

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE
SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON THURSDAY
23 JUNE 2022 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

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

OBSERVERS

Messrs Peter Vlatko (General Manager), Kym Miller (Director of Finance and Community Services), Garry Ryman (Director of Planning and Environmental Services), Charles Taveira (Director of Infrastructure Services) and Miss Kelly Fairbank (Executive Assistant - General Manager/ Mayor).

MESSAGE FROM THE CHAIR:

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**THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 JUNE 2022**

.....
GENERAL MANAGER

.....
MAYOR

APOLOGIES (FILE C13-2)

- Nil

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.

CONDOLENCES (FILE M2-3)

- Nil

PUBLIC ACCESS SESSION

- Nil.

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

76.06.2022 RESOLVED: That the Minutes of the Extraordinary Meeting of Council held on Wednesday, 15th June 2022 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Lea- Barrett / Clr Simpson

CARRIED

77.06.2022 RESOLVED: That the Minutes of the Ordinary Meeting of Council held Thursday, 26 May 2022 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Payne/ Clr Sinclair

CARRIED

CLAUSE 1– RUNNING ON EMPTY FESTIVAL

FILE: T4-10 AOP REFERENCE: 1.3.3.1 ATTACHMENT: NO

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

- 78.06.2022 RESOLVED:** 1. That Council approves the transition of the Running on Empty Festival to its management within the Tourism cost centre for Festivals and Events following the 2022 Running on Empty Festival.
2. That Council approves the expenditure of \$50,000 on events to be run in conjunction with the 2022 Running on Empty Festival.
- Clr Neale/ Clr Simpson* **CARRIED**

A Division was called

For

Clr Abbott

Clr Chaplain

Clr Lea-Barrett

Clr Maxwell

Clr Neale

Clr Prince

Clr Simpson

Clr Sinclair

Clr Toomey

Clr Winders

Against

Clr Payne

Clr Marsden

CLAUSE 2 – ADOPTION OF THE 2022/2023 BUDGET

FILE: L5-2 AOP REFERENCE: 3.1 ATTACHMENT: YES (PAGE 52-128)

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

- 79.06.2022** **RESOLVED:** 1. That Council adopt the 2022/2023 Budget as exhibited.
2. That Council adopt the 2022/2023 Capital Expenditure Budget as exhibited.
3. That Council adopt the Long-Term Financial Plan as exhibited.
4. That Council adopt the schedule of Fees and Charges as exhibited for 2022/2023 with the inclusion of pool admission for Senior Card holders being free.
5. That Council adopt the Revenue Policy as exhibited for 2022/2023.
- Clr Payne / Lea- Barrett* **CARRIED**
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CLAUSE 3 – BUDGET ADJUSTMENTS UNDER REGULATION 202

FILE: L5-22 AOP REFERENCE: 3.3 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

- 80.06.2022** **RESOLVED:** 1. That the following recognition of contribution income be made to the 2021/22 budget:
- Rural Fire Control Centre - \$1,500,000
 - Kubby House Child Care Centre - \$433,517.50
 - Cobar Memorial Hostel - \$1,369,515
 - Kubby House Child Care Cash - \$94,000
2. That the adjustment of \$14,098,597 in revenue and \$15,535,555 in expenditure be made to the capital budget for 2021/22.
3. That the adjustment of \$320,000 in revenue and expenditure be made to the operating budget for 2021/22.
- Clr Lea- Barrett / Clr Maxwell* **CARRIED**
-

CLAUSE 4 2022/2023 MAKING OF RATES AND ANNUAL CHARGES REPORT

FILE: L5-22 AOP REFERENCE: 3.1.1.1 ATTACHMENT: NO

AUTHOR: *Rates Officer - Jo-Louise Brown*

- 81.06.2022 RESOLVED:** 1. That the Cobar Residential rate of 3.19 cents in the dollar on all rateable Cobar Residential Land in pursuance of Section 516 Local Government Act 1993, be now made along with a minimum rate of \$520.00 for each assessment of land for financial year 2022/2023.
2. That the Business Ordinary Rate of 3.27 cents in the dollar on all rateable Cobar Business Land in pursuance of Section 518 Local Government Act 1993, be now made along with a minimum rate of \$550.00 for each assessment of land for the financial year 2022/2023.
3. That the Cobar Business CBD Rate of 4.60 cents in the dollar on all rateable Cobar Business CBD Land in pursuance of Section 518 Local Government Act 1993, be now made along with a minimum rate of \$550.00 for each assessment of land for the financial year 2022/2023.
4. That the Cobar Farmland Rate of 0.1743 cents in the dollar on all rateable Cobar Farmland in pursuance of Section 515 Local Government Act 1993, be now made along with a base rate of \$295.00 for each assessment of land for the financial year 2022/2023.
5. That the Village Residential Rate of 7.65 cents in the dollar on all rateable Village Residential Land in pursuance of Section 516 Local Government Act 1993, be now made along with a base rate of \$133.00 for each assessment of land for the financial year 2022/2023.
6. That the Village Business Rate of 4.40cents in the dollar on all rateable Village Business Land in pursuance of Section 529 (2) (d) Local Government Act 1993, be now made along with a base rate of \$140.00 for each assessment of land for the financial year 2022/2023.
7. That the Rural Residential Rate of 2.30 cents in the dollar on all rateable Rural Residential Land in pursuance of Section 529 (2) (b) Local Government Act 1993, be now made along with a minimum rate of \$520.00 for each assessment of land for the financial year 2022/2023.
8. That the Mining – General Rate of 7.05 cents in the dollar on all rateable Mining - Gold Land in pursuance of Section 517 and 529 (2) (c) Local Government Act 1993, be now made along with a minimum rate of \$770.00 for each assessment of land for the financial year 2022/2023.

9. That the Domestic Waste Management Charge of \$260.00 on all properties within Council's Garbage Collection Area in pursuance of Section 496 of the Local Government Act 1993, be now made along with a charge on vacant land of \$112.00 for each assessment and a charge of \$18.50 per service per single additional bin be made for the financial year 2022/2023.

10. That the annual charge for Waste Management Services of \$112.00 on all rateable assessments in the Cobar Shire within 5kms radius of the following locations: Euabalong Post Office, Euabalong West Public School, Nymagee Police Station, Mount Hope Hotel and Canbelego intersection of Edward and Coronga Streets, during 2022/2023 in pursuance of Section 501 of the Local Government Act 1993, be now made.

11. That a Cobar Sewerage Access Charge of \$625.00 on all lands rateable to the Cobar Sewerage Residential Area in pursuance to Section 539(1) of the Local Government Act 1993, be now made along with a charge of \$227.00 for each additional closet (including urinals) in excess of 3 connections and a zero-water discharge charge for the financial year 2022/2023.

12. That a minimum Cobar Sewerage Non-residential Charge of \$750.00 on all lands rateable to the Cobar Sewerage Commercial Area in pursuance to Section 539 (1) of the Local Government Act 1993, and Liquid Trade Waste Charges as per the Fees and Charges be now made for the financial year 2022/2023.

13. That a Cobar Water Supply Access Charge of \$475.00 on all connected Filtered Water Residential lands rateable to the Cobar Water Supply Area in pursuance to Section 539(1) of the Local Government Act 1993, and that connected Unfiltered Water of \$350.00, be now made along with the following : Unconnected \$475.00 and for the following connections: 32mm \$829.00, 40mm \$1429.00, 50mm \$2293.00, 80mm \$4671.00, and 100mm \$5990.00 in pursuance of the Local Government Act 1993, along with a Water Charge of 1kl up to 550kl, \$2.95 per kl, and above 550kl, \$5.60 per kl and Connected Raw Water at \$2.70 per kl be made for the financial year 2022/2023.

14. That a Cobar Water Supply Access Charge of \$675.00 on all connected Commercial lands rateable to the Cobar Water Supply Area in pursuance to Section 539(1) of the Local Government Act 1993, be now made along with the following: Unconnected \$675.00 and for the following connections: 32mm \$829.00, 40mm \$1429.00, 50mm \$2293.00, 80mm \$4671.00, and 100mm \$5990.00 in pursuance of the Local Government Act 1993, along with a Water Charge of 1kl up to 550kl, \$2.95 per kl, and above 551kl, \$5.60 per kl be made for the financial year 2022/2023.

15. That a Nymagee Water Supply Access Charge of \$700.00 be applied to all 20mm connected properties in the Nymagee Water Supply Area and that all properties over 20mm connections be charged at \$1,150.00 per connection and that all unconnected properties be charged at \$350.00 for each vacant land for the financial year 2022/2023 in pursuance of Section 539 (1) Local Government Act 1993.

16. That a Euabalong and Euabalong West Water Supply Access Charge of \$700.00 be applied to all 20mm connected properties in the Euabalong and Euabalong West Water Supply Area and that all properties over 20mm connections be charged at \$1,150.00 per connection and that all unconnected properties be charged at \$350.00 for each rateable land for the financial year 2022/2023 in pursuance of Section 539 (1) Local Government Act 1993.

17. That a Mount Hope Water Supply Access Charge of \$850.00 be applied to all 20mm connected properties in the Mount Hope Water Supply Area and that all properties over 20mm connections be charged at \$1,150.00 for each rateable land for the financial year 2022/2023 in pursuance of Section 539 (1) Local Government Act 1993.

18. That the interest rate for unpaid rates and charges be made the maximum rate (6% p.a.) of interest to be determined by the Minister of Local Government, for the financial year 2022/2023.

19. That the interest rate for overdue water usage charges be made the maximum rate (6% p.a.) of interest of to be determined by the Minister of Local Government, for the financial year 2022/2023.

Clr Sinclair / Clr Payne

CARRIED

CLAUSE 5 – APPROVE BORROWINGS FOR GRIDS AND CULVERTS PROGRAM

FILE: 5-22 AOP REFERENCE:3.1 ATTACHMENT: NO
AUTHOR: *Director of Finance and Community Services*

82.06.2022 RESOLVED: 1. That Council borrows \$2,500,000 to fund infrastructure renewal, namely grids and culverts, allowing a variation to the rate of up to of 75 basis points.

2. That Council approve the borrowing documents to be signed under seal by the General Manager and the Mayor.

Clr Maxwell / Clr Lea- Barrett

CARRIED

CLAUSE 6 – MONTHLY STATUS REPORT

FILE: C13-10 ATTACHMENT: NO
AUTHOR: *General Manager, Peter Vlatko*

83.06.2022 RESOLVED: That the information contained in the monthly status report be received and noted, with the following items to be removed: 1433 & 1434.

Clr Lea- Barrett/ Clr Toomey

CARRIED

CLAUSE 7 – GENERAL MANAGERS OPERATIONAL REPORT

FILE: C6-20-2 AOP REFERENCE: 4.3.2 ATTACHMENT: YES
(PAGE 129-132)

AUTHOR: *General Manager, Peter Vlatko*

84.06.2022 RESOLVED: That the General Managers Operational Report be received and noted.

Clr Payne / Clr Lea- Barrett

CARRIED

CLAUSE 8 – CLASSIFICATION OF LAND AS OPERATIONAL – LOT 2 DP 513804, LOT 1 DP 133446 & LOT 1 DP 940015

FILE: A10-5 AOP REFERENCE: 4.4.2 ATTACHMENT: NO
AUTHOR: *General Manager, Peter Vlatko*

85.06.2022 RESOLVED: That Council, in accordance with section 31 of the *Local Government Act 1993*, Council resolves to classify Lot 2 DP513804, Lot 1 DP 133446 & Lot 1 DP 940015 as Operational Land.

Clr Sinclair / Clr Simpson

CARRIED

CLAUSE 9 – ENGINEERING WORKS REPORT

FILE: C6-20-2AOP REFERENCE: 4.3.2 ATTACHMENT: NO

AUTHOR: *Director Engineering, Charles Taveira*

- 86.06.2022 RESOLVED:** That the information contained in the Engineering Works Report detailing construction and maintenance activities on Shire and Regional Roads, State Highways, Water and Sewer Mains, Parks and Gardens, and other Council assets be received and noted.
Clr Payne / Clr Chaplain **CARRIED**

CLAUSE 10 – EXPENDITURE FOR ROADS NETWORK

**FILE: R5-31 AOP REFERENCE: 4.3.2 ATTACHMENT: YES
(PAGE 133-141)**

AUTHOR: *Director Engineering, Charles Taveira*

- 87.06.2022 RESOLVED:** That the information detailing the Expenditure for Council's Roads Network be received and noted.
Clr Maxwell / Clr Payne **CARRIED**

CLAUSE 11 – INVESTMENT REPORT AS AT MAY 2022

FILE: B2-7 AOP REFERENCE: 3.1.1.7 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

- 88.06.2022 RESOLVED:** That Council receive and note the Investment Report as of May 2022.
Clr Lea- Barrett / Clr Simpson **CARRIED**

CLAUSE 12 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT MAY 2022

FILE: B2-7 AOP REFERENCE: 3.1.1.5 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

- 89.06.2022 RESOLVED:** That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of May 2022.
Clr Payne / Clr Lea- Barrett **CARRIED**

CLAUSE 13 – RATES RECONCILIATION -31 MAY 2022

**FILE: R2-1 AOP REFERENCE: 3.1.1.6 ATTACHMENT: YES
(PAGE 142-143)**

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

90.06.2022 RESOLVED: That the information contained in the rates reconciliation as at 31 May 2022 be received and noted.
Clr Sinclair / Clr Simpson **CARRIED**

CLAUSE 14 – GRANT FUNDING

FILE: G4-17 AOP REFERENCE: 3.1.1.3 ATTACHMENT: NO

AUTHOR: *Grants Officer, Brytt Moore*

91.06.2022 RESOLVED: That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted
Clr Lea-Barrett / Clr Payne **CARRIED**

CLAUSE 15 – PURCHASING ANALYSIS OF CONTRACTORS

FILE: T3-15-6 AOPREFERENCE:3.3.4 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

92.06.2022 RESOLVED: That Council receive and note the information contained in this report.
Clr Lea- Barrett/ Clr Neale **CARRIED**

CLAUSE 16 – DEVELOPMENT APPROVALS: 18 MAY 2022 – 15 JUNE 2022

FILE: T5-1 AOP REFERENCE: 1.6.3.1 ATTACHMENT: NO

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

93.06.2022 RESOLVED: That the information detailing the Complying Development Certificates, Local Development and Construction Certificate approvals for the period 18 May 2022 – 15 June 2022 be received and noted.
Clr Payne/ Clr Lea-Barrett **CARRIED**

COMMITTEE OF THE WHOLE (CLOSED COUNCIL)

94.06.2022 **RESOLVED:** That Council move into the Committee of the Whole with the press and public excluded at 5.40 pm as matters to be discussed are considered to be confidential vide *Section 10A (2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would if disclosed in open Council would prejudice the commercial position of the person who supplied it.*
Clr Payne / Clr Lea- Barrett **CARRIED**

CLAUSE 1C PROVISION OF COMMERCIAL CLEANING (T3-22-5)

FILE: T3-22-5 AOP REFERENCE: ATTACHMENT: NO
AUTHOR: *Peter Vlatko, General Manager*

95.06.2022 **RESOLVED:** 1. That the contract for Provision of Commercial Cleaning for Lilliane Brady Village be awarded to Nomes Custom Cleaning and the General Manager be authorised to sign the contract.

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

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

The meeting resumed in open Council at 6.04pm

CLAUSE 1C PROVISION OF COMMERCIAL CLEANING (T3-22-5)

FILE: T3-22-5 AOP REFERENCE: ATTACHMENT: NO
AUTHOR: *Peter Vlatko, General Manager*

96.06.2022 **RESOLVED:** That the recommendations of the Committee of the Whole Closed Council be adopted.
Clr Marsden/ Clr Sinclair **CARRIED**

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 6.05 PM

CONFIRMED.....

MINUTE NO.....

MAYOR.....