



COBAR SHIRE COUNCIL

ORDINARY MEETING AGENDA

THURSDAY, 23 SEPTEMBER 2021

~ ORDER OF BUSINESS ~

Business for the meeting will be as follows: Message from the Chair:

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

1. General Managers Report- Action
 - Clause 1- Election of Mayor & Deputy Mayor
 2. Apologies
 - Nil
 3. Declaration of Interests
 4. Condolences
 - Lynette Margaret Sullivan
 5. Public Access Forum
 6. **Adjourn the meeting to consider the August Council Meeting agenda**
Reconvene Meeting
 7. Confirmation of Minutes
 - Nil
 8. Matters Arising from Minutes
 9. Notice of Motions
 - Nil
 10. Mayoral Report
 - Nil
 11. General Manager's Report – Action/Recommendation
 12. General Manager's Report – Confidential
 - Nil
 13. Matters of Urgency
 14. Correspondence
-

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~ 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:

	Accountability	Communication	Effective Leadership	Integrity	Team Work
We Value	We are responsible for our actions, our behaviour and the satisfactory completion of allocated tasks	We communicate openly and respectfully, sharing timely and appropriate information with others	We lead by positive example, embodying all of Council's agreed Values	We are consistently honest, transparent, ethical and fair, regardless of the situation	We work collaboratively to achieve shared goals for Council and the community
My Behaviours	I actively participate in the organisation	I consider how I say it, why I say it, when I say it and where I say it	I act with courage, challenge the status quo and seek out ways to improve our organisation	I do and say the right thing, even when no one is watching	I share my knowledge, skills and experience with others
	I take full ownership of my role, including my mistakes, and learn from my actions	I listen actively and ask questions to gain a shared understanding	I support and encourage others to learn, develop and grow	I take personal responsibility for my own actions and behaviour	I support others to achieve goals and celebrate success
	I inspire excellence by performing my role with pride	I show empathy and consider things from others' point of view	I am approachable and treat others consistently and respectfully	I uphold strong moral principles and do what I say I am going to do	I consciously choose to work positively with others
	I acknowledge my actions and behaviour can impact and influence outcomes	I provide and receive timely, constructive feedback	I inspire and expect everyone to always do their best	I am professional, treating others just as I expect to be treated	I commit to working together to find solutions

~ 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 1 – ELECTION OF THE MAYOR AND DEPUTY MAYOR

FILE: C12-1

AOP REFERENCE: 3.1.5

ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

Background

Under normal circumstances the Mayor, Deputy Mayor and all Councillor's would cease to hold office at the Local Government Election which was due in September 2021. The NSW Government have postponed the Elections until the 4 December 2021 and therefore extended the role of Councillor's until then. However, the role of Mayor and Deputy Mayor still had the condition of two (2) years which concludes in September 2021.

To meet the regulation and Act Council now needs to appoint the Mayor & Deputy Mayor.

The term of office for the Mayor and Deputy Mayor will be until the Local Government Elections (currently scheduled to be held on the 04th of December 2021) and the procedure for election is contained in the Local Government (General) Regulation 2005 (Clause 394 and Schedule 7).

The General Manager or nominee acts as Returning Officer for the election. *Section 231* of the Local Government Act 1993 (NSW) provides that Council may also elect a Deputy Mayor and such election is also to be carried out in accordance with the Local Government (General) Regulation 2005. The period of appointment of the Deputy Mayor is consistent with the period of the appointment of Mayor or a shorter term.

The Deputy Mayor may exercise any functions of the Mayor, at the request of the Mayor, or, if the Mayor is prevented by illness, absence or otherwise from exercising the functions, or, if there is a casual vacancy in the office of the Mayor.

If more than one (1) Councillor is nominated for each position, Council must resolve whether the election is to proceed by preferential ballot, by ordinary ballot or by open voting. Council's normal practice has been to proceed by ordinary ballot.

It is also appropriate that any ballot papers used in the election of the Mayor and Deputy Mayor be destroyed after the election.

The General Manager will advise of the nominations received.

RECOMMENDATION

- 1. That Council note that the General Manager or his nominee is the Returning Officer for the purpose of electing the Mayor and Deputy Mayor.**
- 2. That the period of appointment of the Deputy Mayor be consistent with the period of the appointment of Mayor and will hold the position until the General Election.**
- 3. In the event of more than one (1) nomination that Council conduct the election of the Mayor and Deputy Mayor by ordinary ballot and in accordance with the Local Government (General) Regulations 2005.**
- 4. That following the election the ballot papers used in the election of the Mayor and Deputy Mayor be destroyed.**

CLAUSE 2 DRAFT PLAN OF MANAGEMENT FOR THE WARD OVAL SPORTING AND COMMUNITY FACILITIES

FILE: A9-12-3-3

AOP REFERENCE: 4.4.2.1

**ATTACHMENT: YES
(Under Separate Cover)**

AUTHOR: *General Manager, Peter Vlatko*

Purpose

To adopt the Draft Plan of Management of Ward Oval Sporting and Community Facilities

Background

At the July Ordinary Council Meeting held on Thursday, 22 July 2021 it was resolved to place the Ward Oval Draft Management Plan on Public Exhibition.

Resolution 117.07.2021 That the Draft Plan of Management for Ward Oval Sporting and Community facilities be placed on Public Exhibition for not less than 28 Days and a further 42 days to allow for submissions to be made to Council for Consideration.

In accordance with Section 38 (4) of the *Local Government Act 1993* the Draft Plan of Management of the Ward Oval Sporting and Community Facilities must be advertised and therefore public notices were published in the Cobar Weekly on the 28 July 2021, 18 August 2021, 01 September 2021 and 14 September 2021.

The submission period closed on Thursday 9 September 2021 and there has been one submission received from the Copper City Men's shed with their requests being incorporated into the Draft Plan of Management.

A public hearing (due to COVID) was rescheduled and held on Thursday 16 September 2021 at 5pm. Should any matters or issues be raised at that hearing this will be tabled at the Council meeting.

RECOMMENDATION

That Council adopts the Draft Plan of Management for the Ward Oval Sporting and Community Facilities subject to any amendments that may arise from the Public Hearing held on the 16 September 2021.

CLAUSE 3 – CLASSIFICATION OF LAND AS OPERATIONAL – LOTS 4 & 5 SECTION 5 DP 459 & LOT 31 DP 807694 COBAR

FILE: A10-50

AOP REFERENCE: 4.4.2

ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

Purpose

To classify Lots 4 & 5 Section 5 DP459 & Lot 31 DP 807694 as Operational Land under the *Local Government Act 1993*. The land subject to the exchange of the Contract of Sale was purchased by Council from Cobar War Memorial Hostel Committee.

Background

At the June Ordinary Council Meeting held on Thursday, 24 June 2021 it was resolved to purchase the Cobar War Memorial Hotel.

Resolution 93.06.2021 That Council accept the Cobar War Memorial Hostel Committee's offer to purchase the Hostel for one dollar (\$1) and accept the condition that the "Lest We Forget" memorial be preserved, maintained, and continued to be available for future ANZAC services. The Contract of sale is currently being prepared.

In consideration of purchasing the property the decision was also made with the understanding that the property will be for operational purposes rather than community land.

Issues

Under the *Local Government Act 1993* land held by Council is to be classified as 'either operational or community land'. If land is not classified under Section 31 of the *Local Government Act 1993* within 3 months of being acquired the default position is a community land classification.

In accordance with Section 34 of the *Local Government Act 1993* the proposal to classify the land as operational land and must be advertised and therefore public notices were published in the Cobar Weekly on 4 August 2021 and 25 August 2021.

The submission period closed on Tuesday 8 September 2021 and there have been no submissions received.

RECOMMENDATION

That Council, in accordance with section 31 of the *Local Government Act 1993*, Council resolves to classify Lots 4 & 5 Section 5 DP 459 & Lot 31 DP 807694 as Operational Land.

CLAUSE 4 – MONTHLY STATUS REPORT**FILE: C13-10****AOP REFERENCE: 3.1****ATTACHMENT: NO****AUTHOR: *General Manager, Peter Vlatko***

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	GM	<p>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.</p> <p>That Council authorise the Mayor and General Manager to sign any lease or licence under the Common Seal of Council.</p>	<p>December 2017 target was not met.</p> <p>Timeframe to be reviewed.</p> <p>Staff working on this subject to resources available.</p> <p>Discussions commenced with Club Board to resolve the issue; however the matter is on hold until resources are available.</p> <p>Staff has been allocated to prepare information to negotiate appropriate terms & complete lease or licence with Cobar Bowling & Golf Club.</p>

COUNCIL RESOLUTIONS 9 MARCH 2017

1007	Council – Clause 7B – Expenditure for Roads Network	59.3.2017	DIS	That a Rest Area be built along The Wool Track and that it be named after Duncan Gay.	<p>The Wool Track application was submitted on 31/12/2019 – Rest Area incident in submission.</p> <p>May 2020 funding announcement expected – Council was not successful for this round.</p> <p>Advised that the submission is still being considered.</p> <p>New round of funding to be called soon. Preliminary discussions on application have been held by staff.</p> <p>Draft application almost complete for review by Wool Track working group.</p> <p>Draft application complete to be circulated at workshop group for comment.</p>
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COUNCIL RESOLUTIONS 22 MARCH 2018

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1142	Council Meeting – Notice of Motion – Installation of an Independent Pedestrian Crossing	47.3.2018	GM	That Council write to John Holland Rail, being the entity that maintains the RailCorp assets for Rural NSW, to increase the width to accommodate two vehicles crossing at same time on the level crossing on Bourke Road between Railway Parade South and Railway Parade North and install an independent pedestrian crossing.	<p>With footpath complete Council is applying to Department of Transport for funding.</p> <p>Transport for NSW has applied for funding & Council will know more after the 30 September 2021.</p>

COUNCIL RESOLUTIONS 28 FEBRUARY 2019

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1269	Council Meeting - Clause 13A – Raw Water Supply to Dalton Park Horse Complex	25.2.2019	GO	That Council resolve to seek grant funding for \$202,140 for the extension of a raw water pipeline to the Dalton Park Racecourse as outlined in Option 3 of the attached report.	Grant funding to be applied for, as yet no suitable funding has become available. Suitable funding has been elsewhere prioritised. No further action

COUNCIL RESOLUTIONS 24 APRIL 2019

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1277	Council Meeting – Notice of Motion – Fringe Benefits Tax (FBT) Including Living Away From Home Allowance Exempted for Remote Mining Community such as Cobar	63.4.2019	GM	That Cobar Shire Council lobby both the Federal Government and the Association of Mining Related Councils to have Fringe Benefits Tax (FBT) including Living Away From Home Allowance exempted for remote mining communities such as Cobar. That Council have discussions about a percentage of miners and those who are working on specific projects who should legally be required to live in town, to be held with the State Government.	Submission being prepared and discussions held with local mines.

COUNCIL RESOLUTIONS 27 JUNE 2019

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1299	Council Meeting – Clause 10A – Allocation Forecast and Ramifications	122.6.2019	WSM	Investigate the costs associated with purchasing raw water from upstream users.	Application has progressed to DPIE for assessment. DPIE to provide feedback in August 2021. CSC applied for specific purpose access licence of 1300ML in June 2020. Application still with DPIE CSC staff continue to follow up.

COUNCIL RESOLUTIONS COUNCIL MEETING 13 DECEMBER 2019

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1345	Council Meeting – Clause 3A – Local Traffic Committee	267.12.2019	ADES	That Council resolve to adopt the following recommendations from the Local Traffic Committee: <ul style="list-style-type: none"> ▪ That Council write to RMS to change the pedestrian crossing at Cobar Public School to a children’s crossing during school times only; ▪ That Council in partnership with RMS investigate implementing a 40km/h High Pedestrian Activity Area (HPAA) in the CBD area of Cobar on Marshall Street. 	Concurrence received from Public School that pedestrian crossing on Blakey Street should be a children’s crossing during School times only. Letter to RMS sent for approval. RMS has approved HPAA and secured funding; to be completed this financial year. Proposal to be finalised for public consultation to commence. Public consultation completed. Formal application to RMS lodged Followed up in June and still waiting for outcome. Drawing of signage set out is being completed and will be presented to the LTC.

COUNCIL RESOLUTIONS COUNCIL MEETING HELD ON 23 APRIL 2020

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1369	Council Meeting – Clause 6B – Local Traffic Committee Minutes	70.4.2020	DIS	<p>That Council resolve to adopt the following recommendations from the Local Traffic Committee:</p> <p>That Council adopt the recommendation from the Local Traffic Committee requesting that parking between Khans Supermarket in Linsley Street and to the Corner of Linsley Street and Marshall Street be changed from rear to kerb parking to parallel parking;</p> <p>That Council adopt the recommendation from the Local Traffic Committee to investigate three potential sites for a disabled parking spaces at the Western end of Marshall Street.</p>	<p>Spoken with Line Marker, to follow up for confirmation of date for completion depending on line Markers availability.</p> <p>There is only one line marker in town who is unavailable due to mine work at present. Out of town contractors would charge significant mobilization costs and also unavailable at present due to COVID.</p>

COUNCIL RESOLUTIONS COUNCIL MEETING HELD ON 25 MARCH 2021

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1432	Council Meeting- Clause 7- Landfill Operations – Cobar Landfill	50.04.2021	DES	That Council proceed with Community & Industry Consultations using the approach of the LTPoM as proposed by Bob Bailey & Robert Amaral.	To be actioned.

COUNCIL RESOLUTIONS COUNCIL MEETING HELD ON 27 MAY 2021

NUMBER	ITEM	RESOLUTION NUMBER	ACTION BY	ACTION REQUIRED	OUTCOME
1435	Council Meeting Clause 2C- Future of Kubby House Childcare Centre and Early Learning Facility	9COW.5.2021	GM	Council authorise the General Manager and Mayor negotiate with Kubby House Childcare Centre regarding the future management and transfer of service approval to Cobar Shire Council.	<p>Negotiations commenced, the matter is progressing and is agreed in principle by both parties. Council is currently providing assistance to Kubby and addressing the marginal deficit the existing model is incurring.</p> <p>The approved provider status was transferred on 13.09.2021 and the HRM has been appointed as the onboarding project manager and the service will be meshed into the broader Childrens' Services portfolio.</p> <p>No Further Action</p>

Note: August meeting resolution has been updated on the basis that it has been approved.

RECOMMENDATION

That the information contained in the monthly status report be received and noted with item numbers 1269 & 1435 to be removed.

CLAUSE 5 – PENSIONERS RATE REBATE 2021/2022 – CLAIM 138

FILE: R2-9

AOP 3.1.1.2

ATTACHMENT: NO

AUTHOR: *Office Coordinator, Jo-Louise Brown*

Purpose

To approve the Application for Payment of Pensioner Concession Subsidy for 2021/2022.

Background

Under Section 575 of the Local Government Act 1993 (NSW) 1993 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 \$98,403.16 as detailed in the summary listed below, subject to Council's Auditor's approval:

	\$
General Rates.....	60,187.51
Cobar Water Supply Access Rate	18,615.64
Euabalong Water Supply Access Rate	1,312.50
Euabalong West Water Supply Access Rate.....	525.00
Nymagee Water Supply Access Rate	350.00
Mount Hope Water Supply Access Rate	0.00
Cobar Sewerage Access Rate.....	<u>17,412.51</u>
TOTAL	<u>\$98,403.16</u>

2. That Council apply for a subsidy of \$54,121.74 summarised below and further that Council undertake that in the event of a subsidy not being paid to Council in respect of the rates written off, then Council will not subsequently take proceedings for recovery thereof:

	\$
General Rates.....	33,103.13
Cobar Water Supply Local Rate.....	10,238.60
Euabalong Water Supply Local Rate	721.88
Euabalong West Water Supply Local Rate.....	288.75
Nymagee Water Supply	192.50
Mount Hope Water Supply.....	0.00
Cobar Sewerage Local Rate	<u>9,576.88</u>
TOTAL	<u>\$54,121.74</u>

CLAUSE 6 – PASSANGER FEES / LANDING AND TAKE OFF FEES AT COBAR AIRPORT

FILE: L5-22

AOP REFERENCE: 3.1

ATTACHMENT: NO

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

Purpose

To adopt fees for regulated passenger transport flights operated by Eastern Air Services between Cobar and Newcastle.

Background

Due to the uncertainty surrounding RPT services at the time of the budget preparation the fee for use of the airport by regulated flights was not set but instead Council resolved to negotiate on an as needs basis.

Air Pelican until a few weeks ago were the only regulated airline using the Cobar Airport, servicing the Cobar – Sydney route. This service is heavily supported by the Far North West Joint Organisation and has a negotiated rate with Council.

A new weekly service Newcastle – Cobar and return, operated by Eastern Air Services has recently commenced using the Cobar Airport. The service evolved from a charter flight, possibly to try and grow passenger numbers with non-miner traffic. Some discussions have been held with the operator and the organisation has been invited to address Council, but they have not availed that offer.

Currently, passenger fees on charter flights are \$17.35 (inc GST) per passenger on inbound and outbound flights. The fee has been approximately \$17.00 per passenger for several years for charter and RPT, with the exception being the FNWJO sponsored Air Pelican. That level was introduced when Brindabella Airlines held the route and landing fees by plane weight were replaced by a per head fee at the request of Brindabella so that it could be more easily on-charged in the travel sector.

The airports are budgeted to record a deficit in 2021/2022 of approximately \$250k.

RECOMMENDATION

That a passenger fee of \$17.35 (inc GST) per person be applied to Eastern Air Services regulated flights for the budget year 2021/22.

CLAUSE 7– COVID-19 EFFECTS ON CARAVAN PARK DUE TO LOCKDOWN
FILE: A10-19 & C1-2-1 AOP REFERENCE: 1.6.4 ATTACHMENT: NO
AUTHOR: *Director, Finance and Community Services, Kym Miller*

Purpose

To consider an application for rent relief from Sustainable Park Solutions, operator of the Cobar Caravan Park.

Background

Sustainable Park Solutions are the operators of the Cobar Caravan Park. They have requested that as Landlord, Council consider some rent relief to offset the losses they have incurred caused by the recent spate of lockdowns and border closures.

Victoria closed its borders during August, Sydney commenced lockdowns in July and NSW entered a complete lockdown mid-August. Whilst partial reversals have occurred in the last week the scope of those is insufficient to generate travel in and out of Cobar. Consequently, the caravan park has had minimal occupancy in that period.

Whilst we do not have audited figures anecdotal evidence suggest that there is virtually no custom flowing through the park, this is normally the peak period.

When a similar position presented in the 2020 lockdown Council gave relief for one quarter's rent.

The revenue stream for the park would normally slow up in say October of each year. It is a reasonable conclusion to help for a four-month period.

'Sustainable 'have been the operator for nine (9) months and have spent significant amounts of money in that time on tidying up the site and have lodged grant applications to support some very ambitious development plans.

It is recommended that Council offer a rental discount equivalent to 50% of four months' rent (approx. \$23k)

RECOMMENDATION

That Sustainable Park Solutions be given a rent relief equivalent to fifty percent of four months' rent due to COVID-19.

CLAUSE 8 – JOINT REGIONAL PLANNING PANEL (JRPP) WESTERN REGION

FILE: T5.12

AOP REFERENCE: 1.6.3

ATTACHMENT: NO

AUTHOR: *Director of Planning & Environment, Garry Ryman*

Purpose

To replace Joint Regional Planning Panel (JRPP) member Kevin Ryan, who is no longer available to represent Council as a panel member for the Western Region.

Cobar Shire Council currently have the following nominated as permanent or alternate members of the JRPP Western Region.

Robert Sinclair – Permanent member

Janine Lea-Barrett – Alternate member

Consideration of this report will also provide an opportunity for current members to confirm their interest in continuing as members for the JRPP Western Region.

The Planning Panels Operational Procedures states that at least 1 member must have expertise in one or more of the following areas: Planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering or tourism. The expert member was filled by Kevin Ryan.

Council has received an interest from Lisa Schiff to fill the vacancy. Lisa has extensive experience and knowledge in local government planning matters and is suitably qualified to represent Council as its expert panel member.

Background

The JRPP are responsible for determining regionally significant development applications.

Regionally significant development includes:

- Any development which requires consent under Part 4 with a Capital Investment Value (CIV) over \$10 million and not already a major project under Part 3A.
- Designated Development (development that requires an Environmental Impact Statement).
- Subdivisions over 250 lots.
- Certain coastal development: from Schedule 2 of the *State Environmental Planning Policy (Major Projects) 2005*.
- The following development with a CIV over \$5 million:
 - Public and private infrastructure: including community facilities, childcare centres, and places of public workshop.
 - Where Council is the proponent or has a conflict of interest
 - Crown development
 - Ecotourism.

Issues

The need to nominate a replacement for Kevin Ryan at this meeting is important because of Council's development application for the Early Learning Centre at Ward Oval which will require determination by the JRPP.

Should the vacancy remain unfilled there is a potential risk that determination of the application may be delayed if at the relevant time the JRPP cannot consider the application due to a lack of a quorum. The JRPP is made up of five members comprising (three state appointed members and two Cobar members) and three members are required to hold a meeting.

RECOMMENDATION

- 1. That Council nominates Lisa Schiff as a Cobar member of the Joint Regional Planning Panel Western Region.**
- 2. That Councillor Sinclair and Cllr Lee-Barrett continue as Council's representative and alternative, respectively, as Cobar's members of the Joint Regional Planning Panel Western Region.**

**CLAUSE 9 – CONTINUING USE OF PROJECT MANAGEMENT SERVICES
FROM COLDALE CONSULTING PTY LTD**

FILE:A9-12-3 & A10-2 AOP REFERENCE: 4.4.2.1 & 4.4.5.5 ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

Report to be tabled.

CLAUSE 10 – CUSTOMER COMPLAINTS / REQUESTS REPORT

FILE: P5-86 AOP REFERENCE: 3.3.1 ATTACHMENT: YES (PAGE 47-51)

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

Purpose

To report to Council a review of Customer complaints / requests recorded for the year ended 30 June 2021.

Background

Council has adopted a Customer Service Ethos statement. Best practice requires that Council officers present a report to Council on its customer service performance for the year.

Customer complaints/requests have been recorded and collated for the year ended 30 June 2021 through Work Orders in the Customer Services module of CivicView. The advantage of this is that it is integrated into Council's overall software and is reportable.

Records staff have also started recording email requests into CivicView this year to improve the accountability and reporting of requests.

The analysis appears as an attachment to this report.

RECOMMENDATION

That the Customer Complaints Report be received and noted.

CLAUSE 11 – INVESTMENT REPORT AS AT 31 AUGUST 2021**FILE: B2-7****AOP REFERENCE: 3.1.1.7****ATTACHMENT: NO****AUTHOR: *Financial Accountant, Sandra Davey*****Purpose**

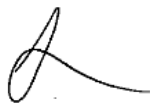
Section 625 of the Local Government Act 1993 and Clause 212 of the Local Government (General) Regulation 2005 and the Council's investment policy require Council's investments to be reported to the Council monthly.

Issues

The table below shows the balances of Council's Investments for August 2021. Term deposits have differing terms to spread the maturity dates throughout the year. The amount restricted in the Audited Financial Report for Employee Leave Entitlements is \$459,000.

Investments	Rate	Bank	Closing Balance	Transfers to Investment	Transfers from Investment	Interest Earned	Closing Balance
NAB Sweep Acct	Variable	NAB	\$10,052,588	\$5,032,197	\$7,114,754	\$ 987	\$ 7,971,018
Jan-22	0.30%	NAB	\$ 2,011,602			\$ 510	\$ 2,012,112
Jan-22	0.35%	AMP	\$ 2,006,914	\$2,000,000	\$2,006,914	\$ 575	\$ 2,000,575
Dec-21	0.30%	NAB	\$ 2,005,207			\$ 510	\$ 2,005,717
Nov-21	0.55%	NAB	\$ 3,012,273			\$1,407	\$ 3,013,680
Aug-21		Auswide	\$ 1,002,345		\$1,002,345	\$ -	\$ -
Oct-21	0.20%	Auswide	\$ 2,000,745			\$ 340	\$ 2,001,085
Jun-22	0.31%	NAB	\$ -	\$5,000,000		\$ -	\$ 5,000,000
Jun-22	0.35%	NAB	\$ 3,001,439			\$ 892	\$ 3,002,331
Feb-22	0.55%	AMP	\$ 1,001,131			\$ 468	\$ 1,001,598
TOTALS	Average In	0.36%	\$26,094,243	\$12,032,197	\$10,124,012	\$5,689	\$ 28,008,116

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.



Financial Accountant**RECOMMENDATION****That Council receive and note the Investment Report as of 31 August 2021.**

**CLAUSE 12 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY
SUMMARIES AS AT 31 AUGUST 2021**

FILE: B2-7

AOP REFERENCE: 3.1.1.5

ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

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 & Receipting	4,974
Less Unpresented Cheques	-
Reconciled Balance	14,974

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 daily during the month and that the reconciliations have been recorded.



Financial Accountant

Monthly Total Funds Available for the Last 12 Months

Month	Investment Balances	Operating Account	Total Available Funds
Sep 20	23,580,958	20,190	23,601,148
Oct 20	26,181,133	11,343	26,192,476
Nov 20	24,357,782	(82,340)	24,275,442
Dec 20	22,398,378	9,963	22,408,341
Jan 21	22,752,150	(954)	22,751,196
Feb 21	22,415,822	15,564	22,431,386
Mar 21	20,260,553	(38,280)	20,222,273
Apr 21	19,494,375	9,021	19,503,396
May 21	24,904,316	11,500	24,915,816
June 21	29,035,984	(3,314)	29,032,670
July 21	26,094,243	15,802	26,110,045
Aug 21	28,008,116	14,974	27,474,138

The amount restricted in the Audited Financial Report for Employee Leave Entitlements is \$459,000.

Cash Flow

Current Month		Description	Forecast
Forecast	Actual		Next Month
15,802	15,802	Bank Balance Forward	14,974
1,000,000	1,750,462	FAG / R2R / RMCC	500,000
14,926	15,159	Services NSW	15,159
550,000	1,304,138	Rates /Water/User Charges	750,000
250,000	223,855	Private Works/Debtors	250,000
300,000	199,344	LBV – Residents Fees & Subsidies	250,000
50,000	16,493	Child Care/In Home Care (Net)	50,000
2,000,000	(1,908,184)	Net Movement of Investments	1,000,000
500,000	266,096	Sundry Income & Grants	500,000
		<i>Less</i>	
(3,500,000)	(1,089,433)	Creditors	(2,500,000)
(850,000)	(808,706)	Wages / Salaries	(850,000)
10,000	14,974	Bank Reconciliation Cr/(Dr)	10,000

Loan Facility Report as of 31 August 2021

Swimming Pool and Street Upgrade Loan (6.22%) <i>Principal and Interest = \$22,265</i>	(559,740.83)
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RECOMMENDATION

That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of 31 August 2021.

CLAUSE 13 – RATES RECONCILIATION – 31 AUGUST 2021

FILE: R2-1

AOP REFERENCE: 3.1.1.6

ATTACHMENT: YES (PAGE 52-53)

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

To provide Council details of the Rate Reconciliation as at 31 August 2021.

RATES RECONCILIATION 31 August 2021										
FUND	LEVY 2021-2022	Pensioner Rebates	Abandoned Levy	Additional Levies	Sub Total 2021-2022	Arrears 30th Jun 21	Payments	Total Outstanding	Total Outstanding Previous Year	% Outstanding of Sub Total Plus Arrears
Business	465,700.78		-	-	465,700.78	93,120.23	191,873.16	366,947.85	359,033.31	65.66%
Farmland	733,736.95		-	305.37	734,042.32	67,466.52	295,177.66	506,331.18	590,831.60	63.17%
Mining	1,841,821.80		-	-	1,841,821.80	19,723.01	248,341.48	1,613,203.33	1,559,922.32	86.66%
Residential	1,211,059.72	41,567.65	-	756.15	1,170,248.22	194,859.68	345,668.42	1,019,439.48	1,059,601.10	74.68%
Overpayments					-	-184,838.33	- 142,573.90	-42,264.43	-40,558.77	22.87%
Legal Costs			-	-	-	26,237.43	464.63	25,772.80	29,889.95	98.23%
Interest	-		-	1,234.13	1,234.13	66,297.65	3,167.05	64,364.73	73,002.45	95.31%
General Rates	4,252,319.25	41,567.65	-	2,295.65	4,213,047.25	282,866.19	942,118.50	3,553,794.94	3,631,721.96	79.05%
Domestic Waste	673,560.00	16,619.85	-	236.81	657,176.96	69,628.38	228,057.06	498,748.28	505,884.12	68.62%
Sewerage	711,713.00	16,865.62	-	387.17	695,234.55	136,477.87	244,879.37	586,833.05	595,223.24	70.56%
Cobar Water	886,374.00	18,090.63	-	322.33	868,605.70	69,941.09	306,366.32	632,180.47	535,457.42	67.36%
Nymagee Water	28,970.00	350.00	-	-	28,620.00	13,435.76	8,631.03	33,424.73	30,435.42	79.48%
Euabalong Water	45,890.00	1,137.50	-	-	44,752.50	12,572.30	14,883.35	42,441.45	40,691.41	74.04%
Euab West Water	28,420.00	525.00	-	-	27,895.00	8,675.20	10,950.92	25,619.28	26,075.62	70.06%
Mt Hope Water	6,570.00	-	-	-	6,570.00	357.69	2,364.00	4,563.69	4,781.60	65.88%
Water Access	996,224.00	20,103.13	-	322.33	976,443.20	104,982.04	343,195.62	738,229.62	637,441.47	68.26%
Water Usage			9,435.60	-	- 9,435.60	513,653.84	396,568.18	107,650.06	29,637.40	21.35%
TOTAL	6,633,816.25	95,156.25	9,435.60	3,241.96	6,532,466.36	1,107,608.32	2,154,818.73	5,485,255.95	5,399,908.19	71.80%

RECOMMENDATION: That the information contained in the rates reconciliation as at 31 August 2021 be received and noted.

CLAUSE 14 – GRANT FUNDING

FILE: G4-17

AOP REFERENCE: 3.1.1.3

ATTACHMENT: NO

AUTHOR: *Grants Officer, Brytt Moore***Grant Update****Council Grants**

Grants Applied For	Activity	Amount Applied For	Status	Council Funding Required	Deadline for Project. Comment
Building Better Regions Fund – Round 5	This round had a focus of Tourism related infrastructure, with 100 million committed to this. Major upgrades to the Caravan Park were applied for.	\$2,128,511.00	Pending	\$1,247,611.00 from a combination of CSC and Sustainable Park Solutions (which includes turnover % and investment)	Outcome expected September 2021; however, delays are now expected due to COVID.
Resources for regions – round 8	Early Intervention Outreach Program	\$120,000.00	Pending	\$10,000.00 in-kind, project management, advertising time/ print material etc.	Outcome expected September 2021; however, delays are now expected due to COVID.
Resources for regions – round 8	Business Case Studies (BCS) and Master Planning – Including: <ul style="list-style-type: none">- Activating Cobar's CBD (BCS)- Dalton Park's Wetlands project (BCS)- Master plan for the Cobar Memorial Swimming Pool.	\$200,000.00	Pending	NIL	Outcome expected September 2021; however, delays are now expected due to COVID.
Resources for regions – round 8	Cobar Youth and Fitness Centre - upgrades to services and Harry Marshall Gym	\$500,000.00	Pending	NIL	Outcome expected September 2021; however, delays are now expected due to COVID.

Resources for regions – round 8	Ward Oval Refurbishment & Additions to Existing Pavilions and New Poultry Pavilion	\$1,375,134.00	Pending	NIL	Outcome expected September 2021; however, delays are now expected due to COVID.
Resources for regions – round 8	Great Cobar Museum - Coach House and Landscaping - (Stage 2 works)	\$1,395,000.00	Pending	NIL	Outcome expected September 2021; however, delays are now expected due to COVID.
Resources for regions – round 8	Cobar Industrial Estate Road and Storm water Upgrades - Stage 2	\$4,129,942.00	Pending	NIL	Outcome expected September 2021; however, delays are now expected due to COVID.
Regional Tourism Activation Fund – Stream One - Unique and High Impact Visitor Experiences	The Great Cobar Museum Mine Walk and Underground Experience	\$2,126,400.00	Pending	\$708,801.00 subject to Council approval if the grant is successful.	Outcome expected December 2021; however, delays are now expected due to COVID.
Fixing Local Roads – Tranche 3	Yathong Rd (SR12) – Gravel Re-sheet	\$2,920,640.00	Pending	\$730,160.00 (over two financial years – from Roads to Recovery funding)	Outcome expected November 2021; however, delays are now expected due to COVID.
Seniors' week	History and cultural tours Seniors Rural Art Workshop	\$1000.00	Pending	\$4500 – catering, entertainment, advertising, transport, and novelty events – From Councils festival budget.	Outcome expected October 2021; however, delays are now expected due to COVID.

Total Resources for Regions Round 8 funding applied for: \$7,720,076.00 (this is in line with Cobar's allocation).

Grant Outcomes

Nil to report

Council has committed \$200,000 in the 2021/2022 budget to put towards grant proposals as a co-contribution.

Current Grant Opportunities:

- **Regional Events Funding** - Stream 1 offers support between \$50,000 - \$200,000 for major event operations and infrastructure, stream 2 is focused on major event attraction and enhancement and offers support from \$100,000, with no upper limit on the request that can be made – however stream 2 is focused on major event attraction and enhancement and offers support from \$100,000, with no upper limit on the request that can be made. Applications are open and will be assessed on a rolling basis until December 2021 or until the funding is fully allocated.
- **The Country Passenger Transport Infrastructure Grants Scheme (CPTIGS)** - provides subsidies to support the construction or upgrade of bus stop infrastructure generally owned and maintained by local councils across regional NSW. The subsidies represent Transport for NSW's (TfNSW) financial contribution towards improving the accessibility and quality of kerbside passenger transport infrastructure in regional areas. A new shelter has a maximum total grant value of \$11,500 – which includes the shelter and associated works. An upgrade has a maximum total grant value of \$2,500. Closes 30 September 2021.
- **Regional Sports Fund** - This Fund will focus on sporting facilities that deliver the best outcomes for the community. Aimed to assist eligible organisations to develop quality core sport infrastructure that will meet the current and future needs of the community. The Regional Sport Facility Fund provides grants between \$100,000 and \$1 million. Co-contributions are not mandatory – but highly regarded. Closes on 8 October 2021.

Grant Funded Projects – Implementation

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

- **RCF Rd 1 Museum project** – Main buildings works complete.
- **RCF Rd 2 Exhibition Upgrade** – A Exhibition plan has been developed. All exhibition procurement has been ordered. Final install and completion have been put on hold due to COVID.
- **North West JO Tourism Fund** – as above for RCF Rd 1 and RCF Rd 2 Exhibition Upgrade.
- **Museums and Galleries of NSW – Museum Advisor Program** – A qualified Curator for a 1-year duration will provide professional guidance and curatorial advice – for new exhibitions. Lynn has visited several times but due to COVID-19, is working with Council remotely. Lynn's funding has been extended for a further 12 months for 2021 and he will play an important role in the delivery of the new exhibitions at the Heritage Centre.
- **SCCF Round 2 – Youthie Upgrade** – Dunn & Hillam have finished the schematic design. DA submitted 11 June 2021. Cobar Shire Council representatives met with State representatives regarding the extensive extension required for SCCF Rd 2. Procurement packages have been set to enable some works to start prior to the main building works. Design progressing.

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- **NSW Government - Stronger Country Communities Fund – Round 3 - Cobar Youth and Fitness Centre Upgrade – Stage 2** - works to be combined with stage 1 and be delivered as one package of works, extension requires, however this is within the ‘program end date’ and state are comfortable with Council’s position that round 3 will be delivered within the program end date (being March 2023).
 - **NSW Government - Stronger Country Communities Fund – Round 3 - Youth Development Officer – 18-month tenure** - Council is working with the department to see what we can deliver in line with the guidelines. Additional information has been supplied to the Grants Management Office as requested; this will help form the deed. Deed is progressing (last update was 12.08.21) but is yet to be released for signing.
 - **NSW Government - Stronger Country Communities Fund – Euabalong Scenic Walking Trail - Round 3** – This project has now been integrated with the Water Cycle Management Plan.
 - **NSW Government – Drought Stimulus Package (previously known as the Growing Local Economies Fund) & Building Better Regions Fund** - Ward Oval Community Hub and Early Learning Precinct – A lead Architect has been engaged and Master Plan for Ward Oval has been completed. Plans for the ELP are progressing, with the DA submitted on 11 August 2021. The Multi-purpose plans are also progressing well, DA for the multi-purpose building is expected to be submitted in November.
 - **Drought Communities – Extension – Round 2 – \$1 million projects and Active transport funding (Bathurst Street footpath)** – The Dalton Park shade structure has been completed. Dalton Park Horse complex toilets are complete. The design for both CWA Hall ramp has been finalised and quotes received. The concept for the bus shelter upgrades has been received, although further investigation into the concept design is being undertaken. The footpath construction has commenced, and works are progressing well. Belagoy Street is now complete. Bathurst Street is 95% complete; with the remainder to be completed once the sign installation (on the corner of the caravan Park) is complete. Louth Road works have re-commenced after contractors were moved to complete paths at the Miners Memorial as a priority – no further update was provided by project manager. Main street speaker system is complete with a successful (well received) test run completed on 3 July 2021. Shade structure at the Cobar Memorial Swimming Pool is underway, poles are ready, and sail has been made, installation date unknown – no further update provided by project manager. Caravan Park photo fence is complete. An extension for this funding has been received which will allow time for the CWA hall ramp, bus shelter, remainder of footpaths and shade sail to be completed.
 - **Safe and Secure Water Fund** – The cast-iron pipe replacement is complete. Work as executed drawings are currently being produced. The Reservoir roof replacement project is currently on hold due to COVID-19; however, construction is anticipated to be completed by October 2021.

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- **Restart NSW – Water Scoping Study, Euabalong, Euabalong West, and Nymagee** – The final draft has been delayed due to DPIE and PWA comments, the draft will be issued for Council review upon resolution of comments.
 - **SR6 – Pulpulla Road – Sealing Pulpulla Road from the Barrier Highway to the entrance into Mount Grenfell Reserve** – Construction is continuing Pulpulla Road project. 30kms of gravel laid and 100% of road prepped through National Park ready for sealing on the 15 September 2021.
 - **Local Roads and Community Infrastructure Program RD 1** – This program includes sealing of two car parks, construction has commenced however has been put on hold due to contractor’s location/ COVID. CCTV has been installed. Shade structures in Drummond Park have been installed. The rotunda works are complete. Town beautification program projects have also nearly finished, with the installation of a town entrance sign on the Northern entrance of Cobar complete and painting of Essential Energy boxes almost complete (one box left to paint – on hold due to COVID lockdown). Wet weather and COVID restrictions have delayed the projects and an extension has been sought.
 - **Showgrounds Stimulus Funding** – Horse Stables Fabrication and Installation tender has been awarded. Council received an extension for the Stable Upgrades until 30 September 2021 (this was to try and not interrupt the show). Electrical upgrades also included in this grant are still being scoped an extension has also been received for this, until the 30 September 2021. It is likely another extension will be required due to COVID.
 - **Showgrounds Stimulus Funding phase 2B** – Sealing of the Ward Oval Car Park. To be completed in conjunction with other works at Ward Oval.
 - **Resources for Regions - Stage 1 – existing industrial estate - including roads and storm water upgrades.** Deed has been signed by CSC and executed by the department. However, there was an error in the executed agreement and due to this a variation had to be applied for (the error was in within the milestone dates). This variation was submitted on 11 May 2021 – we have supplied additional information required by the department and are hopeful the variation will be finalised in the coming weeks. CSC have been advised to continue with works while the variation is being finalised. Milestone 1 payment has been received.
 - **Resources for Regions - Water reticulation upgrade – stage 2.** Deed has been signed by CSC and executed by the department. Milestone 1 payment has been received. The tendering stage for the project is expected to be completed by September.
 - **Resources for Regions - Business Case study for the Upgrading of Ageing Infrastructure at Cobar Memorial Swimming Pool** – Council is currently procuring for these works to take place; milestone 1 payment has been received. No further update supplied by project manager.
 - **Local Roads and community infrastructure Phase 2 - \$845,918** – Deed signed – Work schedules have been approved, projects approved are - additional funding for the stables at Ward Oval (tender has now been awarded), a lift to be installed at the Cobar Youth and Fitness Centre (Project Manager is scoping this project), Euabalong toilet replacement (currently procuring and working with

stakeholders), entrance road and off-road carpark works at the Sound Chapel (currently being scoped). Works required to be completed by 31 December 2021, however due to COVID lockdowns and current restrictions in place limiting construction works etc we have applied for an extension for the lift aspect – we may look at applying for an extension for all works if restrictions don't ease in time for projects to be completed.

- **Sealing of Wilga Downs Road** – Gravel is pushed up and crushing has commenced. Council has successfully rehabilitated a bore to give us water for this project – this bore is on private property, but supply has been secured
- **Bus Shelters** – Council is currently scoping these and will re-engage with key stakeholders prior to any works commencing.
- **BBRF – Community Investment Stream** – Recommendation raised at August Council Meeting.

NB: Minimal changes have been made to the progress of projects since August's report, this is due to the impact of COVID restrictions/ lockdowns, contractor availability and the ability to source the required resources.

RECOMMENDATION

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

CLAUSE 15 – MATERIAL VARIATIONS TO BUDGET ESTIMATE 2021/2022
FILE: L5-22-1 AOP REFERENCE: 3.1 ATTACHMENT: NO
AUTHOR: *Director Finance and Community Services, Kym Miller*

Purpose

To advise Council of expected material differences in actual income and expenditure from the estimated income and expenditure for the financial year ending 30 June 2022.

Background

Regulation 202 of the *Local Government (General) Regulations 2005* require that Council be advised at the next Council meeting of any instance where the actual income or expenditure is materially different to the estimated income or expenditure.

On September 13, 2021, Cobar Shire Council became the approved provider for Kubby House Child Care Centre Inc replacing a community committee. This action was approved by resolution at the May 27, 2021, Ordinary Meeting of Council.

In summarised terms, Council is now responsible for the conduct of the centre and has transferred the employees of ‘Kubby’ to its employment. As well as the operating commitment Council has also acquired positive liquid and other assets including the property from which it operates in Bourke Street which was formerly a house then a professional office. Council will be formally appraised of this transaction as part of the Quarter One Budget Review by which time the hand over accounts will be finalised.

A detailed budget will also be prepared in the Council format for inclusion in the Quarter one (1) Budget Review which will be presented to the November Ordinary Meeting of Council.

In the meantime, to comply with *Regulation 202* Council is advised that:

1. Reserve comprising of mainly fees will increase by \$550k.
2. Expenditure comprising of wages and running costs will increase by \$600k.
3. Transfer form ‘Kubby’ reserves of \$50k will offset the operating shortfall.

These items will be formally reflected in the first quarter budget review.

RECOMMENDATION

That Council receive and note the report Material Variations to Budget Estimate 2021/2022 report.

CLAUSE 16 – PURCHASING ANALYSIS OF CONTRACTORS**FILE: T3-15-6****AOP REFERENCE: 3.3.4****ATTACHMENT: NO****AUTHOR: *Financial Accountant, Sandra Davey*****Purpose**

The purpose of this report is to provide information on 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 and Suppliers are engaged by quotations for small projects and tenders for larger projects following Councils Procurement Policy.

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

The table below indicates the contractors and suppliers that were engaged for services over \$80,000 inclusive of GST for the period July 1, 2021 – August 31, 2021, and the method of procurement used. End of year balances are not finalised; therefore, the below totals are subject to change.

Contractor	Description of Works and Method of Procurement	Current Month	2021/2022
CRUSHRITE PTY LTD	GRAVEL CRUSHING (TENDER)	332,340	649,155
STANAWAY PTY LTD T/AS DAVID PAYNE C	COBAR HERITAGE CENTRE (TENDER)	148,312	148,312
AS PER PLAN CONSTRUCTION	CONSTRUCTION WORK (TENDER/RFQ)	0	150,308
CASTLYN PTY LTD T/A INLAND PETROLEU	FUEL (TENDER)	0	82,438
STABILISED PAVEMENTS OF AUSTRALIA P	PAVEMENT STABILISING (TENDER)	0	131,389
DEPELER EARTHMOVING	PLANT HIRE (TENDER)	0	127,267
STEELWORKS ENGINEERING PTY LTD	RESERVOIR ROOF UPGRADE (TENDER)	41,173	320,649
CENTRAL DARLING SHIRE COUNCIL	ROAD WORKS (GOV)	0	701,404
DEPARTMENT OF REGIONAL NSW	GOVERNMENT CONSULTING SERVICES (GOV)	107,932	107,932
COUNTRY MILE CONSTRUCTIONS	CONSTRUCTION WORK (RFQ)	0	244,224
JR MAY & JR MAY EARTHMOVING PTY LTD	PLANT HIRE (TENDER)	130,310	130,310
SMARTIN BUILDING PTY LTD	CONSTRUCTION OF FOOTPATHS (TENDER)	0	239,300

RECOMMENDATION

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

CLAUSE 17 – ENGINEERING WORKS REPORT

FILE: C6-20-2

AOP REFERENCE: 4.3.2

ATTACHMENT: NO

AUTHOR: *Director of Infrastructure Services, Scott Casey*

Purpose

To inform Council of completed and ongoing Engineering Works for the period of August 2021.

Background

State Highways

Maintenance Work

- Sign and guidepost replacement work as required – **ongoing.**
- Pothole repairs – **ongoing.**
- Improvement works at various rest areas – **ongoing.**

Construction Work (Private Works)

- Musheroo East shoulder widening, pavement and sealing overlay project is ongoing.
- 3.1km of widening 30km west of Cobar will commence after Musheroo Project has been completed. Gravel has been crushed for this project and is in Pulpulla Pit.

Urban Roads/Shire Roads/Regional Roads

Maintenance Work

- New signage being installed at various locations – ‘No Stopping’ in Wetherell Cr (near the High School) and Peak Gold Mines signs have been installed.

Construction Work

- Construction is continuing Pulpulla Road project. 30kms of gravel laid and 100% of road prepped through National Park ready for sealing on the 15th September 2021.
- Wilga Downs initial seal project has commenced with gravel being crushed. Council still yet to secure bore license for water.
- Gravel crushing has commenced at Kerrigundi Pit in preparation for Mulya Road repair and seal program extension.
- Culvert design completed for Angels Pass and Sandy Creek on SR12 will be going out to tender. These culverts need to be completed prior to gravelling SR12 as per Fixing Local Roads (FLR) Funding.

Flood Damage

- Damage inspections ongoing for flood damage, 100% of roads have been inspected.
- Repair work for flood damage has commenced on Seventy-Eight Mile Rd, SR20, SR11 and Wilga Downs Road.

Water and Sewer

Maintenance Work

- Erosion protection is being finalised in Polisher Pond 5.
- Flow meters are currently being installed at the Sewerage Treatment Plant.
- Vegetation removal underway across all assets.
- Leaking water meters and taps are being repaired/replaced on a demand basis.

Water and Sewer Operations

- The water treatment plant produced an average of 1.6ML/day in August with no water quality incidents.
- Burrendong Dam level is 102.6% as of 13 September 2021.
- SkillTech to commence September meter reads; to be completed by the end of the month.

Parks & Gardens

- Completed Fredrick Street Garden beds (near Parisi).
- Planted the large pots in Linsley Street (near IGA).
- Finished the garden beds in front of the Council Administration building.
- Installed and planted the pots in front of the Drummond Park toilets.
- Completed the section from the path to the curb with granite in front of the Drummond Park toilets.
- Repaired the Drummond Park irrigation system near the BBQ area and the toilet block.
- Installed new park seating through-out Drummond Park.
- Pre-digging graves at Cobar Cemetery, this is required due to the ground being so hard and getting little notice before they are required (approximately 10-15 plots have been completed).
- On-going general town garden maintenance – mowing foothpaths and checking irrigation watering systems in preparation for the warmer weather.

Waste Disposal

- Boundary fence is now complete, and signs are in place, however fences are still being cut in other locations.
- Continuing to fill the existing cell, will move to the north west once it is exhausted.

Electrical/Maintenance

- Euabalong River pump installation: New panel in depot 90% ready. Still awaiting delivery of some components. Will plan install when floodwaters have receded.
- Ward Oval eastern most distribution board supply cables from overhead lines to down-pole connection blown-off (pole fuses removed). Purchase orders raised with Murray Harland Electrical to repair, replace and install to suit new stables and horse camping area.
- New Test Tagger received and basic set up completed. Scheduled to start in workshop 15th September 2021.
- Administration building commenced changing old fluorescent light fittings for new LED fittings.
- Medical Centre replaced 60 tubes with LED, have ordered another ~60 tubes to complete the work.
- Old Nymagee pumphouse has been disconnected ready for demolition. Request for meter disconnection has been submitted.
- Old Heritage Park supply has been decommissioned. Request for meter disconnection has been submitted.
- Mount Hope Race Course/Sports Ground supply decommissioned. Request for meter disconnection has been submitted.
- Euabalong West Pumphouse on Booberoi Creek confirmed - decommissioned quite some time ago. Request for meter disconnection has been submitted.
- Minor repairs have been undertaken at sewer pump control, generator outlets, caravan lights, airport Avdata and locks.

Workshop and Fleet Maintenance

- Completed registrations on both heavy and light vehicles with minor repairs to be undertaken.
- Major servicing of pumps and road work plant.
- Upgrading to street planter pots.
- Carrying out maintenance for the grader crews - minor services undertaken.

Depot Works

- Truck Wash:
 - Installation on hold due to COVID-19 restrictions.

Airport

- Eastern Air Services commencing a Regular Public Transport (RPT) service once a week commencing mid-September 2021.
- Funding for runway reseals approved from Local Roads and Community Infrastructure Program (LRCI) will be released in January 2022.

RECOMMENDATION

That the information contained in the Engineering Works Report detailing maintenance on Shire and Regional Roads, State Highways, Water Sewer Mains, Resources for Regions Projects, and other Major Grant Works be received and noted.

CLAUSE 18– EXPENDITURE FOR ROADS NETWORK

FILE: R5-31 AOP REFERENCE: 4.3.1 ATTACHMENT: YES (PAGE 54-58)

AUTHOR: *Director of Infrastructure Services, Scott Casey*

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 for Council’s information.

RECOMMENDATION

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

CLAUSE 19 – UPDATE ON WATER AND SEWER INFRASTRUCTURE PROJECTS

FILE: G4-29

AOP REFERENCE: 4.1.3.3 AND 4.4.4.2

ATTACHMENT: NO

AUTHOR: *Water and Sewer Manager, Victor Papierniak*

Purpose

To provide Council with an update on the grant funded infrastructure projects for the water and sewer department.

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 projects ongoing. Council also obtained Restart NSW Funding through the Safe and Secure Water Program.

Project Update

Water Treatment Plant		
Project background:	Construction of a new Water Treatment Plant commenced in June 2017 and reached practical completion in July 2019. The plant is capable of producing 8ML/day of potable water.	
Budget overview:	Grant funding: Cobar Shire Council funding: Expended to date:	\$15,750,000 \$200,000 \$13,068,838 <i>(Current as of 31 August 2021)</i>
Issue history:	<ul style="list-style-type: none">• The Environmental Protection Agency (EPA) ordered comprehensive testing of fill material at the project location to be undertaken. The Contractor provided the result of the testing and the results are noncompliant against the Excavated Natural Material Order 2014. A land contamination expert has been engaged to undertake a risk assessment and supply recommended remedial actions. This report has been provided to EPA to review.• The completion of the access road to the water plant has been delayed.• Several major defects have been identified as part of the defect's liability period, PWA and LCW are in discussion regarding the rectification of defects.• PWA has been engaged to determine and recommend a resolution to the cause of increased turbidity in the treated water reservoirs.	

<p><u>Risk overview:</u></p>	<ul style="list-style-type: none"> • Clean up of the non-complying fill material is estimated at \$2million in a worst-case scenario and is expected to be an ongoing issue with resolution in late 2021. • The construction of the road to the WTP is delayed due to non-complying fill. • The steel corrosion issue is a complex issue that is being referred to an independent specialist to determine the cause and rectification. The resolution of the issue is anticipated to be in early 2022. The Tender process is expected to be closed out in October 2021. • The lagoons were inspected by the supplier and Contractor and an assessment report provided in May 2021. The supplier has provided that the installation of the liner is in accordance with the manufacturer’s installation guidelines and no evidence damage was detected. CSC does not agree with the report provided and a response has been provided to LCW outlining that only 4m² or 0.124% of the total area of the ponds was tested and that the testing is insufficient to guarantee the entire installation was adequate. Additionally, that the area of concern was not tested. • There are two lagoons at the WTP and given there is limited time to conduct further tests due to the online lagoon that is reaching sludge capacity, it is recommended that the lagoon be brought back online for hydrostatic testing. As no remediation has been undertaken by the Contractor, it is expected the leakage will continue and negotiations for remediation will be delayed further. Early indications from refilling the lagoon in September have shown the leakage has reappeared. • The water treatment plant project funding is linked with the storage’s replacement pump station project. Overrun of this projects funding may negatively impact the storages pump station project. Additional funds are likely to be required to cover variations on the WTP and storages pump station projects. The storages pump station project is currently out for Tender. • There is a current COVID-19 outbreak in the region, with the State in lockdown. Contractors are unable to visit site and therefore it is expected there will be delays to this project.
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Sewerage Scheme Refurbishments, Expansion and Upgrade

Project background: The refurbishment, expansion, and upgrade of the sewer infrastructure includes upgrades to all four sewer pump stations, refurbishment to the sewer treatment plant lagoons and upgrading the inlet at the sewer treatment plant.

The Ward Oval Pump Station refurbishment and lagoon upgrade have been completed. Application to change scope of works to include upgrade of all sewer pump stations and pre-treatment screening for sewer influent was approved. Precision Civil was awarded the Contract to undertake the remaining scope.

Budget overview:	Grant funding:	\$2,100,000
	Cobar Shire Council funding:	\$500,000
	Expended to date:	\$2,180,631 <i>(Current as of 31 August 2021)</i>

- Issue history:**
- Completion date expected to be delayed from December 2020 to November 2021. Delays to the project are due to COVID-19, design reconsiderations, construction defects, and delivery issues.
 - The Contractor is responsible for remediating the pumps due to damage caused through construction and testing.
 - Building modifications have been undertaken to allow for the installation of a new switchboard at the sewer treatment plant

- Risk overview:**
- Project time overrun of approximately 11 months.
 - Pumps have been damaged and may fail prematurely until Contractor repairs/replaces them.
 - Several electrical faults have occurred resulting in sewer pump station overflows and inlet works overflows. PWA is currently working with the Contractor to investigate if further damage to assets have occurred due to the faults.
 - Additional project management and design costs associated with the delay of the project. Liquidated damages will be applied to cover these additional costs.
 - There is a current COVID-19 outbreak in the region, with the State in lockdown. Contractors are unable to visit site and therefore it is expected there will be delays to this project.

Water Mains Replacement and Water Storage Refurbishment Project		
Project background:	This project seeks to replace the potable water cast-iron pipework with uPVC pipework and replace the steel roof and supporting structure on the potable water reservoir.	
Budget overview:	Grant funding: Cobar Shire Council funding: Expended to date:	\$6,900,000 Nil \$5,988,382 <i>(Current as of 31 August 2021)</i>
Issue history:	<ul style="list-style-type: none"> • Killard Infrastructure Pty Ltd were awarded the reticulation project. The project reached practical completion in December 2020. Drawings, defects and ITP's are being finalised to close out the reticulation project. • Tender for the water storage refurbishment project has been awarded to Steelworks Engineering with works commenced on site 18/2/21. • The Million Gallon Tank was blasted clean and assessed, and it was determined that there were failed joint sections and concrete degradation. A variation has been accepted for an epoxy recoat and joint repair. 	
<u>Risk overview:</u>	<ul style="list-style-type: none"> • Not all the cast-iron pipework in town could be located and removed. This is due to the location of cast-iron pipework across state highways and the misidentification of pipework in the survey. • The old water treatment plant clarifier will be used as a temporary reservoir while the million-gallon tank is offline. The capacity of the temporary reservoir is lower than the potable tank and increased water filtration operations may be required to ensure pressure remains at satisfactory levels. • The pipework at outlet of the tank is not represented correctly on drawings and will require additional funds to survey and resolve issues found. • There is a current COVID-19 outbreak in the region, with the State in lockdown. Contractors are unable to visit site and therefore it is expected there will be delays to this project. • Expected recoating and reinstallation of the roof is early November 2021. 	

RECOMMENDATION

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

CLAUSE 20 – DEVELOPMENT APPROVALS: 19 AUGUST 2021 – 15 SEPTEMBER 2021

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 19 August 2021 – 15 September 2021.

The value of Complying Development approvals for 2021/2022 to date is \$0.00.

The value of Complying Development approvals for the similar period in 2020/2021 was Nil.

Local Development Approvals

The following Local Development Applications were approved under delegated authority for the period 19 August 2021 – 15 September 2021.

CERTIFICATE NO.	ADDRESS	DESCRIPTION	VALUE (\$)
2021/LD-00032	4 Annies Ln, Cobar	Shed	\$60,000
2021/LD-00029	70 Bathurst St, Cobar	Patio Cover	\$19,200
2021/LD-00031	25 Goold St, Cobar	Alterations to existing dwelling	\$62,600

The value of Local Development approvals for 2021/2022 to date is \$38,429,910.00.

The value of Local Development approvals for the similar period in 2020/2021 was \$2,676,454.40.

Construction Certificates

No Construction Certificates were issued for the period 19 August 2021 – 15 September 2021.

RECOMMENDATION

That the information detailing the Local Development and Construction Certificate approvals for the period 19 August 2021 – 15 September 2021 be received and noted.

CLAUSE 1C– RETICULATION REPLACEMENT STAGE 2 TENDER

FILE: T3-20-19 AOP REFERENCE: 4.1.3.1

ATTACHMENT: NO

AUTHOR: *Water and Sewer Manager, Victor Papierniak*

A full report will be provided regarding the Reticulation Replacement Stage 2.
The report will need to be considered in the Committee of the Whole Closed Council.

RECOMMENDATION

That a further report concerning the Regional Procurement Tenders received for the Provision of Tree Maintenance, Provision of Line marking and supply and delivery of culvert components to site be considered in the Committee of a Whole Closed Council with the press and public excluded for the reason as stated in Section 10A (2)(d)(i) of the *Local Government Act 1993* as it contains commercial information of a confidential nature that would, if disclosed in open Council, prejudice the commercial position of the person who supplied it.



ATTACHMENTS

ORDINARY MEETING AGENDA

THURSDAY, 23 SEPTEMBER 2021

~ REFERENCE TO ATTACHMENTS ~

<i>Recommendation/Action</i>	<i>Page Number</i>
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Clause 18 – Expenditure for Roads Network	54-58