display appreciation for an ongoing business relationship.

Given the potential for acceptance of gifts and benefits to be misinterpreted and to cause reputational damage to Council and Council officials involved, it is necessary that Council officials conduct themselves in accordance with Council's Gift and Benefits Policy in-conjunction with Council's Code of Conduct.

The amended draft Gifts and Benefits Policy has been endorsed by Manex and Council's Consultative Committee.

Legal Situation

The action undertaken in respect of gifts or benefits pertaining to elected members and employees is referenced in legislation in several areas. These areas are listed as follows as well as an extract from Council's Code of Conduct Policy:

Local Government Act 1993

Section 339A of the *Local Government Act 1993* specifies penalties in relation to misuse of office by Councillors and employees.

339A. Misuse of office

- (1) A councillor, an employee or a member must not procure the doing or not doing of anything by the council to gain, directly or indirectly, an advantage or to avoid, directly or indirectly, a disadvantage for:
 - a) the councillor, employee or member; or
 - b) a close associate of the councillor, employee or member; or
 - c) a member of the councillor's, employee's or member's family.

Penalty: Fine not exceeding 50 penalty units.

(2) In addition to any penalty imposed under this section, a court may make an order:

- a) barring the councillor from nominating as a candidate at any election for a period not exceeding 7 years; or
- b) dismissing the councillor or member from office.

Criminal Code Act 1924

Section 83 of the *Criminal Code Act 1924* provides for Criminal action on behalf of public officers.

83. Corruption of Public Officers

Any person who:

1. being a public officer, corruptly solicits, receives, or obtains, or agrees to receive or obtain, any property or benefit of any kind for himself or any other person on account of anything done or omitted, or to be done or omitted, by him in or about the discharge of the duties of his office; or
2. corruptly gives, confers, or procures, or promises or offers to give, confer, or procure, or attempt to procure, to, upon, or for any public officer, or any other person, any property or benefit of any kind on account of anything done or omitted, or to be done or omitted, by such officer in or about the discharge of the duties of his office – is guilty of a crime.

Charge: (a) Official corruption.
(b) Bribery of a public officer.

Councillors and Council employees are considered 'public officers' under the Criminal Code Act 1924 which has provision for the imposition of severe penalties, including imprisonment.

Policy Implications

Cobar Shire Council Code of Conduct Policy.

Financial Implications

Any financial implications have been considered in the preparation of the 2016/2017 Budget.

RECOMMENDATION

That Council adopts the draft Gifts and Benefits Policy.

CLAUSE 3A – MEETING DATES AND TIMES**FILE: C12-1****AOP REFERENCE: 3.1.5****ATTACHMENT: NO****AUTHOR: *General Manager, Peter Vlatko*****Background**

The Local Government Act 1993 (NSW) provides that Council is required to hold a minimum of ten (10) meetings per year (each in a different month).

Normally Ordinary Meetings of Council are currently held on the fourth Thursday of each month commencing at 5pm except the December Meeting which would be held on an earlier Thursday of the month to stay clear of the Christmas period (Thursday 14 December 2017) and January where no meeting is held.

In accordance with Council's current Code of Meeting Practice Council shall, by resolution, set the time, date and place of Ordinary Meetings of Council in September each year.

Also in accordance with the current Code of Meeting Practice, agendas for the Ordinary Council Meetings are prepared and distributed on the Thursday afternoon seven (7) days prior to the meeting day.

Council at its meeting on 27 September 2012 resolved to return to having one Ordinary Meeting to be designated to be a Rural Council Meeting per year. Council at its Ordinary Meeting on 22 September 2016 further resolved as follows in regards to the Rural Council Meetings:

“The Rural Council Meeting be held on a rotating basis through the Council Election Cycle as follows:

- Euabalong (October 2016 (After Councillor Election));
 - Nymagee (September 2017);
 - Mt Hope (September 2018);
 - Tilpa (September 2019).
- The day would involve a bus tour of the road network and village/facilities of the respective area commencing in Cobar at 8:00am, lunch at the respective village and the Council Meeting commencing at 1:00pm with the return journey to Cobar ending latest 6:00pm if practical;
 - Where practically possible the Agenda would include relevant matter(s) concerning the respective locality and not include Committee of the Whole Closed Council matters;
 - Lunch would be provided through the relevant Community Progress Association if practical”.

The new Council can amend or change any of these decisions.

RECOMMENDATION

- 1. That the Ordinary Meetings of Council be held in the Council Chambers commencing at 5pm on the fourth Thursday of each month except for the December meeting which is to be held on the second Thursday of the month to stay clear of the Christmas period and January where no meetings are held and that where practical the September Council Meeting to be designated as the Rural Council Meeting that will commence at 1:00pm.**

- 2. The Rural Council Meeting be held on a rotating basis through the Council Election cycle as follows:**
 - **Nymagee (October 2017);**
 - **Mt Hope (September 2018);**
 - **Tilpa (September 2019);**
 - **Euabalong (September 2020).**

CLAUSE 4A – COUNCIL COMMITTEES/ DELEGATES

FILE: C6-15 AOP REFERENCE: 3.2.2.2 ATTACHMENT: NO
AUTHOR: *General Manager, Peter Vlatko*

Background

The Council has resolved for the last 12 months to not have Standing Committees and instead allowed a more non-formal approach through Workshops.

Prior to this arrangement Council did have the following:

Standing Committees of Council

1. Finance and Policy (monthly February to November) Whole of Council
2. Works (monthly February to November) Whole of Council

These committees met on the 2nd Thursday of the month (monthly February to November) at 5:00pm.

As these Standing Committees had **no** delegations and comprised of the Whole of Council it was resolved to have workshops as a means to provide Councillors and Management with opportunities to work more closely at an informal level.

All Reports that normally went to the Standing Committee are now provided as part of the Ordinary Council Meeting Agenda.

It is now up to Council to review this process and consider to either continue with workshops or not.

Delegates to other Committees/Organisations

Council currently is involved in the following Committees/Organisations but may wish to consider if it wishes to retain involvement in all of them.

A summary of Committees/Organisations that Council participates in and provides a delegate for are detailed in the following table. The Committee Membership is up to the Council and does not have to be as previously adopted.

Committee/Organisation	No. of Delegates	Current Delegates
Local Traffic	1 Councillor	Clr Martin
Mallee Bushfire Prevention	1 Councillor	Clr Sinclair
Western Division Councils of NSW	Mayor, Deputy Mayor	Mayor, Deputy Mayor, Clr Lea-Barrett (Alternate), Clr Marsden (Alternate)
Orana Regional Organisation of Councils	Deputy Mayor, General Manager	Deputy Mayor, General Manager
Barwon Darling Water Inc. (Mungindi – Menindee Advisory Council Inc.)	2 Councillors	Clrs Marsden, Yench
Wool Track Development Advisory	Mayor + 4 Councillors	Mayor, Clrs Martin, Maxwell, Sinclair, Yench,

Committee/Organisation	No. of Delegates	Current Delegates
Kidman Way Promotion	4 Councillors	Clrs Abbott, Martin, Toomey, Yench
Tourism Advisory	4 Councillors	Clrs Lehmann, Martin, Toomey, Yench
Outback Arts	2 Delegates	Clr Payne (Alternate) Director of Economic Development
Mt Grenfell Board of Management	1 Councillor	Clrs Toomey, Yench (Alternate)
Macquarie Valley Weeds Advisory	1 Councillor	Clr Maxwell
Lachlan Valley Weeds Advisory	1 Councillor	Clr Maxwell
Liquor Accord	Mayor, 1 Councillor General Manager	Mayor, Clr Kings, General Manager
Murray Darling Association	2 Councillors	Clrs Lea-Barrett, Lehmann
Youth Council	1 Councillor, staff member, General Manager	Clr Payne, General Manager, staff member to be determined by the General Manager
Australia Wide Rural Roads Group	1 Councillor, 1 Clr alternate	Clr Sinclair, Maxwell (Alternate)
Lower Macquarie Water Utilities Alliance Board	Mayor, General Manager	Mayor, General Manager
Rural Roads Advisory	Whole of Council	All Councillors
*Cobar Water Board	3 Councillors	Clrs Abbott, Brady, Yench
Ward Oval Sports Advisory Board	Mayor, 2 Councillors	Mayor, Clrs Marsden, Toomey
Association of Mine Related Councils	Mayor, General Manager	Mayor, Clrs Lea-Barrett and Marsden (Alternate) General Manager
Internal Audit	2 Councillors not being the Mayor	Clr Abbott, Sinclair
Western Regional Joint Planning Panel	2 Members, 1 Alternate	Clr Sinclair, Mr Kevin Ryan, Clr Lea-Barrett (Alternate)
Airport Advisory	4 Councillors	Clrs Abbott, Kings, Marsden and Martin
Cobar War Memorial Hostel	1 Councillor	Clr Marsden
General Manager's Review	Mayor, Deputy Mayor, 1 Councillor, 1 General Manager appointed Councillor	Mayor, Deputy Mayor, Clrs Martin, 1 General Manager appointed Councillor (Clr Maxwell)

Committee/Organisation	No. of Delegates	Current Delegates
Cobar Shire Rural Fire District Service Agreement Liaison	Mayor, 1 Councillor, General Manager or his nominee	Mayor, Clr Martin, Director of Engineering Services
Cobar Shire Bush Fire Management	Mayor, Council Officer Representing the Environmental Section, Council Officer Representing the Roads and Maritime Services	Mayor, Director of Planning and Environmental Services, Director of Engineering Services
Australia Day Awards	Mayor, 2 Councillors, 2 Community Members, 1 community member chosen from within the Tourism Advisory Committee and one chosen on behalf of the Council by the Mayor	Mayor, Clrs Kings, Martin, Neil Urquhart, John Peebles
Economic Taskforce	1 Councillor, General Manager, Director of Corporate and Economic Development, Nominated Community Members	Clr Janine Lea-Barrett, General Manager, Director of Corporate and Economic Development, Nominated Community Members as approved by Council.
Western Regional Weeds	1 Councillor, Environmental Supervisor	Clr Maxwell, Environmental Supervisor
Western Slopes Pipeline Committee	1 Councillor	Clr Martin, Clr Lea-Barrett (Alternate)

*Cobar Water Board delegates are assigned to the position for a 5 year term and they are not due for renewal and therefore cannot be voted on or amended.

RECOMMENDATION

- 1. That Council determine its delegates for each of the listed Committees/Organisations and where an election is required it be by open voting by show of hands.**
- 2. That Council continue to hold Workshops in place of the Standing Committees (Finance and Policy Committee and Works Committee).**

Purpose

To Report on the proposed attendance at the 2017 Local Government NSW Annual Conference that will be held in Sydney from Monday, 4 December to Wednesday, 6 December 2017.

Background

The 2017 Annual Conference of the Local Government NSW will be held in Sydney from Monday, 4 December to Wednesday, 6 December 2017.

The LGNSW Board is working to ensure the motions debate centres on advancing the sector wide policy agenda in new ways. Proposed motions should be strategic, affect members state-wide and introduce new or emerging policy issues and actions. Members are encouraged to review the Action Report of resolutions from the 2016 Conference before submitting motions for the 2017 Conference.

The Board has resolved that motions will be included in the Business Paper for the Conference only where they:

1. Are consistent with the objectives of the Association;
2. Relate to Local Government in NSW and/or across Australia;
3. Concern or are likely to concern Local Government as a Sector;
4. Seek to advance the Local Government policy agenda of the Association and /or improve governance of the Association;
5. Have a lawful purpose (a motion does not have to have a lawful purpose if its implementation would require or encourage non-compliance with prevailing laws);
6. Are clearly worded and unambiguous in nature; and
7. Do not express preference for one or several members over one or several other members.

For a motion to be included in the Business Paper for the Conference the submitting member needs to provide accompanying evidence and support. Such evidence may include an extract of the minutes of the meeting at which the member resolved to submit the motion for consideration by the Conference.

Advice is required by **Monday, 9 October 2017** together with detailing an appropriate solution by including either a motion that could be considered by the Conference; or notes which might guide delegates to an agreed position.

Issues

The 2017 Annual Conference of the Local Government NSW will be the most significant event for Local Government in NSW.

Financial Implications

The cost per delegate is expected to be as follows:

- Conference registration \$899.00 (early bird registration);
- Accommodation at least \$800.00;
- Airfares at least \$500.00 (if car not used);
- Miscellaneous Costs \$450.00.

Estimated total per delegate is \$2,649.00 exclusive of GST.

Sufficient funds have been provided in the 2017/2018 Budget for at least three delegates to attend this Conference.

RECOMMENDATION

That the Mayor, Deputy Mayor and General Manager be authorised to attend the 2017 Annual Conference of the Local Government NSW to be held in Sydney from Monday, 4 December to Wednesday, 6 December 2017 and that all costs associated with attendance be met from within the relevant budget allocation.

CLAUSE 6A – UNAUDITED FINANCIAL STATEMENTS 2016/2017

FILE: A12-2 AOP REFERENCE: 3.1 ATTACHMENT: YES (PAGE 93-100)

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

Purpose

To approve the referral of the draft Financial Statements for the year ended 30 June 2017 to Council's Auditors and to authorise the signing of a statement as to Council's opinion of the General Purpose Financial Report.

Background

Section 413 (1) of the Local Government Act 1993 requires that the Annual Financial Statements be referred for audit by Council.

Section 413 (2)(c) requires that Council by resolution includes in the Annual Financial Statements a statement as to its opinion on the General Purpose Financial report.

Draft Financial Statements have been prepared. The Audit Office of NSW has commenced the annual audit and it is anticipated that the audit will be completed within the prescribed time.

The key pages of the draft statements and the statement of opinion are attached.

The draft surplus is inflated by an early payment of the Financial Assistance Grants of \$2.71m. If this is eliminated the underlying deficit is \$108k compared to an adopted deficit forecast of \$523k.

Cash and cash equivalents increased from \$10.6m in June 2016 to \$14.3m. It is to be noted that an internal restriction has been made to cover the anticipated hand over of Lilliane Brady Village to a new provider. The Water, Sewer and Domestic Waste funds have between them \$5.5m accumulated which is available to those funds for expenditure on appropriate fund items. The Developer contributions in the general fund have a balance of \$481k.

RECOMMENDATION

- 1. In accordance with Section 413 (1) of the Local Government Act 1993 Council refer the draft Financial Statements for the year ended 30 June 2017 for audit.**
- 2. In accordance with Section 413 (2) (c) Mayor Brady OAM, a Councillor, General Manager Mr. Vlatko and the Responsible Accounting Officer sign the required statement as to Council's opinion of the accounts.**

CLAUSE 7A – PROVISION OF DOUBTFUL DEBTS FOLLOW UP

FILE: M4 – 12/13

AOP REFERENCE: 3.1.1

ATTACHMENT: NO

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

Purpose

To update Council on the mining lease rates debts which they were advised could be considered as doubtful in the Committee of the Whole Closed Council in August 2017.

Background

Two mining lease rates debtors were reported to Council as causing concern and Council approved the raising of a provision for doubtful debts of \$186,000 as at 30 June 2017.

One of these amounts (\$110,000) has subsequently been received and no longer needs such a provision.

It was received in time not to be reflected in the draft annual accounts.

Financial Implications

The reported deficit will be \$110,000 less due to this not being required.

RECOMMENDATION

That a further report on the Provision of Doubtful Debts Follow up be considered in Committee of the Whole Closed Council with the press and public excluded for the reason as stated in *Section 10A (2) (c) (d)(i) of the Local Government Act 1993* as the discussion of the information in Open Council would if disclosed confer a commercial advantage on a person with who the council is conducting (or proposes to conduct) business and the commercial information is of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

**CLAUSE 8A – PROMOTION OF COBAR MEMORIAL SWIMMING POOL
AND COBAR YOUTH AND FITNESS CENTRE**

FILE: L5-22

AOP REFERENCE: 3.1

ATTACHMENT: NO

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

Purpose

To facilitate a simple approach for Council's leisure centres, particularly the Cobar Memorial Swimming Pool (Pool) and the Cobar Youth and Fitness Centre (Youthie) to offer bundled products and promotions which will effectively introduce a discount.

Background

Local Government has strict requirements for setting fees and charges which include a draft being placed on public exhibition and the schedule subsequently being approved by Council resolution as a component of the Integrated Planning and Reporting Framework. Any variations need be approved by Council. This is a cumbersome process and derives the units of flexibility in creating promotional activities, particularly with Facebook as a real time promotional medium. This was experienced in 2016 when a two week pass for visitors was put in place for the Pool.

Council Officers are putting in place promotional activities to increase the revenue and patronage for the Pool and Youthie.

The ideas currently on the table include: 'buy one, get one free', attend a gym class and get a free gym visit, buy a bundled voucher with an admission to the gym and an admission to the Swimming Centre and half price Tuesdays.

Whilst difficult to predict the outcomes of promotions Council's exposure will not be great and in fact may be positive. The core pricing will remain in place and the 'discount' will only be applied to the promotional packages.

Financial Implications

The financial impact is difficult to predict but any downside will be minimal and revenue will more than likely increase as incremental patrons are attracted to the leisure centre.

Risk Implication

There are no major risks in the program.

RECOMMENDATION

That the Director Finance and Community Services be authorised to introduce promotional packages for the Cobar Memorial Swimming Pool and Cobar Youth and Fitness Centre with a report to be presented to Council at the conclusion of the 2017/2018 swimming season.

CLAUSE 9A – APPLICATION FOR PAYMENT OF PENSIONER CONCESSION SUBSIDY

FILE: R2-9 AOP REFERENCE: 3.1.1.2
AUTHOR: *Office Coordinator, Jo-Louise Brown*

ATTACHMENT: NO

Purpose

To approve the Application for Payment of Pensioner Concession Subsidy for 2017/2018.

Background

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

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

RECOMMENDATION

1. That Council writes off rates in respect of eligible pensioners in the sum of \$108,390.45 as detailed in the summary listed below, subject to Council's Auditor's approval:

	\$
General Rates	66,981.05
Cobar Water Supply Access Rate.....	20,518.78
Euabalong Water Supply Access Rate	1,137.50
Euabalong West Water Supply Access Rate	481.25
Nymagee Water Supply Access Rate.....	437.50
Mount Hope Water Supply Access Rate.....	0.00
Cobar Sewerage Access Rate	<u>18,834.37</u>
TOTAL.....	<u>\$108,390.45</u>

2. That Council apply for a subsidy of \$59,614.75 summarised below and 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	36,839.58
Cobar Water Supply Local Rate	11,285.33
Euabalong Water Supply Local Rate.....	625.63
Euabalong West Water Supply Local Rate	264.69
Nymagee Water Supply	240.63
Mount Hope Water Supply	0.00
Cobar Sewerage Local Rate	<u>10,358.90</u>
TOTAL.....	<u>\$59,614.75</u>

CLAUSE 10A – LIQUID TRADE WASTE POLICY**FILE: P5-13****AOP REFERENCE: 4.4.4.2****ATTACHMENT: YES****(PAGE 101-141)****AUTHOR: *Director of Engineering Services, Stephen Taylor*****Purpose**

The report outlines the requirement and process for the re-adoption of Councils Liquid Trade Waste Policy (local policy).

Background

Section 165(4) of the *Local Government Act 1993* (The Act) states:

A local policy (other than a local policy adopted since the last general election) is automatically revoked at the expiration of 12 months after the declaration of the poll for that election.

This means that any local policies that Council may have are automatically revoked on 16 September 2017.

Consultation with the Office of Local Government (OLG) has occurred in order to clarify the definition of a local policy and the OLG have advised that a Local Policy is any policy which relates to Section 68.

Section 68 covers activities which require the approval of Council.

Council reviewed its policy register and determined that the Liquid Trade Waste Policy fell within the scope of Section 68 of the Act (approvals).

A review of the Liquid Trade Waste Policy was undertaken to determine if there were any apparent reasons to modify the Policy. As a result of this review, the Liquid Trade Waste Policy was left unchanged as it was in line with the model policy prepared by the NSW Office of Water and is proven to comply with all requirements of the Act and Best Practice.

Issues

The draft Policy is required to be placed on exhibition in accordance with section 77 of the *Local Government (General) Regulations 2005*, with an invitation given to the public to provide submissions.

Legal Situation & Policy Implications

Section 165(4) of the *Local Government Act 1993* (The Act).

Financial Implications

Council's sewer services derive an income from the charges levied under this policy which form part of the sewerage fund revenue. These fees are set annually as part of the Councils budget process and fees and charges pricing schedule.

RECOMMENDATION

That Council place the draft Liquid Trade Waste Policy (local policy) on public exhibition in accordance with section 77 of the Local Government (General) Regulations 2005.

CLAUSE 11A – COUNCIL’S SEAL ON USE AGREEMENT IN RELATION TO CONSTRUCTION OF A NEW MEDICAL CENTRE

FILE: G4-24

AOP REFERENCE: 1.5

ATTACHMENT: NO

AUTHOR: *Director Corporate and Economic Development, Angela Shepherd*

Purpose

To obtain approval to affix the Council Seal to the Use Agreement in relation to the construction of a new medical centre (extensions to the Cobar Primary Health Care Centre). The Agreement is between Council (as the owner of the facility), the Outback Division of General Practice (as the grant recipient) and the Commonwealth of Australia (Department of Health).

Background

The Use Agreement commits Council to using the new building for the purposes of a medical centre for three years after construction is completed. The Use Agreement will be signed, sealed and delivered by the Department of Health and the Mayor and the General Manager on behalf of Cobar Shire Council, under the seal of Council.

RECOMMENDATION

That a further report be considered in Committee of the Whole Closed Council with the press and public excluded for the reason as stated in *Section 10A (2) (c) (d)(i) of the Local Government Act 1993* as the discussion of the information in Open Council would if disclosed confer a commercial advantage on a person with who the council is conducting (or proposes to conduct) business and the commercial information is of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

CLAUSE 12A – MINUTES OF ECONOMIC TASKFORCE MEETING

FILE: D2-17

AOP REFERENCE: 2.1

ATTACHMENT: YES

(PAGE 142-144)

AUTHOR: *Director Corporate and Economic Development, Angela Shepherd*

Purpose

To summarise the outcomes of the Economic Taskforce Meeting held on Tuesday, 29 August 2017.

Background

The most recent meeting of the Economic Taskforce was held on Tuesday, 29 August 2017. Participants discussed current economic development projects of Council, reviewed the skeleton of the new tourism website, discussed the importance of Pulpulla Road for tourism, tourism signage options for facilities in Cobar, upcoming 2020 celebrations and ways to make it more efficient to do business in Cobar.

Issues

After reviewing correspondence in relation to Pulpulla Road and discussing the importance of Mount Grenfell to Cobar's tourism industry, the Taskforce made the following recommendation:

RECOMMENDATION: That Council identify the Pulpulla Road as a high priority for its ability to contribute to tourism and economic development and that Council work with National Parks and Wildlife Service to establish a plan of action and budgets to maintain it to a standard suitable for all vehicle access.

The Taskforce discussed the lack of signage to facilities in Cobar, including the Memorial Swimming Pool, Drummond Park, Ward Oval, the Dalton Park Racecourse, Tom Knight Oval, the Old Res and the Newey.

RECOMMENDATION: That Council investigate options of providing street signage to locate key facilities, such as the pool, sports facilities and water recreation areas.

It was noted that Cobar's 150th celebrations are only two years away, starting in 2019 in the lead up to the 2020 anniversary. The Taskforce believe this is an important milestone for Cobar and preparations should be underway.

RECOMMENDATION: That the celebrations to mark Cobar's 150th Anniversary be an item on Council's agenda and that projects be scoped and indicative budgets developed.

In a bid to improve business conditions and make it more attractive to keep local contractors operating in Cobar (by reducing compliance costs), the Taskforce discussed ways of standardising compliance across mine sites where possible.

RECOMMENDATION: That Council convene a meeting of major contractors to identify a list of ideas that could be undertaken to improve the efficiency of working across mine sites and reduce the costs of doing business in Cobar. Discuss options for implementing the ideas with the mines in Cobar Shire.

Financial Implications

There are no financial implications of the above actions.

RECOMMENDATION

That Council resolves to accept the recommendations of the Economic Taskforce:

- 1. That Council identify the Pulpulla Road as a high priority for its ability to contribute to tourism and economic development and that Council work with National Parks and Wildlife Service to establish a plan of action and budgets to maintain it to a standard suitable for all vehicle access.**
- 2. That Council investigate options of providing street signage to locate key facilities, such as the pool, sports facilities and water recreation areas.**
- 3. That the celebrations to mark Cobar's 150th Anniversary be an item on Council's agenda and that projects be scoped and indicative budgets developed.**
- 4. That Council convene a meeting of major contractors to identify a list of ideas that could be undertaken to improve the efficiency of working across mine sites and reduce the costs of doing business in Cobar. Discuss options for implementing the ideas with the mines in Cobar Shire.**

CLAUSE 13A – NSW AMBULANCE LONG RANGE DIGITAL RADIO NETWORK – HF TOWER AT LOT 7007, DP 1119178

FILE: A6-1

AOP REFERENCE: 1.5.1

ATTACHMENT: YES

(PAGE 145-178)

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

Purpose

The purpose of this report is for Council to consider a request submitted on behalf of the NSW Ambulance Service seeking consent from Council as the Reserve Trust Manager of the subject Crown Reserve, to erect a new High Frequency (HF) tower.

Background

The request as submitted is provided below:

Formal Request:

NSW Ambulance requests the consent of Cobar Shire Council as Reserve Trust Manager of the land identified as the abandoned HF site at (Lot 7007/DP 1119178) for NSW Ambulance to erect a new HF tower and hut to facilitate the roll-out of their LRDR project (which is described below).

Project Description:

NSW Ambulance (NSWA) proposes to construct a High Frequency (HF) Long Range Digital Radio (LRDR) Network to provide communications coverage in the far west of NSW, including improved coverage for existing black spot areas that exist. The LRDR network will augment the current networks that service this area of the State.

The LRDR solution is based on the proven and robust Codan High Frequency (HF) hardware platform which includes the Envoy HF smart radio series. LRDR is recognised as the most reliable form of long range communications without dependence on large amounts of infrastructure to provide dependable, clear and secure communication. The LRDR Network will serve as a critical component for NSW Ambulances emergency preparedness and wireless communications plans.

HF radio is used for first-line and backup communications over long distances, mainly in remote regions of the developed world and in developing countries. A HF radio system (LRDR Network) consists of three basic components, i.e:

1. The transmitter/receiver unit (commonly called the transceiver);
2. The antenna; and
3. The power source.

HF radio also requires a noise free environment to operate more effectively; therefore, the equipment will be housed in its own communications building and the antenna on its own dedicated tower.

The LRDR sites have been selected to meet the specific technology requirements, and hence require approval from all Stakeholders relating to these sites. NSWA is undertaking the Land Matters approvals in conjunction with this engagement.

Planning Pathway:

Despite the requirement to obtain Cobar Shire Council's consent as Reserve Trust Manager over the land, the following planning path way will be required to be followed:

The Cobar Local Environmental Plan 2012 applies to the parcel of land in question as it is located within the Land Application Map (025A) of the LEP.

Under Section 2.2 of the LEP, the land is identified as being located within Zone E3 Environmental Management which does not permit the intended infrastructure development. We have however, identified clause 5.12 of the LEP which repudiates this prohibition for infrastructure development on the zoned land.

Clause 5.12 of the LEP states that:

(1) This Plan does not restrict or prohibit, or enable the restriction or prohibition of, the carrying out of any development, by or on behalf of a public authority, that is permitted to be carried out with or without development consent, or that is exempt development, under [State Environmental Planning Policy \(Infrastructure\) 2007](#).

NSW Ambulance falls within the definition of a public authority under the Government Information (Public Access) Act 2009 (NSW) and as such the Section 5.12 of the LEP should be applied and requires the provisions of ISEEP 2007 to be followed.

The State Environmental Planning Policy (Infrastructure) 2007 states that telecommunications facilities (that includes a tower, cable and hut) development may be carried out by a public authority without consent on any land (Section 114). However, before undertaking the development of a tower or mast NSW Ambulance must:

- Provide notice of its intention to the relevant Council and any occupiers of any adjoining land. This will be provided to the Cobar Shire Council.
- Take into consideration any response to the notice.
- Take into consideration any guidelines concerning site selection, design, construction or operating principles for telecommunications facilities that are issued by the Secretary. A search will need to be done to make sure that relevant guidelines are appropriately followed.

Attachments

1. Site Proposal drawing.
2. Site Elevation (this DA was approved by Dubbo Council which has the same structure).
3. Statement of environmental effects (this was submitted as part of the development of an identical structure at Dubbo Airport), and
4. Proposed Cobar Location (Diagram of required placement).

The proposed site of the new HF tower is at the south-west corner of Mulya Road and the Pipeline Road in the vicinity of the 'Green Tank' water reservoir; and the Bureau of Meteorology.

Lot 7007 is part of the Kaloogleguy Reservation Area being Reserve No. 81797.

The site is considered to be a suitable location for the proposed HF tower.

RECOMMENDATION

That Council considers the request from the NSW Ambulance Service to grant consent as the Reserve Trust Manager of Lot 7007 in DP 1119178 for the proposal to erect a new HF tower on the subject land.

CLAUSE 14A – USE OF WARD OVAL FOR CIRCUS**FILE: 2017/LD-00040****AOP REFERENCE: 1.6.3.1****ATTACHMENT: YES****(PAGE 179)****AUTHOR: *Manager Planning and Environmental Services, Stephen Poulter*****Purpose**

To determine Development Application No. 2017/LD-00040 and Local Activity Application No. 2017/s68-00003.

As the circus is proposed to be operated on land classified as community land, the development application can only be determined by Council.

The proposed does not fit under s76 of the *Environmental Planning and Assessment Act 1979* as development that does not need consent. The proposal is outside of the exempt development criteria for tents and marquees being used for community events which is the primary trigger for requiring development consent.

This report addresses a range of matters considered relevant to the combined application under the *Environmental Planning and Assessment Act 1979* and associated approvals under the *Local Government Act 1993*.

Attachments

A - Site Layout Plan.

Relevant Legislation

- Environmental Planning and Assessment Act 1979;
- Environmental Planning and Assessment Regulation 2000;
- Local Government Act 1993; and
- Local Government (General) Regulation 2005;
- Local Government (Manufactured Homes Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005.

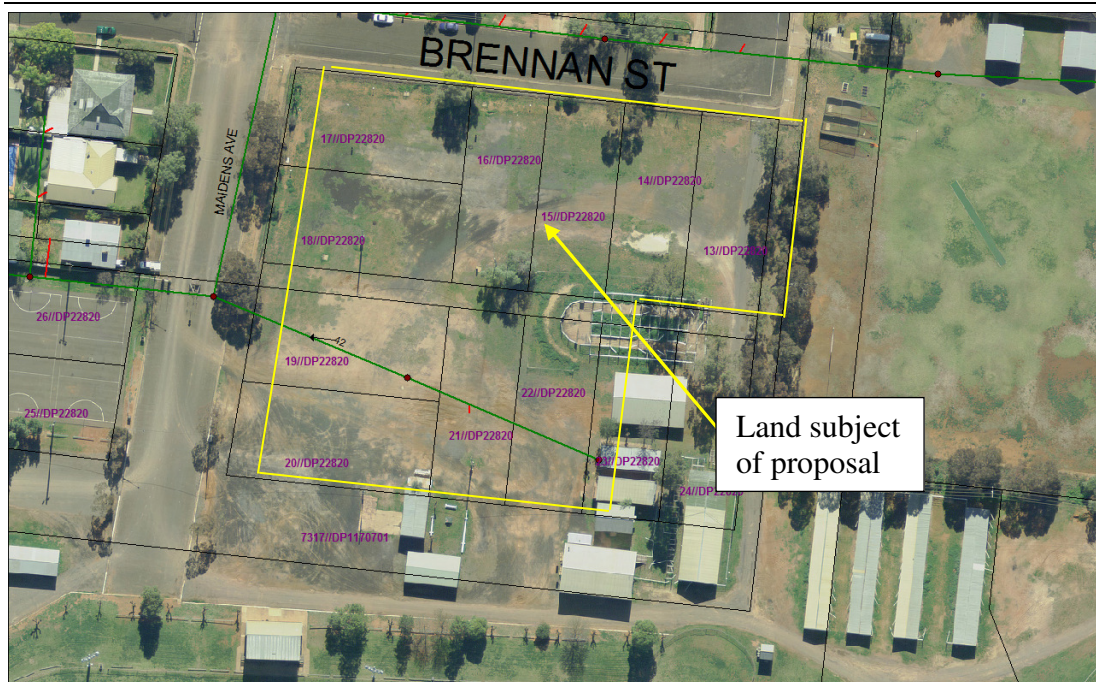
Background

Council is in receipt of a Development Application and local activity application seeking approval to operate a circus at Ward Oval, Cobar. The applicant is Lennon Bros Circus.

The proponent seeks to use the area from the 9 November to the 12 November 2017, which includes setting up and packing up.

The applications specifically seek approval to use the subject land for a circus, to erect a 36 metre diameter big top tent and install moveable dwellings (caravans).

The land parcels subject of these applications are Lots 13-22 in Deposited Plan 22820.



Site Description and Locality

The site is located at the Southern end of Maidens Avenue, Cobar. The Ward Oval site contains a number of parcels of land, which are used for a variety of purposes. This proposal only seeks to use Lot 13 to 22 in DP 22820, which is located on the northern end of the Ward Oval site.

The land is flat and is partly grassed. Access to this area is available from a vehicular crossing off Maidens Avenue.

Adequacy of Applicant’s Submission

It is considered that the information provided by the applicant adequately enables Council to assess and determine the applications.

Declaration of Affiliation, Gifts and Political Donations

The applicant has not made or will be making a reportable political donation or gift to any local Councillor or employee of this Council within the previous two (2) years of making this application or its determination.

A reportable donation is prescribed in Section 147 of the *Environmental Planning and Assessment Act 1979*.

Statutory Matters for Consideration

This proposal requires approvals under the *Local Government Act* (circus tent and caravans) and the *Environmental Planning and Assessment Act* (temporary use of land).

Planning Control Evaluation

- *Cobar Local Environmental Plan 2012*

This land is zoned RE2 - Private Recreation.

This proposal seeks approval to use land for a temporary time period. Temporary use of land is not specifically noted in the land use table for the RE2 zone, however Clause 2.8 of the Plan permits temporary use of land in certain circumstances. In relation to the approval of a temporary use, Clause 2.8 requires Council to be satisfied that:

- a) The use of land does not compromise future development of the land, or have detrimental economic, social, amenity or environmental effects on the land

Comment: The land will be returned to its existing state upon completion of the event. Returning the land to its current state will permit continued use of the land for its intended purpose.

The land is use for a variety of purposes. In this particular case, junior and senior cricket games will be held at the same time at Ward Oval, but in different parts of the site. The mixed use of the site can easily be accommodated and should not conflict.

- b) The temporary use of land does not exceed 52 days (whether or not consecutive days) in any period of 12 months.

Comment: The time period sought by the applicant to use the land is for four days.

- c) The temporary use will not prejudice the subsequent carrying out of development on the land in accordance with this Plan and any other applicable environmental planning instrument.

Comment: The land will be returned to its existing state following the temporary use of the land. By returning the state of the land to its existing state will allow future use of the site for its intended purposes.

- d) The temporary use will not adversely impact on any adjoining land or the amenity of the neighbourhood.

Comment: The use of the land, including the event times is unlikely to adversely impact on adjoining land of the amenity of the neighbourhood. The event times are appropriate for a location close to residential areas and are unlikely to impose unreasonable impact.

- e) The temporary use and location of any structures related to the use will not adversely impact on environmental attributes or features of the land, or increase the risk of natural hazards that may affect the land.

Comment: The land subject of this proposal is flat and is not subject to any specific environmental attributes that could be impacted by this temporary use.

- f) At the end of the temporary use period the land will, as far as is practicable, be restored to the condition in which it was before the commencement of the use.

Comment: The applicant has advised that at the completion of the event, the tent and associated structures will be packed up and removed from the site. All associated elements of the use like waste will also be removed. A condition will be imposed on

the consent requiring the condition of the site to be restored to its state (where possible) before the event commenced using the site.

With respect to the above matters of consideration, this proposal achieves compliance and should be permissible with consent.

Clause 6.1 Earthworks

The proposal has not sought to undertake any earthworks, however to secure the temporary structures the land may be disturbed from its normal state. This is considered reasonable and will change the form of the land.

Clause 6.3 - Stormwater Management

The proposal does not seek to provide any measures to manage stormwater. Due to the surrounding permeable land it is not considered necessary to require any measures to control stormwater that may fall onto the temporary structures subject of this application.

- *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.*

This policy was examined to determine whether the proposal is exempt development. The proposal falls outside the development standards for exempt development, therefore the proposal can only be subject of a Development Application.

- *State Environmental Planning Policy (Miscellaneous Consent Provisions) 2007.*

This policy includes matters for consideration on temporary structures. These matters are discussed below:

- a) Whether the number of persons who may use the structure at any one time should be limited.

Comment: The maximum population of the circus tent will be limited to comply with safe occupancy rates dictated by the Building Code of Australia.

- b) Any adverse impact on persons in the vicinity of any noise likely to be caused by the proposed erection or use of the structure and any proposed measures for limiting the impact.

Comment: Due to the proximity of the circus to residential areas noise has been considered as a potential impact. Show times will be held at 11am 2pm and 6pm as these times are appropriate for children. Later shows are not proposed. Measures are put in place to minimize noise impacts before, during and after show times such as signage, supervision and ensuring broadcasting equipment is only used in the circus tent. After considering the above factors, it is considered that noise impacts will be appropriately managed. Conditions of consent will be imposed requiring the management of potential noise emitters.

- c) Whether the hours during which the structure is used should be limited.

Comment: *The circus event will be held at 11am, 2pm and 6pm. It is considered that these hours of operation are appropriate for the location. No limitation of hours should be imposed.*

- d) Any parking or traffic impacts likely to be caused by the erection of the structure or its proposed use.

Comment: *The Ward Oval area has appropriate parking spaces for vehicles that may visit the site due to this event. Access will not be restricted at the Maidens Avenue gates. As such vehicles are unlikely to need to park in Maidens Avenue or other residential streets in the locality.*

- e) The principles for minimising crime risk set out in Part B of the Crime Prevention Guidelines.

Comment: *The Crime Prevention and the assessment of Development Application Guidelines has been considered when assessing this application, in particular Part B which provides principles for minimising crime risk. It is considered that the proposal will meet the recommended standards set by these guidelines either directly through supervision and lighting, but also passively by being operated in a visible open public space. The applicant has supplied a risk management plan which sets out relevant risks for this proposal and how these are to be managed.*

- f) Whether the proposed location of the structure is satisfactory in terms of the following:

- (i) The proposed distance of the structure from public roads and property boundaries,

Comment: *The proposed setbacks to public roads and property boundaries is considered appropriate.*

- (ii) The location of underground or overhead utilities,

Comment: *The proposal is considered appropriate in terms of proximity to underground and overhead utilities.*

- (iii) Vehicular and pedestrian access.

Comment: *The proposal is considered appropriate in terms of proximity to vehicular and pedestrian access.*

- g) Whether it is necessary to provide toilets and washbasins in association with the use of the structure.

Comment: *Toilet facilities with wash hand basins will be provided at this event.*

- h) Whether the structure is proposed to be erected on land that comprises, or on which there is:

-
- i) An item of environmental heritage that is listed on the State Heritage Register, or that is subject to an interim heritage order, under the Heritage Act 1977.

Comment: *There are no items of environmental heritage on this site.*

- (ii) A place, building, work, tree, relic or Aboriginal object that is described as an item of environmental heritage or as a heritage item in another environmental planning instrument.

Comment: *There are no items of environmental heritage on this site.*

- (iii) Land identified as a heritage conservation area, an archaeological site or a place of Aboriginal heritage significance in another environmental planning instrument

Comment: *The proposal is not sought to be undertaken on land identified as a heritage conservation area, an archaeological site or a place of Aboriginal heritage significance.*

- j) The duration for which the structure should be permitted to remain on the land concerned.

Comment: *The consent will have an imposed condition that restricts the validity of the consent from the 9th of November to the 12th of November 2017.*

- k) Whether any conditions should be imposed on the granting of consent in relation to the dismantling or removal of the structure in view of any safety issues.

Comment: *A condition will be imposed on the consent for this particular matter.*

- *Proposed Instruments*

There are no proposed or draft planning instruments applying to the land.

- *Development Control Plans*

There are no development control plans applying to this land.

- *Planning Agreements*

There are no planning agreements applying to this land.

- *Prescribed Matters- Environmental Planning and Assessment Regulation*

Clause 94A of the *Environmental Planning and Assessment Regulation 2000* is a prescribed matter for consideration for this proposal. Clauses 92-94 although being prescribed matters of consideration, are not relevant to this proposal. For this specific development, the following comments are made:

Clause 94A requires a consent authority to take into consideration:

- a) Whether the fire protection and structural capacity of the structure will be appropriate to the proposed use of the structure.

Comment: The structure will be appropriate to the proposed use of the structure in relation to fire protection and structural capacity. The circus tent will accommodate fire protection measures such as emergency lighting, exit signs and portable fire extinguishers. A risk management plan supplied by the applicant details procedures that will be undertaken with respect to particular types of incidents.

- b) Whether the ground or other surface on which the structure is to be erected will be sufficiently firm and level to sustain the structure while in use.

Comment: The ground where this circus tent is proposed to be installed is sufficiently firm and level to sustain the structure while in use.

- *Likely Impacts of the Development*

All likely impacts have been considered during the assessment of this application. These are:

1. Noise;
2. Traffic and Parking;
3. Provision of sanitary facilities;
4. Structural adequacy and fire safety;
5. Waste Management;
6. Food Safety.

The impacts numbered 1-4 have been previously discussed in this report with regard to their level of compliance.

With regards to waste management and food safety, conditions will be imposed on the development consent regarding safe management of food and drink products and that all waste be managed in an appropriate manner.

It is considered that all likely impacts of the proposed development will be appropriately managed.

- *Suitability of the site for development*

Ward Oval has hosted a number of similar events in the past in a satisfactory manner. The site is considered suitable for this particular development.

- *Submissions*

No submissions were received by Council during the assessment.

- *Public Interest*

The proposal is considered to be in the interests of the public. The location of the event is appropriate and the likely impacts are unlikely to cause harm or unreasonable impact to the community.

Local Government Act - Matters for Consideration

Section 89 of this Act provide the relevant matters for consideration for applications made under Section 68 of the Act.

This proposal has been assessed taking into consideration the matters for consideration detailed in Section 68. The following summary table details the result of this assessment:

Reference	Matter for Consideration	Considered
s.89 (1) (a)	Must comply with any relevant regulation	Yes. There are prescribed requirements in the LG (General) Regulation, however there are relevant requirements in the LG (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwelling) Regulations, which this proposal complies with.
s.89 (1) (b)	Must take into consideration any local policy adopted under Part 3 of the Act	Yes. No local approval policy exists in the Cobar LGA.
s.89 (1) (c)	Must consider ecologically sustainable development	Yes. The proposal is considered appropriate for its location and meets the need of the present without compromising the ability of future development.
s.89 (2) (a)	Must take into consideration all matters relevant to the application	Yes. All matters relevant to this proposal have been considered during the assessment of this proposal.
s.89 (2) (b)	Ensure applicant's objectives are compatible with the public interest	Yes. The proposal is compatible with the public interest.
s. 89 (3) (a)	Protection of the Environment- public interest consideration	Yes. All relevant potential environmental impacts have been considered. It is unlikely that this development will impose unreasonable impact on the environment.
s.89 (3) (b)	Protection of public health safety and convenience- public interest consideration	Yes. All relevant public health, safety and convenience matters have been considered during the assessment of this development. It is considered that the measures proposed by the applicant in their risk management plan in addition to conditions imposed on a consent, will appropriately manage any potential impacts.
s. 89 (3) (c)	Effect on any items of cultural and heritage items- public interest consideration	Yes. There are no items of cultural or heritage significance on the site that would be impacted by this development.

Assessment Conclusions

1. The proposal is considered acceptable in terms of planning considerations.
2. The proposal is considered acceptable in terms of Local Government Act considerations.

RECOMMENDATION

That Council resolve to determine Development Application 2017/LD-040 under Section 80(1) of the *Environmental Planning and Assessment Act 1979* by granting consent subject to the following conditions and approve Section 68 Application No.2017/s68-003:

1. **The development must be carried out in accordance with the documents listed below, except where amended by other conditions of this consent**
 - i. **Approved site titled “Typical Site Layout”**
 - ii. **Document titled Risk Management for Janlin Circuses P/L, Trading as Lennon Bros Circus dated 2017.**
2. **In the event of any inconsistency between conditions of this consent and documents referred to above, the conditions of this consent prevail.**
3. **The applicant must implement all practicable measures to prevent or minimise harm to the environment during the construction and operation of the development.**
4. **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. In the event that a noise nuisance, Council reserves the right to issue a noise abatement direction requiring all noise generating activities to cease.**
5. **This consent does not approve any signage or banners, other than what is provided on the site subject of this consent. Any other proposed signage, that is not exempt development, will require separate development consent before installation.**
6. **If the operation of the approved development causes serious environmental concern public nuisance or unreasonable disturbance to the quiet enjoyment of the neighbourhood then Council may require the owner or occupier to cease activities causing such conditions until abatement measures are implemented.**
7. **All waste generated by this development shall be disposed either in an approved waste receptacle provided at the event site or shall be taken directly to the Waste Cobar Waste Facility, 900 Mulya Road, Cobar.**
8. **The site shall be restored, as far as is practicable, to the condition in which it was before the commencement of use.**

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9. This consent is only valid for the period from 9 November to 12 November 2017.
 10. The applicant shall monitor and advise patrons of the Circus of their obligations to the surrounding neighbourhood to leave the premises in a quiet and orderly manner, and not to obstruct traffic in the surrounding area.
 11. Exits must be provided and arranged as to afford a ready means of egress from all parts of the Circus tent.
 12. Every part of an entrance or exit must provide a minimum unobstructed height of 2000mm and, where the entrance or exit is beneath a stepped seating platform, infilled risers or other approved overhead protection must be provided above the exit or entrance.
 13. A flap or curtain used to cover an exit must be so designed that, when it is secured, it will not obstruct or impede egress.
 14. Suitable sanitary accommodation must be provided at a location convenient to the Circus tent.
 15. Where food is to be prepared and/or sold the temporary food stalls shall be constructed and operated in accordance with the NSW Food Authority's "Guidelines for Food Businesses at Temporary Events" dated June 2016.
 16. The installation and operation of the amusement device(s) shall be installed erected and operated in a safe manner and comply with the following standards:
 - a. The ground on which the device is to be erected shall be sufficiently firm to sustain the device while it is in operation and shall not be dangerous because of its slope or irregularity or for any other reasons.
 - b. The device shall be separated from all public areas by an appropriate safety barrier.
 - c. The operation and maintenance of all amusement rides and devices shall be conducted in accordance with Australian Standard AS3533.2-2009.
 - d. There is in force a contract of insurance or indemnity which indemnifies to an unlimited extent (or up to an amount of not less than \$10,000,000.00 in respect of each accident) each person who would be liable for damages for death or personal injury arising out of the operation or use of the device and any total or partial failure or collapse of the device against that liability.
 - e. The operator/owner of the rides/devices shall provide copies of current inspection certificates issued by Safe Work NSW.

REASONS:

1. To ensure the proposed development:
 - a) Achieves the objects of the *Environmental Planning and Assessment Act 1979*;
 - b) Achieves the objects of *the Local Government Act 1993*
 - c) 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.

CLAUSE 1B – DEVELOPMENT APPROVALS: 16 AUGUST 2017 – 19 SEPTEMBER 2017

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 16 August 2017 – 19 September 2017.

The value of Complying Development approvals for 2017/2018 to date is Nil.

The value of Complying Development approvals for the similar period in 2016/2017 was Nil.

Local Development Approvals

The following Local Development Applications have been approved under delegated authority for the period 16 August 2017 – 19 September 2017.

CERTIFICATE NO.	ADDRESS	DESCRIPTION	VALUE (\$)
2017/LD-00039	3 Woodiwiss Ave, Cobar	Fence	\$3,000
2017/LD-00036	103 Marshall St, Cobar	Shed	\$5,000
2017/LD-00035	55 Marshall St, Cobar	Shop Fit-Out	\$40,000
2017/LD-00034	10 Singleton Dr, Cobar	Shed	\$8,420
2017/LD-00038	26 Jones Dr, Cobar	Shed	\$10,400
2017/LD-00032	56 Louth Rd, Cobar	Shed	\$16,202
2017/LD-00033	31-33 Bourke St, Cobar	Removal of car park and relocation of fence	\$3,000

The value of Local Development approvals for 2017/2018 to date is \$1,228,277.00.

The value of Local Development approvals for the similar period in 2016/2017 was \$524,423.00.

Construction Certificates

There were the following Construction Certificates approved under delegated authority for the period 16 August 2017 – 19 September 2017.

CERTIFICATE NO.	ADDRESS	DESCRIPTION
2017/CB-00034	3 Woodiwiss Ave, Cobar	Fence
2017/CB-00030	10 Singleton Dr, Cobar	Shed
2017/CB-00033	26 Jones Dr, Cobar	Shed
2017/CB-00029	56 Louth Rd, Cobar	Shed
2017/CB-00031	103 Marshall St, Cobar	Shed

RECOMMENDATION

That the information detailing the Local Development and Construction Certificate approvals for the period 16 August 2017 – 19 September 2017 be received and noted.

CLAUSE 2B – MONTHLY STATUS REPORT

FILE: C13-10

AOP REFERENCE: 3.1

ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

COUNCIL RESOLUTIONS 22 MARCH 2012					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
162	Council – Clause 16A - Liquid Trade Waste Policy – Costs and Implementation Method	14.3.2012	DES/SM/DPES	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. Matter to be reviewed given resources are available. Dubbo Regional Council are currently advertising for a Trade Waste Officer to enable Dubbo to provide trade waste services for all LMWUA Councils.
COUNCIL RESOLUTIONS 24 APRIL 2013					

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
380	Committee of the Whole Closed Council – Clause 1C – Notice of Rescission Motion – Consideration of Tourism Cost Centre	95.4.2013	DCED	That in the year 2013/2014 that Council develops a tourism management plan that details appropriate commitments and plans that aid the tourist industry in Cobar.	Council is currently preparing a plan for the Great Cobar Heritage Centre, tourism and events. Expect draft plan to Council in October.
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	AM	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 25 SEPTEMBER 2014					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
627	Council – Clause 10A – Adoption of Management Plan for Lot 18 DP213415	188.9.2014	DPES	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.	Matter to be finalised by December 2017. Agreement to be prepared for negotiations commencing July 2017.

COUNCIL RESOLUTIONS 23 APRIL 2015

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
702	Council – Clause 8A – Maintenance of Stock Control Structures	60.04.2015	DES	That Council recompile a comprehensive Grid Register which 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.	Staff being appointed to undertake project. Identification has commenced and register started. Anticipated work to be completed by December 2017.

COUNCIL RESOLUTIONS 24 SEPTEMBER 2015

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
793	Council – Clause 9A – O’Neill Road Water Supply	197.09.2015	SM/ DES	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.	NSW Public Works have been engaged to undertake a network analysis of the Cobar water supply reticulation to determine the pressure and availability of water in the entire network.

COUNCIL RESOLUTIONS 22 OCTOBER 2015

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
799	Finance and Policy Committee – Notice of Motion – Services to O’Neill Road and Sutherland Drive	210.10.2015	DES/SM	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.	No action to date. Matter to be included in Network Analysis.

COUNCIL RESOLUTIONS 26 NOVEMBER 2015

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
809	Works Committee – Notice of Motion – Report 2A - RMS Repair Program for 2016/2017	226.11.2015	DES	That if funding is not obtained that Council continues to nominate MR407 Mulya Road in subsequent years until funding is obtained.	Funding was not received for the 2016/2017 financial year. A new application will be submitted for the 2017/2018 program – No further action required.
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	DES	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	Matter being reviewed given no action to date.

			<p>compulsory acquisition the whole of the land contained in Lot 24 DP837494 Sewerage Works Road, Cobar (hereafter called the acquisition land).</p> <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</p>	
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				<p>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> <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

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
821	Council – Notice of	251.12.2015	GM	That Council investigates the	No action to date.

	Motion – Establishment of a Cobar Community Trust			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.	Deputy Mayor to provide additional information to assist the progression of the matter.
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COUNCIL RESOLUTIONS 25 FEBRUARY 2016					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
844	Works Committee – Report 3A – 2WEB Transmitter Investigation Report	14.2.2016	DFCS	<p>That Council approve the installation of the 2WEB FM re- broadcast transmitter at the existing Fort Bourke Water Treatment Plant.</p> <p>That the installation cost and application to the Australian Communication and Media Authority for the required apparatus 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>	<p>Contact has been instigated with 2WEB and actions commenced.</p> <p>Expected that the application process will take up to 8 months.</p> <p>May - Phone call made to find out the status of the application, they have confirmed that the application has been received and is being progressed.</p> <p>June - Letter sent to find out the progression of the application – no response has been received yet.</p> <p>July – Email correspondence has been sent to the Department.</p> <p>2WEB have been advised of application progress.</p>

					ACMA have advised that the application has been rejected – no further options available. No further action required.
COUNCIL RESOLUTIONS 28 APRIL 2016					
NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
865	Confirmation of the Minutes – Traffic Committee Meeting	53.4.2016	DES	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. Works are proposed to be funded by RMS in 2017/2018. A design for the removal of material required to improve visibility has been provided to RMS. RMS have included the work in the draft program for 2017/2018.
870	Committee of the Whole Closed Council – Report 1C – Analysis of Plant and Equipment Hire and Trades and Miscellaneous Services Register	58.4.2016	GM	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 and all purchases to have quotes provided and encourage the use of locals.
879	Council – Clause 6A –	68.4.2016	DFCS	That the Raw Water Supply to	In draft budget. Business Case to be

	Raw Water Supply to Dalton Park Horse Complex			Dalton Park Horse Complex be listed on Councils 10 Year Long Term Financial Plan and that Council seek any available grant funding in the interim.	considered.
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COUNCIL RESOLUTIONS 26 MAY 2016

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
880	Finance & Policy Committee – Report 4B – Grant Funding	81.5.2016	DFCS	That Staff investigate and report back to Council the possibility of utilising the existing facilities at the Cobar Regional Airport for flight training.	Matter to be addressed by Taskforce. Included in discussions with consultant doing Masterplan.

COUNCIL RESOLUTIONS 23 JUNE 2016

905	Council – Clause 3A – Occupancy at the Community Centre for the Cobar Mobile Children’s Services Inc	113.6.2016	DPES	That Council commence planning for a permanent toilet so that consideration of a toilet can be undertaken by Council if grant applications fail.	Planning has started for a permanent toilet. Once grant funding has been identified an application will be made.
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COUNCIL RESOLUTIONS 22 SEPTEMBER 2016

951	Council – Clause 10A – Dalton Park Horse Complex – Proposed Advisory Sign	180.9.2016	DPES	That Council approve the Director of Planning and Environmental Services to install an advisory sign at the Dalton Park Horse Complex confirming that use of the complex is available for use by licence holders	The need for this sign is being reviewed at the User Group Meeting.
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				only.	
COUNCIL RESOLUTIONS 24 NOVEMBER 2016					
971	Council – Clause 4A – Internal Audit Committee	228.11.2016	DFCS	That Council receive a further Report on the (re) formation of the Internal Audit Committee by 31 March 2017.	Further Report to be provided to the October Ordinary Council Meeting. This is due to the unavailability of Paul Manns. Initial Meeting was held in June 2017. Currently researching options to carry out internal audit function. Paul Manns and Michael Zannes have accepted positions on the Internal Audit Committee.
COUNCIL RESOLUTIONS 8 DECEMBER 2016					
980	Council – Clause 3A – Cobar Sound Chapel	255.12.2016	DPES	That Council authorises the transfer of Lot 287 DP914515 to Cobar Shire Council for nominal consideration. That the Mayor and General Manager be authorised to execute the transfer documents under the Common Seal of Council.	Letter sent to NSW Public Works to activate transfer. Transfer documents being prepared by NSW Finance. Receipt of documents for execution by Council is imminent.
COUNCIL RESOLUTIONS 23 FEBRUARY 2017					
983	Council – Notice of Motion – Augmentation of Water Supply	05.2.2017	DES	That Council seek funding for the establishment of a bore and associated works in the Lachlan River aquifer adjacent to Euabalong for the purpose	Application under current grants fund has been submitted.

	Euabalong/ Euabalong West			of augmenting the raw water supply for the two villages.	
996	Council – Clause 12A – Minutes of the Economic Taskforce February Meeting and Terms of Reference	20.2.2017	DCED	<p>That Council increase lobbying efforts seeking government investment in promotion of outback NSW in a similar manner to that undertaken in Queensland.</p> <p>That Council diversify the activities and expand the Festival of the Miners Ghost and form a 2020 Committee to develop an even larger and exciting festival program to celebrate the 150 year anniversary of Cobar.</p> <p>That Council allocate sufficient funding to update the Cobar Shire Council webpage to increase the tourism focus to ‘sell’ Cobar to the tourism industry.</p>	<p>Investigations being undertaken into changing tourism landscape with office for new tourism zone to be located in Dubbo, what funding is currently available etc. Will report to Council when further information is available.</p> <p>Working with Arts Council to develop much larger arts program, with Heath Budd on Miners Games, Miners Memorial Committee for memorial service and associated events, Peak for surface tours and fossicking tours, Council for tours of Great Cobar and cemetery. Draft program will be available by the end of September.</p> <p>Bayside Solutions engaged and skeleton of site agreed to. Content being written. Photo competition currently being run to provide photos. Expect to launch in October. Tourism Facebook page – Destination Cobar – now operating.</p>
997	Committee of the Whole Closed Council – Clause 1C – Defective Building	36.2.2017	DPES	That Council authorises the General Manager to commence with a defects claim against Castlereagh Construction Group Pty Ltd.	Advice provided to Council Solicitor – Matter ongoing.

	Work – Cobar Brigade Station, Lot 10 Railway Pde South, Cobar			That Council authorises the General Manager to negotiate with the NSW Rural Fire Service funding opportunities for the demolition and rebuilding of the Cobar Brigade Station building from floor level up and report back to Council.	Letter sent to NSW Rural Fire Service seeking assistance. Negotiations ongoing. Contact made to seek update – awaiting reply.
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COUNCIL RESOLUTIONS 9 MARCH 2017

1007	Council – Clause 7B – Expenditure for Roads Network	59.3.2017	DES	That a Rest Area be built along the Wool Track and that it be named after Duncan Gay.	Matter to be raised with funding request for Wool Track.
1009	Committee of the Whole Closed Council – Clause 2C – Lease of 53 Linsley Street	67.3.2017	DPES	That Council authorise the Director of Planning and Environmental Services to enter into a new lease with Dr Indra Karalasingham in respect of 53 Linsley Street, Cobar being substantially consistent with the existing lease for a term of up to five (5) years.	Letter sent to Dr Indra confirming resolution. Matter referred to Council’s Solicitor to prepare and register lease.
1010	Committee of the Whole Closed Council – Clause 3C – Lease of Town Hall Cinema Building	67.3.2017	DPES	That Council authorise the Director of Planning and Environmental Services to enter into a new lease with Angela White, Western Studio of Performing Arts, in respect of the Town Hall Cinema Building being substantially consistent with the existing lease for a term of up to two (2) years with an option for a third year.	Lease executed – No further action required.

COUNCIL RESOLUTIONS 27 APRIL 2017

1014	Council – Clause 4A – Cobar Sewer Upgrade Project	74.4.2017	DES	<p>That Council applies to Infrastructure NSW for an amendment of the project scope for the Cobar Sewer Upgrade Project to include a refurbishment of Council’s three other operating pump stations and to install a screen compactor at an estimated total cost of \$1,050,000.</p> <p>That Council notes that approximately \$600,000 of the available funding will be uncommitted and Council will consider options for those remaining funds once the pump stations and screen compactor projects have been completed.</p>	Council report has been provided to NSW Public Works for assessment and preparation of a request for change of scope to Infrastructure NSW.
1021	Council – Clause 11A – Minutes of the Economic Taskforce April Meeting	81.4.2017	DCED	<p>That Council resolves to further investigate the idea of a freight depot for Cobar and report back to the Taskforce.</p> <p>That a Call for Expressions of Interest from businesses who would like to engage the services of a security company to monitor their premises and answer alarms to establish demand for such a service.</p>	<p>Initial positive discussions held with Livestock and Bulk Carriers Association who will provide further information. Trying to identify a Truckwash bay site where a depot could be collocated.</p> <p>One on one visits to potential businesses have commenced to determine interest in such a venture. Strong interest so far.</p>

				That Council resolves to approach Mr Hausler in regards to the future of his rail track and loco for use in a public space in Cobar.	No action to date.
1025	Council – Clause 7B – Expenditure for Roads Network	92.4.2017	DES	That RMS be contacted in relation to a turning lane being installed at the Meadow Glen Rest Area as a matter of urgency.	Letter has been sent to RMS to request improvements to entrance to Meadow Glen Rest Area. Letter has been acknowledged by RMS and they are programming work subject to available funding.

COUNCIL RESOLUTIONS 9 MAY 2017

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1033	Council Meeting – Committee of the Whole Closed Council - Clause 1C – Scrap Metal Collection and Recycling Tender	119.5.2017	MPES	To accept the tender submitted by Sims Metal Management for the initial two (2) year term. That Council confirms its involvement in the contract to the NetWaste Projects Coordinator and execute the contract documents as appropriate.	Documents executed – No further action required.

COUNCIL RESOLUTIONS 22 JUNE 2017

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1048	Clause 3B – Unsealed Road Stabilisation	146.6.2017	DES	That an investigation be reported to Council in relation to bore costs on	Report is being prepared and will be reported to October Ordinary Council

	Trials Report			rural roads.	Meeting.
1050	Committee of the Whole Closed Council – Clause 1C – Legal Documents to Incorporate the Lilliane Brady Village into a Multi-Purpose (Health) Service	158.6.2017	DFCS	<p>That the suite of documents as attached be approved in principle.</p> <p>That the Mayor and General Manager be delegated to make minor amendments to the suite of documents as attached provided that these variations do not materially alter the intent of the documents.</p> <p>That the commercial terms negotiated with the Provider be presented to Council for consideration and endorsement.</p> <p>That the Mayor and General Manager be delegated to sign the documents as attached when finalised under seal.</p> <p>That a ‘tracked changes’ copy of the final documents when signed be presented to Closed Council for noting.</p>	<p>NSW Health has been advised and are now preparing the EOI Document. The expected conclusion of this task is 31 October 2017.</p> <p>Council Officers have collated the documents which will be attached to the EOI document and preparing other information which will be required for due diligence investigations.</p>

COUNCIL RESOLUTIONS 27 JULY 2017

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
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1052	Council Meeting – Notice of Motion – Asbestos Within Cobar Shire	163.7.2017	GM	That Cobar Shire Councils Director of Engineering Services conducts an inspection of the Water Storage areas around Cobar for asbestos materials.	Inspection of water storage areas has commenced. Asbestos material has been removed from the area around the old ‘Silver Tank’.
1053	Council Meeting – Notice of Motion – Request for Councillor Training	164.7.2017	GM	That the General Manager be requested to hold a training session for all Councillors on Meeting procedures as soon as practical.	Staff seeking proposal for appropriate training. Neighboring Councils contacted to seek interest and reduce costs.
1059	Council Meeting – Clause 8A – Draft Land Use Master Plan for the Newey	172.7.2017	DPES	That Cobar Shire Council and the community support free camping and appreciate the business that this activity brings to Cobar. That Cobar Shire Council develop a Plan of Management for the Newey Reserve. This Plan of Management should include a section to facilitate the use by campers <i>and for this process to commence immediately.</i>	Advice received from NSW Crown Lands that there is no objection to Council proceeding with preparation of a Plan of Management and a Planning Proposal. Further report to Council as part of Q1 Budget review.
1061	Council Meeting – Clause 11A – Dalton Park Horse Complex Licence Agreements	147.7.2017	ES	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 as detailed below for the period 1 July 2017 to 30 June 2018: - As Listed in Report.	Letters of offer sent to each organisation and/ or individual.

				<p>That Council acting as Trust Manager for the Dalton Park Racecourse (R630019) Reserve Trust, resolve to affix the Trust seal to the 12 month temporary licence agreements for the following organisations and individuals to cover the period 1 July 2017 to 30 June 2018, if the offers are accepted:</p> <ul style="list-style-type: none"> • Cobar Pony Club; • Cobar Miners Race Club; • Mr S Griffiths and Mrs C Griffiths; • Ms Sharon Whitehurst; • Ms Christie Wheeler, Mr Geoff Turton, Mr Kevin and Mrs Maree Wheeler; • QS Outback; • Mr Wayne Prisk. 	
1062	Council Meeting – Clause 12A – Bathurst Street Reserve Licence Agreement	175.7.2017	ES	<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 2017 to 30 June 2018.</p>	Letter of offer sent to Cobar Tennis Club.

				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 2017 to 30 June 2018 if the offer is accepted.	
1063	Council Meeting – Clause 13A – Minutes of the Economic Taskforce	176.7.2017	DCED	That Council resolves to accept the recommendations of the Economic Taskforce that: A report be presented to the next Taskforce meeting outlining the cost of sealing the Grand Hotel carpark and the carpark adjacent to the cinema.	Recommendations accepted – No further action required. Costing being prepared.

COUNCIL RESOLUTIONS 27 JULY 2017

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1065	Council Meeting – Confirmation of the Minutes	197.8.2017	GM	That Council provides a submission to APA Group as an alternative gas pipeline route through Cobar to Bourke to Narrabri and that Council contacts the appropriate Councils to support our submission.	Appropriate Councils have been written to and awaiting response.
1066	Council Meeting – Clause 2A – Review of Current Water Restrictions	200.8.2017	GM	That Council staff prepare a report in relation to water catchment damming in the Cobar area to increase water security for Cobar	Currently seeking contractors to undertake the investigation.

				residents.	
1067	Council Meeting – Clause 2A – Review of Current Water Restrictions	201.8.2017	GM	<p>That Council adopts the following water restrictions from 1 September 2017 to 1 December 2017:</p> <p><u>Cobar</u></p> <ul style="list-style-type: none"> - Hand held hoses are permitted between 5.00pm and 9.00am daily; - All fixed sprinklers, irrigation systems etc. are permitted between 6.00pm and 8.00am daily; - No car washing permitted on hard surfaces. <p><u>Nymagee</u></p> <ul style="list-style-type: none"> - Hand held hoses are permitted between 5.00pm and 9.00am daily; - All fixed sprinklers, irrigation systems etc. are not permitted; - No car washing permitted on hard surfaces. <p><u>Mount Hope</u></p> <ul style="list-style-type: none"> - Hand held hoses are permitted between 5.00pm and 9.00am daily; - All fixed sprinklers, irrigation 	Water restrictions adopted – No further action required.

				systems etc. are not permitted; - No car washing permitted on hard surfaces.	
1068	Council Meeting – Clause 3A – Procedures for the Administration of the Cobar Shire Council Code of Conduct Policy	202.8.2017	GM	That Council adopt the attached amended Procedures for the Administration of the Cobar Shire Council Code of Conduct Policy.	Administration of the Cobar Shire Council Code of Conduct Policy adopted – No further action required.
1069	Council Meeting – Clause 4A – National Local Roads and Transport Congress	203.8.2017	DES	That the Roads Works Manager, Adrienne Pierini and a Councillor be authorised to attend the National Local Road and Transport Congress that will be held in Albany from 6 – 8 November 2017 with attendance met from within the relevant budget allocation.	Roads Works Manager attendance arranged – No further action required.
1070	Council Meeting – Clause 5A – Road Capital and Maintenance Works Program 2016/2017	204.8.2017	DES	That the following Capital Works Road Program be adopted for 2017/2018: As listed in the Report.	Capital Works Road Program adopted – No further action required.
1071	Council Meeting – Clause 6A – Sale of Land at Duffy Drive	205.8.2017	DFCS	That the two blocks of land which are the subject of this report be auctioned with the reserve to be determined by Council at the meeting preceding the advertised auction date.	These blocks will be sold early in 2018 with other unpaid rate properties.
1072	Council Meeting – Clause 7A – Increase in Provision for Doubtful Debts	206.8.2017	DFCS	That an increase in the provision for doubtful debts of \$186,000 be raised as at 30 June 2017.	Provision for Doubtful Debts increased – No further action required.

1073	Council Meeting – Clause 8A – Delegated Authority Under the <i>Biosecurity Act 2015</i>	207.8.2017	ES	That Council under Section 375 of the <i>Biosecurity Act 2015</i> (Act) delegate the functions, conferred on Cobar Shire Council as a local control authority by the Act to the General Manager.	Functions delegated – No further action required.
1074	Council Meeting – Clause 9A – Public Exhibition – Cobar Hospital Planning Proposal	208.8.2017	DPES	That Council authorises the Director of Planning and Environmental Services on behalf of the Council to request the NSW Department of Planning and Environment that a draft Local Environmental Plan be prepared to amend the Cobar Local Environmental Plan 2012 in accordance with the Gateway Planning Proposal Report prepared by Anthony Williams, Senior Planner, APP Corporation Pty Ltd, dated 6 June 2017.	Request submitted to NSW Planning and Environment. Draft LEP prepared. No further action required.
1075	Council Meeting – Clause 9A – Public Exhibition – Cobar Hospital Planning Proposal	209.8.2017	GM	That Cobar Shire Council form a working group to identify areas where locally provided health services can be improved to meet the current and future needs of the Community of Cobar and the Region. The working group to comprise of three Councillors Chris Lehmann and Janine Lea-Barrett and Peter Yench, General Manager or his	First Meeting to be held in mid to late October 2017.

				representative and the Cobar Primary Health Care Centre, Dr Indra Karalasingham and a representative from the Cobar Community Service Forum.	
1076	Council Meeting – Clause 5B – Meeting Minutes	215.8.2017	DES	That Council, in conjunction with landholders, seal the approaches of grids on regional roads on a program basis.	Investigation to be undertaken.
1077	Council Meeting – Clause 5B – Meeting Minutes	216.8.2017	DES	That Council write to our Minister and the Minister for Roads seeking their assistance on rectifying the anomaly in funding for regional roads.	Letter to be written.
1078	Council Meeting – Clause 5B – Meeting Minutes	217.8.2017	DES	That Council immediately investigate the sealing of the causeway at Brick Kiln Creek.	Investigation to be undertaken.
1079	Council Meeting – Clause 5B – Meeting Minutes	218.8.2017	DES	That an investigation be undertaken by Cobar Shire Council in relation to considering a group membership to the Australian Flood Plain Association.	Council has become a member at a cost of \$50/ year – No further action required.
1080	Council Meeting – Clause 5B – Meeting Minutes	219.8.2017	DES	That Council consider holding the November Rural Roads Advisory Committee Meeting at Mulya Station.	November Rural Roads Advisory Committee Meeting to be held at Mulya Station – No further action required.
1081	Council Meeting – Clause 5B – Meeting Minutes	220.8.2017	DES	That Council look into acquiring Public Stock Watering Points as a method of guaranteeing access to water for Council use.	Investigation to be undertaken.
1082	Council Meeting – Clause 13B – Grant	229.8.2017	GM	That Council approves the updating of the previous report “Far West	Further report was to be provided to the October Ordinary Council

	Funding			Regional Rehabilitation and Health Centre” in order to consider appropriate funding models in establishing a Mining and Sporting Injury Rehabilitation Centre in Cobar for the Region and provide a report back to the October Ordinary Council Meeting.	Meeting, however matter is still being investigated.
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RECOMMENDATION

That the information contained in the monthly status report be received and noted, with the following items to be removed: 809, 844, 1033, 1063 Part 1, 1067, 1068, 1069, 1070, 1072, 1073, 1074, 1079 and 1080.

CLAUSE 3B – INVESTMENT REPORT AS AT 31 AUGUST 2017**FILE: B2-7****AOP REFERENCE: 3.1.1.7****ATTACHMENT: NO****AUTHOR: *Finance Manager, Neil Mitchell*****Purpose**

Section 625 of the Local Government Act 1993 and Clause 212 of the Local Government (General) Regulation 2005 and the Council's investment policy require Council's investments to be reported to the Council on a monthly basis.

Issues

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. The amount restricted in the unaudited Financial Accounts for Employee Leave Entitlements is \$619,174, which includes 100% LBV entitlements.

Investment	Opening Balance	Transfers to Investments	Transfers from Investment	Interest Earned	Closing Balance
NAB Sweep Acct	\$3,497,143	\$1,921,790	\$1,421,396	\$4,323	\$4,001,860
NAB Term Deposits					
2.47% (Sep) 4036	\$2,007,315			\$4,211	\$2,011,526
2.47% (Sep) 4039	\$2,006,501			\$4,210	\$2,010,711
AMP Bank					
2.50% (Dec) 4040	\$2,004,521			\$4,256	\$2,008,777
2.80% (Jan) 4044	\$1,000,997			\$2,210	\$1,003,207
2.80% (Jan) 4047	\$1,001,074			\$2,381	\$1,003,455
2.60% (Nov) 4048	\$1,003,860			\$1,072	\$1,004,932
Bank of Qld					
2.65% (Jan) 4046	\$2,002,033			\$4,506	\$2,006,539
TOTALS	\$14,523,444	\$1,921,790	\$1,421,396	\$27,169	\$15,051,007

Annualised Average return on Investment for the Month: 2.21%

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 and the Council's investment policy.



Finance Manager

RECOMMENDATION

That Council receive and note the Investment Report as at 31 August 2017.

**CLAUSE 4B – BANK RECONCILIATION, CASH FLOW & LOAN FACILITY
SUMMARIES AS AT 31 AUGUST 2017**

FILE: B2-7

AOP REFERENCE: 3.1.1.5

ATTACHMENT: NO

AUTHOR: *Finance Manager, Neil Mitchell*

Purpose

Council has requested that the following financial information be presented to each meeting of Council: reconciled bank balance, cash flow statement, and loan facility.

Issues

Bank Reconciliation

Balance as per Bank Statement	10,000
Add Outstanding Deposits	15,688
Less Unreceipted Deposits	(170,524)

Balance as per Ledger	(144,836)
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In accordance with the requirements of the Local Government Act, 1993, I hereby certify that the Cash Book has been reconciled with the appropriate Bank Statements on a daily basis during the month and that the reconciliations have been recorded.



Finance Manager

Summary of Total Funds Available at Month End for the Last 12 Months

Month	Investment Balances	Operating Account	Total Available Funds
Sep-16	12,021,822	9,621	12,031,443
Oct-16	11,613,771	22,420	11,636,191
Nov-16	11,940,671	18,370	11,959,041
Dec-16	12,536,805	8,633	12,545,438
Jan-17	11,948,235	6,467	11,954,702
Feb-17	12,204,249	23,486	12,227,735
Mar 17	10,025,496	4,540	10,030,036
Apr-17	12,080,221	5,820	12,086,041
May-17	13,195,388	16,200	13,211,588
Jun 17	14,333,508	9,315	14,342,823
Jul-17	14,523,444	9,389	14,532,833
Aug 17	15,001,007	(144,836)	14,856,171

The amount restricted in the unaudited Financial Accounts for Employee Leave Entitlements is \$619,174, which includes 100% LBV entitlements

Cash Flow

August		Description	Forecast
Forecast	Actual		September
9,389	9,389	Bank Balance Forward	(144,836)
678,000	693,063	FAG (estimated)	
	44,334	Roads to Recovery	
14,300	14,305	RMS Agency	14,300
895,000	1,150,850	Rates /Water/User Charges	341,000
150,000	199,872	Private Works/Debtors	150,000
177,000	191,009	LBV – Residents Fees & Grant	177,000
170,000	135,019	Child Care/In Home Care	170,000
1,136,311	(500,394)	Net Movement of Investments	1,722,536
60,000	38,331	Sundry Income & Grants	60,000
		<i>Less</i>	
(2,500,000)	(1,338,814)	Creditors	(1,700,000)
(780,000)	(781,800)	Wages / Salaries	(780,000)
10,000	(144,836)	Closing Reconciled Bank Balance Cr/(Dr)	10,000

Borrowing Instruments as at 31 August 2017		
Swimming Pool and Street Upgrade Loan (6.22%)		(1,380,302)
2 x Tyre Rollers Lease (Implicit rate of 6.87%, Quarterly)		(94,183)
Bomag Tyre Roller Lease (Implicit rate of 5.63%)		(45,227)

RECOMMENDATION

That Council receive and note the Bank Reconciliation, Cash Flow and Loan Facility Report as at 31 August 2017.

CLAUSE 5B – MEETING MINUTES

**FILE: C8-6-4 & L5-4-4 AOP REFERENCE: 3.1 ATTACHMENT: YES
(PAGE 180-194)**

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:

- Western Division Councils of NSW – Friday, 30 June 2017 (no Status Report);
- Cobar Youth Council – Monday, 31 July 2017 (no Status Report);
- Cobar Youth Council – Monday, 28 August 2017 (no Status Report).

At their recent meeting the Cobar Youth Council has amended their constitution, which is attached for your reference.

RECOMMENDATION

- 1. That the Minutes of the Western Division Councils of NSW be received and noted.**
- 2. That the Minutes of the Cobar Youth Council be received and noted.**
- 3. That the amended Cobar Youth Council Constitution be received and adopted.**

CLAUSE 6B – LIBRARY MEETING ROOM HIRE – TERMS AND CONDITIONS

FILE: A10-13 AOP REFERENCE: 1.4.1.1

ATTACHMENT: YES

(PAGE 195-197)

AUTHOR: *Manager Library Services, Jane Siermans*

Purpose

To provide Council with information on the terms and conditions and provisions for widespread community use of the Library Meeting Room.

Background

The building and fitout of a Library Meeting Room has been funded by a State Library Building Grant.

The grant was provided by State Library with the understanding that use by community and special interest groups will be facilitated.

Issues

A document outlining terms and conditions for use of the room has been prepared and is provided as an attachment to this agenda for information.

Financial Implications

A standard rate of \$22.00 per hour will be charged for businesses and private use.

The fee will be waived for community groups, but dry hire and after hours fees will be charged as applicable.

Options

Utilisation of the room will be tracked and reviewed in 2018 with a further report to be provided to Council.

RECOMMENDATION

That the information detailed in the Library Meeting Room Hire - Terms and Conditions report be received and noted.

CLAUSE 7B – UPDATE ON INFRASTRUCTURE PROJECT FINANCES
FILE: G4-29 AOP REFERENCE: 4.1.3.3 & 4.4.4.2 ATTACHMENT: NO
AUTHOR: Director of Engineering Services, Stephen Taylor

Purpose

To provide Council with an update on the infrastructure projects budgets and expenditure as at 31 August 2017.

Background

Cobar Shire Council was successful in obtaining funding for three projects through the Resources for Regions Restart NSW provided by the NSW State Government. One project has been completed with two ongoing projects.

Financial Implications

	Restart NSW Funding	Cobar Shire Council Funding	Expended as at 31 August 2017	Project Status
Water Treatment Plant	\$15,550,000	\$200,000	\$1,149,371	- HAZOP meeting was held 29/30 August. - Contractor undertaking site visit 20/21 September.
Sewerage Scheme Refurbishments Expansion and upgrade	\$2,100,000	\$100,000	\$453,773	- The Ward Oval Pump Station refurbishment and Lagoon upgrade have been completed. - Public Works are preparing a report for Infrastructure NSW on the grit and rag removal and pump station upgrades.

RECOMMENDATION

That Council receive and note the updated financial information for the two Restart NSW Resources for Regions infrastructure projects.

CLAUSE 8B – EXPENDITURE FOR ROADS NETWORK

FILE: R5-31

AOP REFERENCE: 4.3.2

ATTACHMENT: YES

(PAGE 198-208)

AUTHOR: *Director of Engineering Services, Stephen Taylor*

Purpose

To provide Council with financial information on the expenditure on Council's Local and Regional Roads.

Background

A report detailing the Expenditure on Capital/R2R (orange), Council's Shire Local Roads (blue) and Regional Roads Network (green) is provided as an attachment to this agenda for Council's information.

RECOMMENDATION

That the information detailing the Expenditure for Council's Roads Network be received and noted.

CLAUSE 9B – ENGINEERING WORKS REPORT

FILE: C6-20-2

AOP REFERENCE: 4.3.2

ATTACHMENT: NO

AUTHOR: *Director of Engineering Services, Stephen Taylor*

Purpose

To inform Council of completed and ongoing Engineering Works for the period of August 2017.

Background

Lack of rain is continuing to restrict maintenance activities on roads due to lack of water in many areas. Therefore maintenance grading is being undertaken where there is access to a river, bore or Cobar Water Board (CWB) raw water pipeline availability. If this shortage continues some of the carry over items in the capital works program will continue to be delayed.

State Highways

Maintenance Work

- Sign replacement works as required – **ongoing**;
- Pothole repairs – **ongoing**.

Urban Roads/Shire Roads/Regional Roads

Maintenance Work

- Inspections on various Shire and Regional Roads;
- SR2, SR12, SR13B, SR19, SR20, SR21, SR28, SR29, SR46 – Maintenance grading;
- MR228 and MR423 – Slashing;
- MR407 – Rubbish removal and gravel crushing;
- MR416 – Guide posts and bore application;
- RR7521 and MR461 – Guide posts;
- RR7522 – Feasibility study.

Construction Work

Drain restoration and marker post installation is being undertaken on the Wilga Downs seal extension project.

Resealing work is being undertaken on Priory Tank Road by the sealing contractors.

Water and Sewer

Maintenance Work

- Pest control within sewer reticulation network being carried out where necessary – **ongoing**;

-
- Sluice valve and hydrant repairs on town water supply reticulation in the Belagoy Street/Tindera Street area – **ongoing**;
 - Clearing and control of vegetation along the Nyngan to Cobar raw water pipeline easement (CWB) – **ongoing**;
 - NSW Public Works Surveyor completed a survey of the network to locate valves and hydrants as part of the network analysis. The initial network analysis report is due to be supplied mid-August – **ongoing**;
 - Hydrant location and inspection and testing on the town reticulation network for future main replacement and works program – **ongoing**.

Urban Works

Parks

- General maintenance carried out within parks and reserves within the Shire as required – **ongoing**;
- Commencement of Stage 2 of Drummond Park playground upgrade – **ongoing**;
- Tree planting – Barton Street – **ongoing**;
- Preparation of ovals and parks for growing season – **ongoing**.

Street Cleaning and Tree Removal

- New street trees have been planted in the garden beds on Marshall Street. – **completed**;
- Street cleaning and maintenance – **ongoing**.

Resources for Regions

Construction of New Water Treatment Plant

- A Hazard and Operations Study (HAZOP) meeting has been held with Laurie Curran Water, Public Works, Bill Ho – Office of Water and Council representatives in Sydney as part of the preparation work required before construction of the new Water Treatment Plant commences;
- Laurie Curran Water are programmed to be onsite on 20/21 September 2017 to confirm some site and construction matters prior to work commencing on site.

Construction of New Water Pipeline – Nyngan to Cobar

- The Cobar Water Board's Twin Pipeline Replacement Project is continuing, with the installation of valves and crossovers following the completion of pipe installation.

RECOMMENDATION

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.

CLAUSE 10B – TRAFFIC COUNTS ON SHIRE ROADS AND CLASSIFIED ROADS

FILE: R5-34

AOP REFERENCE: 4.3.2

ATTACHMENT: NO

AUTHOR: *Director of Engineering Services, Stephen Taylor*

Background

Updating of traffic counts is continuing with counts being undertaken on Louth Road, Lamrock Street, Nullamutt Street and Woodiwiss Avenue.

Current Traffic Count Summary

Road Name	Location of Counter	Date	AADT	% Commercial Vehicles
Louth Road	Louth Road between Denman and Lamrock Street	29/08/2017 – 05/09/2017	1,370	16.1%
Lamrock Street	Lamrock Street near intersection of Monaghan Street	29/08/2017 – 05/09/2017	681.85	10.1%
Nullamutt Street	Nullamutt Street	05/09/2017 – 15/09/2017	341	9.2%
Woodiwiss Avenue	Woodiwiss Avenue near High School	06/09/2017 – 11/09/2017	2,262	14.8%

RECOMMENDATION

That the information in relation to traffic counts on shire roads and classified roads be received and noted.

CLAUSE 11B – ANALYSIS OF PLANT AND EQUIPMENT HIRE AND TRADES AND MISCELLANEOUS SERVICES REGISTERS

FILE: T3-15-6, P3-19-4 AOP REFERENCE: 3.3.4 ATTACHMENT: NO

AUTHOR: *Director of Engineering Services, Stephen Taylor*

Purpose

The purpose of this report is to provide information on the analysis and result of the engagement of Contractors under the Plant and Equipment Hire Rates 2015/2018 and Trade and Miscellaneous Services 2015/2018 Quotation Contracts for works let over \$80,000 inclusive of GST.

Background

Throughout the year Council uses various contractors for the supply of plant and equipment and trades and miscellaneous services for many of Council's activities.

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

Council has requested that a report be provided for works let over \$80,000 inclusive of GST.

The table below indicates the contractors that were engaged for services over \$80,000 inclusive of GST for the period 1 July 2017 – 31 August 2017.

Contractor	Description of Works	August 2017	2017/2018
Clarke Concreting and Excavation	Construction Works	\$36,246	\$88,673

RECOMMENDATION

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

CLAUSE 12B – 2016/2017 ANNUAL REPORT**FILE: A2-2****AOP REFERENCE: 3.3.3****ATTACHMENT: YES****(UNDER SEPARATE COVER)****AUTHOR: *Director Corporate and Economic Development, Angela Shepherd*****Purpose**

For Council to receive and note the 2016/2017 Annual Report.

Background

Council is required, under the Local Government Act 1993 Part 4 (s428), to provide an Annual Report within 5 months of the end of each financial year, outlining its achievements in meeting the objectives and performance targets set out in the Annual Operational Plan for that year.

The Annual Report in the year in which an ordinary election of Councillors is to be held must also report as to the Council's achievements in implementing the Community Strategic Plan over the previous 4 years (End of Term Report).

The 2016/2017 Annual Report has now been provided to Councillors under separate cover for perusal and information.

The document also contains the Audited Financial Reports and Auditors Report and should be brought to the meeting for reference during the Auditors Presentation which will be held on Thursday, 14 December 2017.

A copy of the Council's Annual Report must be posted on the Council's Website and provided to the Minister and such other persons and bodies as the regulations may require. A copy of a Council's Annual Report may be provided to the Minister by notifying the Minister of the appropriate URL link to access the report on the Council's Website.

RECOMMENDATION

- 1. That the information contained in the 2016/2017 Annual Report be received and noted.**
- 2. That a copy of Council's Annual Report be provided to the Minister and such other persons and bodies as the regulations may require.**
- 3. That the Annual Report be placed on Council's Website.**

CLAUSE 13B – GRANTS REPORT

FILE: G4-17

AOP REFERENCE: 3.1.1.4

ATTACHMENT: NO

AUTHOR: *Director Corporate and Economic Development, Angela Shepherd***Grant Update**

Grant and Department	Activity	Amount Applied For	Successful?	Council Funding Required	Deadline for Project
Grants Applied for					
Grand Parents Day	Host an interactive family day at the Youthie as part of the FOMG sharing information between the generations.	\$1,000	Pending	Nil	
Stronger Country Communities Fund	Drummond Park Adventure Playground.	\$345,820	Pending	Nil	Should know outcome by 30 October.
Stronger Country Communities Fund	Family BBQ and picnic area at the pool.	\$124,520	Pending	Nil	Should know outcome by 30 October.
CASP Grant	Yarn Bombing project – community arts project to create a ‘garden’ design celebrating 2020.	\$4,500	Pending	Nil	Awarded around November 2017.
Community Building Partnership program	To retile the library arcade and associated works	\$11,880	Pending	\$11,880	
Fixing Country Roads – Roads and Bridges Construction	Widen and seal the Wool Track, in partnership with Central Darling and Balranald.	\$55,422,570	EOI pending	\$200,000	Put in as an application between three Councils over several years.
Resources for Regions	Water Reticulation upgrade.	\$5,212,207	EOI pending	\$400,000 from Water Fund	
Regional Flagship Fund	Assistance to market the	\$20,000	EOI pending	Nil	

	2018 Festival of the Miners Ghost.				
Regional Cultural Fund	Create a virtual reality mining experience at the Great Cobar Heritage Centre (GCHC).	\$31,930	EOI Pending	\$25,000	Successful projects notified 23 October. Final business case due 15 January 2018. Announcement 5 February 2018.
Regional Cultural Fund	Construction of the Miners Memorial.	\$190,000	EOI Pending	\$80,000 community donations received. \$10,000 Council contribution	As above.
Regional Cultural Fund	Replace roof (battens, fascia etc), windows and damp proofing to make the building water tight.	\$244,003	EOI Pending	\$100,000	As above.
Transport Heritage Grants	Historical signage.	\$3,550	Pending	Some in-kind	In-kind will be grant administration etc.
Seniors Week Grants	To organise activities for Seniors Week 2018.	\$3,000	Pending	\$1,500	Announced by the end of 2017.
Stronger Communities Program	Removal of fence, opening up of arcade and installation of noticeboard in front of optometrist near Library.	\$14,050	Pending	\$14,050	EOI successful. To be determined in 2018.

Grant and Department	Activity	Amount Applied For	Successful?	Council Funding Required	Comment
Grants Announced					
Social Housing Community Improvement Fund	Upgrade works at Dalton Park, including new playground equipment, a toilet, barbeque, tables and	\$50,000	Successful	\$50,000 from Other Playgrounds budget and up to \$24,200 from Grants	

	chairs.			Contributions.	
Club Grants – Cultural Infrastructure	Construction of the Miners Memorial.	\$200,000	Unsuccessful	\$80,000 of community funding will be used as the Council contribution.	
Public Reserves Management Fund	Boxthorn removal at the Old Res.	\$12,500	Successful	Nil	
Public Reserves Management Fund	Fencing and gate repair on the common.	\$7,064	Unsuccessful	Nil	
Intermine Golf Funding	Xbox and lounge for the Youthie. Trestle tables and chairs for the Youthie.	Pays for products	Successful	Nil	
Financial Assistance 2017 NSW Youth Council Conference	Fuel and accommodation for Youth Council members to attend.	\$1,200	Successful	Nil	
NSW Fisheries Recreational Fishing Grants	Native fingerlings for the Newey.	\$500	Successful	\$500	Fish to be released in March 2018.
RMS Walking and Cycling Programs	Funding for a consultancy to develop an Active Transport Plan for the Shire.	\$45,000	Unsuccessful	\$15,000. It's a grant that allows us to apply for 75% of funding. Our contribution could come from the footpaths budget or the grants matching budget.	RMS suggested we should apply for this grant to allow us to source more construction funding in the future.
RMS Walking and Cycling Programs	Funding to construct a series of 15 pram ramps (2.5m wide) linking the Brennan Centre to the supermarkets, pharmacy, taxi rank, Council, and medical centres. They would replace the current non-compliant	\$37,125	Unsuccessful	\$37,125 – it is a 50:50 grant with Council's contribution to come from either the footpaths budget or matching grants contribution.	

	ramps making it easier for older people and people with prams to walk the route.				
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Current Grant Opportunities

- Safe and Secure Water Fund – up to 75% of cost, open round, EOI. Considering reticulation system project, water bores and village water supplies. Applications underway.
- Growing Local Economies – projects over \$1m, open round, allocations to be made on a sub-regional level, projects to features in new regional plans. Major infrastructure projects. Currently working with DPC on our regional plan.
- Regional Sports Infrastructure – projects over \$1m, one open round, EOI first. Cobar not eligible.
- CPTIGS – closes 31 October. Investigating new bus stop options.

Grant Funded Projects - Implementation

The following is a summary of works in progress for grant funded projects:

- Nymagee Tennis Courts – The synthetic surface has been installed. This project is almost complete. Project to be acquitted.
- Public Library Infrastructure Grant – Works are almost completed.
- CASP Grant for arts workshops. Workshops commenced in June across a range of art and craft areas, held at the Youthie or library on weekends. Aimed at encouraging more people to be involved in creative pursuits. Very high participation rates with all workshops held to date fully prescribed.
- Reconciliation Week grant commenced to produce a series of story boards.
- The Outback Division of General Practitioners (ODGP) was successful in obtaining \$200,000 of funding under the Rural General Practice Grants Program for the extension of the medical centre. Council’s contribution will be \$123,000. Design work continuing.
- Service Level Reviews – First round of interviews completed, first workshop to take place 19-20 September. Aiming for March for completion of initial work, have until October to acquit the grant.

RECOMMENDATION

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

CLAUSE 14B – RATES RECONCILIATION REPORT AS AT 31 AUGUST 2017**FILE: R2-1****AOP REFERENCE: 3.1.1.6****ATTACHMENT: YES (PAGE 209-210)****AUTHOR: Office Coordinator, Jo-Louise Brown****Purpose**

To provide Council details of the Rate Reconciliation as at 31 August 2017.

FUND	LEVY 2016-2017	Pensioner Rebates	Abandoned Levy	Additional Levies	Sub Total 2016-2017	Arrears 30th Jun 17	Payments	Total Outstanding	Total Outstanding Previous Year	% Outstanding of Sub Total Plus Arrears
Business	393,126.87		-	-	393,126.87	64,660.45	191,022.80	266,764.52	257,023.35	58.27%
Farmland	674,556.34		-	-	674,556.34	31,831.53	273,897.39	432,490.48	426,607.16	61.23%
Mining	1,618,398.06		-	-	1,618,398.06	172,984.33	271,231.32	1,520,151.07	1,525,594.93	84.86%
Residential	1,140,887.13	47,622.82	-	-	1,093,264.31	233,262.00	317,655.77	1,008,870.54	956,159.18	76.05%
Overpayments					-	-155,286.75	- 2,505.28	-152,781.47	-27,519.97	98.39%
Legal Costs			-	686.64	686.64	33,884.81	4,404.80	30,166.65	27,906.38	87.26%
Interest			-	2,011.36	2,011.36	118,774.48	14,350.86	106,434.98	88,443.42	88.12%
General Rates	3,826,968.40	47,622.82	-	2,698.00	3,782,043.58	500,110.85	1,070,057.66	3,212,096.77	3,254,214.45	75.01 %
Domestic Waste	596,875.00	17,877.18	675.00	-	578,322.82	47,650.81	211,376.91	414,596.72	388,520.32	66.23 %
Sewerage	597,350.00	18,375.00	-	-	578,975.00	100,078.77	212,006.33	467,047.44	433,448.92	68.78 %
Cobar Water	653,140.00	20,037.50	-	255.00	633,357.50	40,449.25	242,963.65	430,843.10	387,282.45	63.94%
Nymagee Water	26,700.00	437.50	2,640.00	-	23,622.50	10,375.33	6,420.70	27,577.13	22,984.31	81.11%
Euabalong Water	42,600.00	1,137.50	-	-	41,462.50	12,052.41	12,033.93	41,480.98	33,364.65	77.51%
Euab West Water	26,400.00	437.50	-	-	25,962.50	6,087.01	9,862.84	22,186.67	18,766.36	69.23%
Mt Hope Water	6,300.00	-	-	-	6,300.00	982.02	2,605.27	4,676.75	2,892.00	64.22%
Water Access	755,140.00	22,050.00	2,640.00	255.00	730,705.00	69,946.02	273,886.39	526,764.63	465,289.77	65.79 %
Water Usage			3,087.55	-	- 3,087.55	472,439.20	375,434.75	93,916.90	86,125.22	20.01 %
TOTAL	5,776,333.40	105,925.00	6,402.55	2,953.00	5,666,958.85	1,190,225.65	2,142,762.04	4,714,422.46	4,627,598.68	68.75 %

RECOMMENDATION

That the Rates Reconciliation Report as at the 31 August 2017 be received and noted.

ATTACHMENTS



ORDINARY MEETING AGENDA

THURSDAY 28 SEPTEMBER 2017

~ REFERENCE TO ATTACHMENTS ~

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<u>PART B – INFORMATION</u>	<i>Page Number</i>
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