
**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE
SHIRE OF COBAR HELD IN COUNCIL CHAMBERS ON THURSDAY
23 MARCH 2023 COMMENCING AT 5:00PM**

PRESENT (FILE C13-2)

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

OBSERVERS

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

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.

THIS IS PAGE 1 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 MARCH 2023



.....
GENERAL MANAGER



.....
MAYOR

APOLOGIES (FILE C13-2)

26.03.2023 **RESOLVED:** 1. That the apologies received from Councillor Kain Neale be accepted.

2. That Councillor Kain Neale be granted a leave of absence.

Clr Marsden / Clr Sinclair

CARRIED

DECLARATIONS OF INTEREST (FILE C12-3)

- Nil.
-

CONDOLENCES (FILE M2-3)

- Heather Elenore Knight
 - Walter John Stuart
 - Margaret Dowling
-

PUBLIC ACCESS SESSION

- Nil.
-

CONFIRMATION OF MINUTES

ORDINARY MEETING OF COUNCIL (FILE C13-11)

27.03.2023 **RESOLVED:** That the Minutes of the Ordinary Meeting of Council held on Thursday, 23 February 2023 be confirmed as a true and correct record of the proceedings of that meeting.

Clr Payne / Clr Lea- Barrett

CARRIED

CLAUSE 1 – MONTHLY STATUS REPORT

FILE: C13-10

ATTACHMENT: NO

AUTHOR: *General Manager, Peter Vlatko*

28.03.2023 **RESOLVED:** That the information contained in the monthly status report be received and noted, with the following items to be removed: 1454, 1458,1459,1460,1461 & 1462.

Clr Lea- Barrett /Clr Sinclair

CARRIED

THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 MARCH 2023



GENERAL MANAGER



MAYOR

**CLAUSE 2– NATIONAL AUSTRALIA BANK BUSINESS LETTER
OF VARIATION**

**FILE: B2-14 AOP REFERENCE: 3.1.1.4 & 3.1.1.5
ATTACHMENT: (YES PAGE 42-43)**

AUTHOR: *Director of Corporate and Community Services*

29.03.2023 RESOLVED: 1. That the Cobar Shire Council extend its existing banking facility with the National Australia Bank until 31 March 2024.

2. That the common seal be applied to the extension of the facility agreement and that the agreement be signed by the General Manager or his nominee and the Mayor or his nominee.

Clr Sinclair / Clr Simpson

CARRIED

CLAUSE 3 –ROOM PRICES AT LILLIANE BRADY VILLAGE

FILE: C8-4-5 AOP REFERENCE: 1.5.4 ATTACHMENT: NO

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

30.03.2023 RESOLVED: That room prices at the Lilliane Brady Village from 01 July 2023 be set as follows:

1. Single room with ensuite \$237,000
2. Single room with shared ensuite \$230,000
3. Two bed shared room with shared ensuite \$201,000

Clr Marsden / Clr Winders

CARRIED

CLAUSE 4– ADDITIONAL HANGARS AT AERODROME

**FILE: A5-4 AOP REFERENCE:4.3.2.2 ATTACHMENT: YES
(PAGE 44)**

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

31.03.2023 RESOLVED: 1. That the actions arising from resolutions re the airport in July 2021 be considered void due to nonfulfillment.

2. That Council approve the creation of five footprints of approximately. 25 metres by 20 metres for the erection of hangars at Cobar airport.

3. That Council call for expressions of interest for four footprints as per 2 above.

4. That Council evaluate the merits of erecting and maintaining one hangar for casual parking and general airport functions and present to Council for consideration.

5. That the conduct of the recommendations 1-4 above be delegated to the General Manager.

Clr Lea- Barrett / Clr Payne

CARRIED

THIS IS PAGE 3 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 MARCH 2023


.....
GENERAL MANAGER


.....
MAYOR

CLAUSE 5- SUPPLY OF TRAILERS (T3-22-11)

FILE: T3-22-11

ATTACHMENT: NO

AUTHOR: *Director of Engineering, Charles Taveira*

32.03.2023 RESOLVED: Under clause 178 of the Regulation, Council resolves to enter into direct negotiations with any person or persons with the intention to enter a contract. Due to the lack of responses, Council has resolved not to invite fresh tenders.

Clr Payne / Clr Maxwell

CARRIED

**CLAUSE 6 – COUNCIL RELATED DEVELOPMENT
APPLICATION CONFLICT OF INTEREST POLICY**

FILE: P5-110

ATTACHMENT: NO

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

33.03.2023 RESOLVED: 1) That the draft Conflict of Interest Policy for Council-related Development Applications be placed on public exhibition for a period of twenty-eight (28) days and a further report be presented to Council.

2) That voting on this matter be recorded on the basis of an automatic division as required by legislation.

Clr Payne / Clr Lea- Barrett

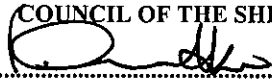
CARRIED

A Division was called.

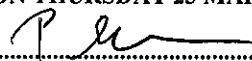
For

Clr Abbott
Clr Chaplain
Clr Lea- Barrett
Clr Marsden
Clr Maxwell
Clr Payne
Clr Prince
Clr Simpson
Clr Sinclair
Clr Toomey
Clr Winders

Against



GENERAL MANAGER



MAYOR

CLAUSE 7 – GENERAL MANAGERS OPERATIONAL REPORT

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

AUTHOR: *General Manager, Peter Vlatko*

34.03.2023 RESOLVED: That the General Managers Operational Report be received and noted.
Clr Payne / Clr Maxwell **CARRIED**

CLAUSE 8 – MEETING MINUTES

FILE: R5-36 AOP REFERENCE:3.1 ATTACHMENT: YES (PAGE 45-48)

AUTHOR: *General Manager, Peter Vlatko*

35.03.2023 RESOLVED: That the Minutes of the Local Traffic Committee and the Lilliane Brady Village Management and Governance Committee be received and noted.
Clr Payne / Clr Simpson **CARRIED**

CLAUSE 9 – INVESTMENT REPORT AS AT FEBRUARY 2023

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

AUTHOR: *Financial Accountant, Sandra Davey*

36.03.2023 RESOLVED: That Council receive and note the Investment Report as of February 2023.
Clr Sinclair / Clr Lea- Barrett **CARRIED**

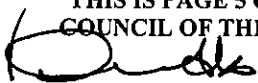
CLAUSE 10 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT FEBRUARY 2023

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

AUTHOR: *Financial Accountant, Sandra Davey*

37.03.2023 RESOLVED: That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of February 2023.
Clr Lea- Barrett / Clr Toomey **CARRIED**

THIS IS PAGE 5 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 MARCH 2023



GENERAL MANAGER



MAYOR

CLAUSE 11 – RATES RECONCILIATION – 28 FEBRUARY 2023

**FILE: R2-1 AOP REFERENCE: 3.1.1.6 ATTACHMENT: YES
(PAGE 49-500)**

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

- 38.03.2023 RESOLVED:** That the information contained in the rates reconciliation as at 28 February 2023 be received and noted.
Clr Maxwell/ Clr Payne **CARRIED**

CLAUSE 12 – GRANT FUNDING

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

AUTHOR: *Grants Officer, Bethany Smith*

- 39.03.2023 RESOLVED:** That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.
Clr Payne / Clr Sinclair **CARRIED**

CLAUSE 13 – PURCHASING ANALYSIS OF CONTRACTORS

FILE: T3-15-6 AOP REFERENCE:3.3.4 ATTACHMENT: NO

AUTHOR: *Financial Accountant, Sandra Davey*

- 40.03.2023 RESOLVED:** That Council receive and note the information contained in this report.
Clr Sinclair / Clr Prince **CARRIED**

CLAUSE 14– EXPENDITURE FOR ROADS NETWORK

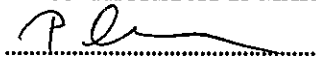
FILE: R5-31 AOP REFERENCE:4.3.2ATTACHMENT: YES (PAGE 51-60)

AUTHOR: *Director of Engineering, Charles Taveira*

- 41.03.2023 RESOLVED:** That the information detailing the Expenditure for Council's Roads Network be received and noted.
Clr Maxwell / Clr Payne **CARRIED**

THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 MARCH 2023


.....
GENERAL MANAGER


.....
MAYOR

CLAUSE 15 – ENGINEERING WORKS REPORT

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

AUTHOR: *Director Engineering Services, Charles Taveira*

- 42.03.2023 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 Lea-Barrett /Clr Payne **CARRIED**

CLAUSE 16 – DEVELOPMENT APPROVALS: 15 FEBRUARY 2023 – 15 MARCH 2023

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

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

- 43.03.2023 RESOLVED:** That the information detailing the Local Development and Construction Certificate approvals for the period 15 February 2023 - 15 March 2023 be received and noted.
Clr Prince / Clr Sinclair **CARRIED**

CLAUSE 1C- 52 MILE ROAD – GRAVEL CRUSHING

FILE: Q1-8-4 ATTACHMENT: NO

AUTHOR: *Director of Engineering Services, Charles Taveira*

- 44.03.2023 RESOLVED:** That this report be considered as a matter of urgency.
Clr Lea- Barrett / Clr Payne **CARRIED**

COMMITTEE OF THE WHOLE

- 45.03.2023 RESOLVED:** That Council move into the Committee of the Whole with the press and public excluded at 5.35pm 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, prejudice the commercial position of the person who supplied it.
Clr Lea- Barrett / Clr Sinclair **CARRIED**

THIS IS PAGE 7 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 MARCH 2023


.....
GENERAL MANAGER


.....
MAYOR

CLAUSE 1C- 52 MILE ROAD – GRAVEL CRUSHING

FILE: Q1-8-4

ATTACHMENT: NO

AUTHOR: *Director of Engineering Services, Charles Taveira*

46.03.2023 RESOLVED: That Council:

- Agrees to provide an exemption to tender the gravel crushing works for the 52 Mile Rd OTTA seal application.
- Awards the contract to Crushrite to crush, screen and stockpile 30,000 m³ of gravel to the value of \$375,000.00 (ex GST).
- That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

Clr Sinclair / Clr Payne

CARRIED

The meeting resumed in open council at 5.49pm

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5.54 PM


CONFIRMED.....

MINUTE NO.....

MAYOR..... 

**THIS IS PAGE 8 OF THE MINUTES OF THE ORDINARY MEETING OF THE
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 23 MARCH 2023**


.....
GENERAL MANAGER


.....
MAYOR