
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE
OF COBAR HELD IN THE COUNCIL CHAMBERS ON THURSDAY 26
FEBRUARY 2015 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

Councillors Lilliane Brady OAM (Mayor), Tracey Kings (Deputy Mayor), Peter Abbott, Marsha Isbester, Jarrod Marsden, Greg Martin, Peter Maxwell, Bob Sinclair, Harley Toomey and Peter Yench. Messrs Gary Woodman (General Manager), Kym Miller (Director of Corporate and Community Services), Errol George (Director of Engineering Services), Stephen Poulter (Acting Director of Planning & Environmental Services) and Mmes Angela Shepherd (Special Projects Officer) and Janette Booth (Executive Assistant to General Manager & Mayor).

APOLOGIES (C13-2)

1.02.2015

RESOLVED: That the apologies received from Councillors John Harrison and Ray Wilson be accepted and a leave of absence granted.

Clr Toomey/Clr Yench

CARRIED

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.
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CONDOLENCES (FILE M2-3)

- Edna Sedgman;
 - Bernard Muldoon;
 - Peter Fairbank;
 - Edward “Ted” Winders;
 - Iris Turner;
 - Josephine “Jodie” Rankin;
 - Paul “Gidgee” McDonald;
 - Mayor, Ron Penny (Forbes).
-

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

2.02.2015

RESOLVED: That the minutes of the Ordinary Meeting of Council held on Thursday 11 December 2014 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Abbott/ Clr Toomey

CARRIED

THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 26 FEBRUARY 2015

.....
GENERAL MANAGER

.....
MAYOR

CONFIRMATION OF MINUTES

FINANCE AND POLICY COMMITTEE MEETING (FILE C6-19)

MOTION: That the minutes, and the following recommendations contained therein, of the Finance and Policy Committee Meeting held on Thursday 12 February 2015 be adopted by Council with the addition to 3FP.01.2015 of:

1. That Cobar Shire Council confirm its support for the Carbon Farming Initiative;
2. That Cobar Shire Council manages its position on Carbon Farming through the Cobar Shire Economic Taskforce.

Clr Yench/ Clr Martin

LOST

A Division was called:

For:

Clr Greg Martin

Clr Bob Sinclair

Clr Harley Toomey

Clr Peter Yench

Against:

Clr Lilliane Brady OAM

Clr Peter Abbott

Clr Marsha Isbester

Clr Tracey Kings

Clr Jarrod Marsden

Clr Peter Maxwell

3.02.2015

RESOLVED: That the minutes, and the following recommendations contained therein, of the Finance and Policy Committee Meeting held on Thursday 12 February 2015 be adopted by Council.

Clr Kings/ Clr Abbott

CARRIED

APOLOGIES (C16-15-6)

1FP.02.2015

RECOMMENDATION: *That the apologies received from Councillors Marsha Isbester and Bob Sinclair be accepted and a leave of absence granted.*

Clr Marsden/ Clr Maxwell

CARRIED

DECLARATIONS OF INTEREST (FILE C6-15-7)

Nil.

NOTICE OF MOTION – ECONOMIC DEVELOPMENT MATTERS

FILE: *C13-7, D2-17, P5-31* **AOP REFERENCE:** *2.1.1.1, 2.1.5*

AUTHOR: *Councillor, Peter Yench*

2FP.02.2015

RECOMMENDATION: *That the Notice of Motion on the Economic Development Matters be discussed.*

Clr Yench/ Clr Kings

CARRIED

MOTION:

1. *That Council support the Cobar Shire Economic Taskforce in the investigation of any possible opportunities for development of any new viable industries in Cobar Shire that can help alleviate the downturn of the mining industry and where possible strengthen the economy of Cobar Shire.*
2. *That appropriate funding as recommended by the Cobar Economic Taskforce be considered for inclusion in the 2015/2016 Budget to help bring to fruition any attraction of alternative industries to Cobar Shire.*
3. *That Cobar Shire Council confirm its support for the Carbon Farming Initiative.*
4. *That Cobar Shire Council manages its position on Carbon Farming through the Cobar Shire Economic Taskforce.*
5. *That the Cobar Shire Economic Taskforce be requested to investigate the possibility and practicality of developing independent living aged accommodation in Cobar.*
6. *That Councillors provide advice on any other ideas to improve the economy of Cobar Shire and the diversification of its industries.*

Clr Yench/ Clr Marsden

LOST

AMENDMENT:

1. *That Council support the Cobar Shire Economic Taskforce in the investigation of any possible opportunities for development of any new viable industries in Cobar Shire that can help alleviate the downturn of the mining industry and where possible strengthen the economy of Cobar Shire.*
2. *That appropriate funding as recommended by the Cobar Economic Taskforce be considered for inclusion in the 2015/2016 Budget to help bring to fruition any attraction of alternative industries to Cobar Shire.*
3. *That the Cobar Shire Economic Taskforce investigate the possibility and practicality of developing independent living aged accommodation in Cobar.*
4. *That Councillors provide advice on any other ideas to improve the economy of Cobar Shire and the diversification of its industries through the Economic Taskforce.*

Clr Kings/ Clr Maxwell

The amendment was put and became the motion and was carried.

3FP.02.2015 RECOMMENDATION:

1. *That Council support the Cobar Shire Economic Taskforce in the investigation of any possible opportunities for development of any new viable industries in Cobar Shire that can help alleviate the downturn of the mining industry and where possible strengthen the economy of Cobar Shire.*

-
2. That appropriate funding as recommended by the Cobar Economic Taskforce be considered for inclusion in the 2015/2016 Budget to help bring to fruition any attraction of alternative industries to Cobar Shire.
 3. That the Cobar Shire Economic Taskforce investigate the possibility and practicality of developing independent living aged accommodation in Cobar.
 4. That Councillors provide advice on any other ideas to improve the economy of Cobar Shire and the diversification of its industries through the Economic Taskforce.

Clr Kings/ Clr Maxwell

CARRIED

A Division was called:

For:

Clr Lilliane Brady OAM (Mayor)
Clr Peter Abbott
Clr Tracey Kings
Clr Peter Maxwell
Clr Ray Wilson
Clr John Harrison

Against:

Clr Peter Yench
Clr Harley Toomey
Clr Jarrod Marsden

**NOTICE OF MOTION – MERGING OF THE COMMUNITY CENTRE
AND COBAR MEMORIAL POOL**

FILE: C13-7, S9-2, C8-6-3 AOP REFERENCE: 4.4.2, 1.2.2.1, 1.5.3

AUTHOR: Councillor, Peter Yench

5FP.02.2015 RECOMMENDATION:

1. That a “Think Tank” meeting be held by Council on the merging of the Community Centre (Cobar Youth and Fitness Centre) and the Cobar Memorial Swimming Pool.
2. That Council Officers prepare a high level feasibility statement on the possibility of relocating the Youth Centre to the Swimming Pool so as to create a single entity.

Clr Yench/ Clr Marsden

CARRIED

**REPORT 1B – BANK RECONCILIATION, CASH FLOW & LOAN
FACILITY SUMMARIES AS AT 31 JANUARY 2015**

FILE: B2-7

AOP REFERENCE: 3.1.1.7

AUTHOR: Manager Finance & Administration, Neil Mitchell

**6FP.02.2015 RECOMMENDATION: That Council receive and note the Bank Reconciliation, Cash Flow and Loan Facility Report as at 31 January 2015.
Clr Toomey/ Clr Abbott**

CARRIED

REPORT 2B – RATES RECONCILIATION REPORT AS AT 31 OCTOBER 2014

FILE: R2-1

AOP REFERENCE: 3.1.1.6

AUTHOR: Rates Officer, Jo-Louise Brown

7FP.02.2015 RECOMMENDATION: *That the Rates Reconciliation Report as at the 31 January 2015 be received and noted.*
Clr Abbott/ Clr Toomey **CARRIED**

REPORT 3B – GRANT FUNDING

FILE: G4-17

AOP REFERENCE: 3.1.1.4

AUTHOR: Special Projects Officer, Angela Shepherd

8FP.02.2015 RECOMMENDATION: *That the information contained in the grant funding report detailing grants applied for, grants announced and grants available, as well as the updates on Council's grant capital projects, be received and noted.*
Clr Marsden/ Clr Abbott **CARRIED**

MATTERS OF URGENCY

AUTHOR: Mayor, Lilliane Brady OAM

9FP.02.2015 RECOMMENDATION:

- 1. That Council hold a Public Meeting, on Wednesday 4 March 2015 on the unacceptable Health Services and Condition of the Dubbo Base Hospital.*
- 2. That Council allocate in the Draft 2015/2016 Budget that Council put an appropriate amount for Video Conference Equipment.*

Clr Brady OAM/ Clr Yench **CARRIED**

CONFIRMATION OF MINUTES

WORKS COMMITTEE MEETING (FILE C6-20)

4.02.2015 RESOLVED: That the minutes, and the following recommendations contained therein, of the Finance and Policy Committee Meeting held on Thursday 12 February 2015 be adopted by Council.
Clr Toomey/ Clr Marsden **CARRIED**

APOLOGIES (C13-2)

1WC.02.2015 RESOLVED: *That the apologies received from Councillors Marsha Isbester and Bob Sinclair be accepted and a leave of absence granted.*
Clr Marsden/ Clr Harrison **CARRIED**

THIS IS PAGE 5 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 26 FEBRUARY 2015

.....
GENERAL MANAGER

.....
MAYOR

DECLARATIONS OF INTEREST (FILE C6-15-7)

Nil.

REPORT 1A – QUOTATION FOR THE SUPPLY OF PLANT AND EQUIPMENT HIRE RATES 2012/2015 UPDATE

FILE: T3-12-5

AOP REFERENCE: 3.3.4.1

AUTHOR: Roads Manager, Maurice Bell

2WC.02.2015 **RECOMMENDATION:** *That Deppeler Earthmoving be included in Council's Register of Approved Contractors for the Supply of Plant and Equipment Hire Rates 2012/2015.*
Clr Kings/ Clr Maxwell **CARRIED**

REPORT 1B – ENGINEERING WORKS REPORT

FILE: C6-20-2

AOP REFERENCE: 4.3.2

AUTHOR: Director of Engineering Services, Errol George

3WC.02.2015 **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.*
Clr Abbott/ Clr Maxwell **CARRIED**

REPORT 2B – EXPENDITURE FOR ROADS NETWORK

FILE: R5-31

AOP REFERENCE: 4.3.2

AUTHOR: Director of Engineering Services, Errol George

4WC.02.2015 **RECOMMENDATION:** *That the information detailing the Expenditure for Council's Roads Network be received and noted.*
Clr Maxwell/ Clr Abbott **CARRIED**

CLAUSE 1A – MAYORAL REPORT

FILE: C13-1-5

AOP REFERENCE: 3.1

AUTHOR: Mayor, Councillor Lilliane Brady OAM

5.02.2015 **RESOLVED:**

1. That Council accepts the information contained in the Mayoral Report for the month of February 2015.
2. That the Mayoral Chest be allocated \$5,000 in the Draft 2015/2016 Budget.

Clr Marsden/Clr Sinclair

CARRIED

THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 26 FEBRUARY 2015

.....
GENERAL MANAGER

.....
MAYOR

CLAUSE 2A – FINANCIAL AND DEVELOPMENT UPDATE FOR THE CARAVAN PARK TENDER

FILE: C1-2-1

AOP REFERENCE: 2.2.3.1

AUTHOR: *Land Management Officer, Heather Holder*

- 6.02.2015** **RESOLVED:** That a report regarding the financial and development update for the caravan park tender be considered in the Committee of the Whole Closed Council with the press and public excluded for the reasons stated in Section 10A (2) (d) (i) of the Local Government Act 1993 as the discussion of the information in Open Council would prejudice the commercial position of the person who supplied it.
Clr Marsden/Clr Toomey **CARRIED**

CLAUSE 3A – TENDER FOR EXTENSION OF LILLIANE BRADY VILLAGE

FILE: T3-15-1

AOP REFERENCE: 4.3.2

AUTHOR: *Director Engineering Services, Errol George*

- 7.02.2015** **RESOLVED:** That the Tender for extension of Lilliane Brady Village Report be considered in the Committee of the Whole Closed Council with the press and public excluded for the reason as stated in Section 10A (2)(d)(i) of the Local Government Act 1993, as discussions of this matter in open Council may prejudice the commercial position of the entity who supplied it.
Clr Marsden/Clr Toomey **CARRIED**

CLAUSE 4A – CONTRACT 14/15-01 PROVISION OF IT SUPPORT SERVICES

FILE: T3-14-1

AOP REFERENCE: 3.3.4

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

- 8.02.2015** **RESOLVED:** That the expressions of interest received for the supply of IT Support Services be considered in Committee of the Whole Closed Council with the press and public excluded for the reason as stated in Section 10A (2) (d) (i) of the Local Government Act 1993, as discussion of this information in Open Council would prejudice the commercial position of the persons who supplied the material for consideration.
Clr Marsden/Clr Toomey **CARRIED**

CLAUSE 5A – QUOTATION FOR THE SUPPLY OF PLANT AND EQUIPMENT HIRE RATES 2012/2015 UPDATE

FILE: P3-19-3

AOP REFERENCE: 3.3.4.1

AUTHOR: *Director of Engineering Services, Errol George*

9.02.2015 RESOLVED: R W and K J Thorpe be placed on Council’s Contractor Register on the understanding that they must obtain all necessary insurances before any activities for Council commence.
Clr Sinclair/Clr Kings **CARRIED**

CLAUSE 6A – SUNDAY OPENING FOR THE COBAR YOUTH AND FITNESS CENTRE “YOUTHIE”

FILE: A10-22 **AOP REFERENCE: 1.2.2**
AUTHOR: Director of Corporate and Community Services, Kym Miller

10.2.2015 RESOLVED: That Council (re) open the Cobar Youth and Fitness Centre on Sundays from 11.00am until 4.00pm with the impact being reviewed by Council Officers at the expiration of six months.
Clr Marsden/Clr Toomey **CARRIED**

CLAUSE 7A – SECTION 356 DONATIONS 2015/2016

FILE: D3-1 **AOP REFERENCE: 1.4.5**
AUTHOR: Director of Corporate and Community Services, Kym Miller

11.2.2015 RESOLVED:

1. Council consider the applications for donations on a merit basis and award donations to the value of approximately \$35,000 for the budget year ending 30 June 2016 as follows:
 - Autoclub of Cobar Inc \$1,000 cash donation to assist with raw water used at meets;
 - Cobar Market Association \$1,000 cash donation to assist with insurance associated with running the markets;
 - Cobar Preschool Centre (approx) \$1,000 by way of general rate relief;
 - The Cobar Girl Guides \$750 by way of general rate relief;
 - Cobar Rugby League Football Club \$26,000 by way of quarterly cash donation provided that it is used in the first instance to pay Cobar Shire Council’s Water Usage Account;
 - Cobar Arts Council (approx.) \$1,000 for general rates relief;
 - Kubby House Child Care Centre (approx) \$1,000 for general rates relief;
 - Cobar Mobile Children’s Service by way of 50% rental subsidy \$2,600.
2. Council contributes \$100.00 of Quids to Cobar High School, Cobar Public School and St Johns Primary School for their end of year awards ceremony and \$100.00 cash to Euabalong West Primary School for its end of year awards ceremony.

Clr Marsden/Clr Sinclair **CARRIED**

CLAUSE 8A – QUARTER 2 2014/2015 BUDGET REVIEW

FILE: L5-22

AOP REFERENCE: 3.3

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

12.2.2015 RESOLVED:

1. That the estimates contained in the attachment to the Quarter 2 2014/2015 Budget Review Report be adopted as the revised forecast for 2014/2015 financial year.
2. That the Quarter 2 2014/2015 Budget Review Report be received and noted.
3. That the attachment: Capital Expenditure Quarter 2 2014/2015 be received and noted.
4. That a Letter of Congratulations be written to the Director of Corporate and Community Services and his Staff in relation to a job well done.

Clr Abbott/Clr Yench

CARRIED

CLAUSE 1B – DEVELOPMENT APPROVALS FROM 3 DECEMBER 2014 - 16 FEBRUARY 2015

FILE: T5-1

AOP REFERENCE: 1.6.3.1

AUTHOR: *Acting Director of Planning & Environmental Services, Stephen Poulter*

13.02.2015 RESOLVED: That the information detailing the Local Development and Construction Certificate approvals for the period 3 December 2014 - 16 February 2015 be received and noted.

Clr Marsden/Clr Sinclair

CARRIED

CLAUSE 2B – MONTHLY STATUS REPORT

FILE: C13-10

AOP REFERENCE: 3.1

AUTHOR: *General Manager, Gary Woodman*

14.02.2015 RESOLVED: That the information contained in the monthly status report be received and noted and that items be removed 177, 240, 578 Part 1, 604, 624, 655, 656, 657 Part 4, 658, 659, 660 Part 1, 661, 662, 663 and 664.

Clr Martin/Clr Abbott

CARRIED

CLAUSE 3B – INVESTMENT REPORT AS AT 31 JANUARY 2015

FILE: B2-7

AOP REFERENCE: 3.1.1.7

AUTHOR: *Manager Finance & Administration, Neil Mitchell*

THIS IS PAGE 9 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 26 FEBRUARY 2015

.....
GENERAL MANAGER

.....
MAYOR

15.02.2015 RESOLVED: That Council receive and note the Investment Report as at 31 January 2015.
Clr Abbott/Clr Sinclair **CARRIED**

CLAUSE 4B – MEETING MINUTES

FILE: C8-6-4, C8-17, C6-5, R5-36, C6-31 **AOP REFERENCE: 3.1**

AUTHOR: *General Manager, Gary Woodman*

16.02.2015 RESOLVED: That the minutes of the meetings of Airport Advisory, Cobar Youth Council, Rural Roads Advisory and Cobar Liquor Accord Committees be received and noted.
Clr Yench/Clr Kings **CARRIED**

**CLAUSE 5B - DISCLOSURE OF INTEREST RETURNS –
COUNCILLORS AND DESIGNATED PERSONS**

FILE: C12-3-1

AOP REFERENCE: 3.1

AUTHOR: *General Manager, Gary Woodman*

17.02.2015 RESOLVED: That Council note the Annual Disclosure of Interest Returns for the following new staff who are Designated Persons:

- Manager of Planning and Environmental Services, Norman Davis;
- Engineering Support Manager, H J. Anil De Silva.

Clr Marsden/Clr Yench

CARRIED

**CLAUSE 6B – SECOND QUARTERLY REVIEW OF THE ANNUAL
OPERATIONAL PLAN 2014/2015**

FILE: L5-22

AOP REFERENCE: 3.1

AUTHOR: *Special Projects Officer, Angela Shepherd*

18.02.2015 RESOLVED: That Council receives and endorses the second quarterly review of the 2014/2015 Annual Operational Plan, covering the period October to December 2014.

Clr Sinclair/Clr Kings

CARRIED

**CLAUSE 7B – JULY – DECEMBER 2014 REPORT ON THE
IMPLEMENTATION OF THE COBAR SHIRE COUNCIL DELIVERY
PROGRAM**

FILE: L5-22

AOP REFERENCE: 3.3.3

AUTHOR: *Special Projects Officer, Angela Shepherd*

19.02.2015 RESOLVED: That the information contained in the six monthly report on the implementation of the Delivery Program – July to December 2014, be received and noted.
Clr Abbott/Clr Sinclair **CARRIED**

COMMITTEE OF THE WHOLE (CLOSED COUNCIL) (FILE C13-11-1)

20.02.2015 RESOLVED: That Council move into the Committee of the Whole with the press and public excluded at 5:45pm as matters to be discussed are considered to be confidential vide Section 10A (2) (d) (i) of the Local Government Act 1993, as discussions of this information in Open Council would prejudice the commercial position of the person who supplied it and also Section 10A (2)(a) as it would involve matters and information that are personnel matters concerning particular individuals (other than Councillors)).
Clr Marsden/Clr Isbester **CARRIED**

Council resumed in Open Council at 5:54pm.

RECOMMENDATIONS TO COUNCIL

21.02.2015 RESOLVED: That the following recommendations of the Committee of the Whole Closed Council be adopted by the Council.
Clr Kings/Clr Marsden **CARRIED**

CLAUSE 1C – FINANCIAL AND DEVELOPMENT UPDATE FOR THE CARAVAN PARK TENDER

FILE: C1-2-1

AOP REFERENCE: 2.2.3.1

AUTHOR: *Land Management Officer, Heather Holder*

3COW.2.2015 RESOLVED:

1. That the information detailing the Financial and Development progress of the Cobar Caravan Park be received and noted.
2. That the information detailing the Financial and Development progress of the Cobar Caravan Park remain within the Committee of the Whole Closed Council.

Clr Yench/ Clr Abbott **CARRIED**

CLAUSE 2C – TENDER FOR EXTENSION OF LILLIANE BRADY VILLAGE

FILE: T3-15-1

AOP REFERENCE: 4.3.2

AUTHOR: *Director Engineering Services, Errol George*

THIS IS PAGE 11 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 26 FEBRUARY 2015

4COW.02.2015 RESOLVED:

1. That the Tender submitted by Dubbo Terrazzo and Concrete Industries for the extension of the Lilliane Brady Village in the amount of \$328,584.00 (ex GST) be accepted.
2. That the information in relation to the Tender for Extension of Lilliane Brady Village remain within the Committee of the Whole Closed Council.

Clr Kings/ Clr Sinclair

CARRIED

CLAUSE 3C – CONTRACT 14/15-1 PROVISION OF IT SUPPORT SERVICES

FILE: T3-14-1

AOP REFERENCE: 3.3.4

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

5COW.02.2015 RESOLVED:

1. That the Contract 14/15-01 for IT Support Services be awarded to LRMD Holdings Pty Ltd t/a Leading Edge Futureshop commencing on 1 April 2015 for a period of three years with a maximum extension period of two years.
2. That the commercial details of the tender evaluation remain within the Committee of the Whole Closed Council.

Clr Yench/ Clr Marsden

CARRIED

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5:55PM

CONFIRMED.....

MINUTE NO.....

MAYOR.....