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

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**PRESENT (FILE C13-2)**

Councillors Peter Abbott (Mayor), Jarrod Marsden, Janine Lea- Barrett, Lillian Simpson, Harley Toomey, Peter Maxwell, Michael Prince, Kain Neale, 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), Charles Taveira (Director of Engineering) and Miss Kelly Fairbank (Executive Assistant - General Manager/ Mayor).


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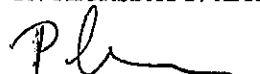
**MESSAGE FROM THE CHAIR:**

*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.*

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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 27 APRIL 2023

  
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GENERAL MANAGER

  
.....  
MAYOR

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**APOLOGIES (FILE C13-2)**

- 47.04.2023 **RESOLVED:** 1. That the apologies received from Councillor Robert Sinclair and Tony Chaplain be accepted.
2. That Councillor Robert Sinclair and Tony Chaplain be granted a leave of absence.
- Clr Winders / Clr Simpson* **CARRIED**
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**DECLARATIONS OF INTEREST (FILE C12-3)**

- Nil.
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**CONDOLENCES (FILE M2-3)**

- Stanley James Porter
  - June Marion McBride
- 

**PUBLIC ACCESS SESSION**

- Nil.
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**CONFIRMATION OF MINUTES**

- 48.04.2023 **ORDINARY MEETING OF COUNCIL (FILE C13-11)**  
**RESOLVED:** That the Minutes of the Ordinary Meeting of Council held on Thursday, 23 March 2023 be confirmed as a true and correct record of the proceedings of that meeting.
- Clr Payne / Clr Lea-Barrett* **CARRIED**
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THIS IS PAGE 2 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
COUNCIL OF THE SHIRE OF COBAR HELD ON THURSDAY 27 APRIL 2023



GENERAL MANAGER



MAYOR

**CLAUSE 1 – NOTICE OF MOTION HOUSING AND INVESTMENT PORTFOLIO**

**FILE: A10-1 AOPREFERENCE:3.4.1 ATTACHMENT: NO**  
**AUTHOR: *Councillor Jarrod Marsden***

- 49.04.2023** **RESOLVED:** 1. That Cobar Shire Council (CSC) established a dedicated housing and investment portfolio. The primary purpose of this portfolio is to grow and enhance CSC's current housing stock and grow CSC's housing infrastructure with a view to both bettering CSC's housing stock by selling / upgrading over time, and also having new housing stock available to meet the growing demands in both the CSC business, other areas whereby the shire and its ratepayers may benefit from CSC providing housing. E.g.: medical, childcare etc and also investment housing to provide the income required to fund growth of the portfolio.
2. That Cobar Shire Councillors and staff workshop how the portfolio be funded (both initially and ongoing) as part of the normal budgeting process.
3. That all current Cobar Shire Council owned housing stock and property assets which do not have existing zoning covenants or other overriding restrictions immediately become part of this portfolio.
4. That the housing and investment portfolio be primarily managed / maintained by the commercial manager as part of that role, with monthly reports to council provided.

*Clr Marsden / Clr Payne*

**CARRIED**

**CLAUSE 2 – NOTICE OF MOTION FBT CHANGE**

**FILE: C12-1 AOP REFERENCE:1.4.2 ATTACHMENT: NO**  
**AUTHOR: *Councillor Jarrod Marsden***

- 50.04.2023** **RESOLVED:** That further to the already passed motion 63.4.2019 - That Cobar Shire Council lobby the federal government (primarily through the mining and energy related council - MERC) for a change in fringe benefits tax rules and concessions regarding credits for FIFO and DIDO workers.

*Clr Marsden / Clr Lea- Barrett*

**CARRIED**

THIS IS PAGE 3 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
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GENERAL MANAGER

  
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MAYOR

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**CLAUSE 3 – NOTICE OF MOTION TRADES ROLES**

**FILE: S5-26-4 AOP REFERENCE:3.3.2.2 ATTACHMENT: NO**

**AUTHOR: *Councillor Jarrod Marsden***

**51.04.2023 RESOLVED:** That Cobar Shire Council senior staff reviews its Organisational chart in relation to trades positions and reports its findings to council within 3 months, with a view to the possibility of combining roles in order to be more competitive in the open market to fill roles without impacting the bottom line of labour costs.

*Clr Marsden / Clr Payne*

**CARRIED**

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**CLAUSE 4- DRAFT COBAR CBD MASTER PLAN AND GRAND PRECINCT**

**FILE: B3-3-2 AOP REFERENCE: 1.6.4.1, 2.1.1.1 ATTACHMENT: YES (PAGE 38-102)**

**AUTHOR: *Project Coordinator, Carly Hunter***

**52.04.2023 RESOLVED:** 1. That Council provides a draft Cobar CBD Masterplan and Grand Precinct for public viewing and submission up to the 30<sup>th</sup> of May 2023 and

2. That Council consider the submission and draft Masterplan and Grand Precinct at the June Ordinary Council meeting for adoption.

*Clr Payne / Clr Lea-Barrett*

**CARRIED**

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GENERAL MANAGER

  
MAYOR

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**CLAUSE 5- MEETING MINUTES**

**FILE: R5-36 AOP REFERENCE:3.1**

**ATTACHMENT: YES**

**(PAGE 103-108)**

**AUTHOR: *General Manager, Peter Vlatko***

**53.04.2023 RESOLVED:** That the Minutes of the Rural Roads Advisory Committee and the Cobar Liquor Accord Report be received and noted.

1. That Council Consider the following recommendations:

a) Council staff to investigate funding opportunities to develop the Tilpa Weir site as a tourist location.

b) Staff to complete Grid Policy for Council consideration and to address Grid responsibility.

c) That Council introduce better communication channels between landholders in order for the production of more consistent Road Condition Reports.

d) That Council seal both roads up to the Church and fire trail behind the Nymagee Pub.

*Clr Maxwell / Clr Payne*

**CARRIED**

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**CLAUSE 6 – MONTHLY STATUS REPORT**

**FILE: C13-10**

**ATTACHMENT: NO**

**AUTHOR: *General Manager, Peter Vlatko***

**54.04.2023 RESOLVED:** That the information contained in the monthly status report be received and noted, with the following items to be removed: 1463,1464,1465,1467.

*Clr Lea- Barrett / Clr Payne*

**CARRIED**

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**CLAUSE 7- TRUCK WASH USER FEES**

**FILE: A10-30**

**ATTACHMENT: NO**

**AUTHOR: Charles Taveira, Director of Engineering Services**

**55.04.2023 RESOLVED:** That truck wash user fees from 01 May 2023 be set as follows:

1. Charge of \$27.50 (including GST) for the purchase of an AV Data key with no refunds offered.
2. Charge of \$1 per minute (including GST) for timed usage of the truck wash
3. User fees being subject to price escalation through the normal annual budget process.

*Clr Payne / Clr Neale*

**CARRIED**

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**CLAUSE 8 – COUNCIL RELATED DEVELOPMENT  
APPLICATIONS CONFLICT OF INTEREST POLICY**

**FILE: P5-110**

**ATTACHMENT: YES (PAGE 109-116)**

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

**56.04.2023 RESOLVED:** 1. That Council adopt the Conflict of Interest Policy for Council-related Development Applications.

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

*Clr Payne / Clr Maxwell*

**CARRIED**

A division was called.

For

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

Against

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THIS IS PAGE 6 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
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GENERAL MANAGER

  
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**CLAUSE 9 – GRANT FUNDING**

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

**AUTHOR: *Grants Officer, Bethany Smith***

57.04.2023 **RESOLVED:** That the information contained in the grant funding report detailing grants applied for, grants announced and grants available be received and noted.

*Clr Lea- Barrett / Clr Toomey*

**CARRIED**

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**CLAUSE 10 – INVESTMENT REPORT AS AT MARCH 2023**

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

**AUTHOR: *Financial Accountant, Sandra Davey***

58.04.2023 **RESOLVED:** That Council receive and note the Investment Report as of March 2023.

*Clr Lea- Barrett / Clr Payne*

**CARRIED**

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**CLAUSE 11 - BANK RECONCILIATION, CASH FLOW & LOAN FACILITY SUMMARIES AS AT MARCH 2023**

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

**AUTHOR: *Financial Accountant, Sandra Davey***

59.04.2023 **RESOLVED:** That Council receive and note the Bank Reconciliation, Monthly Total Funds Available, Cash Flow and Loan Facility Report as of March 2023.

*Clr Payne/ Clr Lea- Barrett*

**CARRIED**

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**CLAUSE 12 – PURCHASING ANALYSIS OF CONTRACTORS**

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

**AUTHOR: *Financial Accountant, Sandra Davey***

60.04.2023 **RESOLVED:** That Council receive and note the information contained in this report.

*Clr Lea- Barrett / Clr Payne*

**CARRIED**

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**CLAUSE 13 – ENGINEERING WORKS REPORT**

**FILE: C6-20-2AOP REFERENCE: 4.3.2 ATTACHMENT: YES  
(PAGE 117-128)**

**AUTHOR: *Director Engineering Services, Charles Taveira***

- 61.04.2023 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 Neale* **CARRIED**
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**CLAUSE 14 – EXPENDITURE FOR ROADS NETWORK**

**FILE: R5-31AOP REFERENCE:4.3.2ATTACHMENT:  
YES(PAGE129-135)**

**AUTHOR: *Director of Engineering, Charles Taveira***

- 62.04.2023 RESOLVED:** That the information detailing the Expenditure for Council's Roads Network be received and noted.  
*Clr Maxwell / Clr Payne* **CARRIED**
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**CLAUSE 15 – DEVELOPMENT APPROVALS: 16 MARCH 2023 – 18  
APRIL 2023**

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

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

- 63.04.2023 RESOLVED:** That the information detailing the Local Development and Construction Certificate approvals for the period 16 March 2023 - 18 April 2023 be received and noted.  
*Clr Payne /Clr Winders* **CARRIED**
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**URGENT REPORT – WATER AND SEWER TREATMENT  
PLANTS SOLAR ARRAYS**

**FILE: 7094 & 7010**

**ATTACHMENT: YES  
(UNDER SEPARATE COVER)**

**AUTHOR: *Water and Sewer Manager, Victor Papierniak***

**64.04.2023 RESOLVED:** That Council approve as a matter of urgency the consideration of the late report on Water & Sewer Treatment Plants Solar Arrays.

*Clr Lea- Barrett / Clr Payne*

**CARRIED**

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**COMMITTEE OF THE WHOLE**

**65.04.2023 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 Marsden*

**CARRIED**

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**CLAUSE 1C – WATER AND SEWER TREATMENT PLANTS  
SOLAR ARRAYS**

**FILE: 7094 & 7101**

**ATTACHMENT: YES**

**(UNDER SEPARATE COVER)**

**AUTHOR: *Water and Sewer Manager, Victor Papierniak***

**66.04.2023 RESOLVED:** That the Cobar Shire Council:

1. Accept the tender by Smart Commercial Solar to install two 100kW solar arrays, located at the Water Treatment Plant and Sewage Treatment Plant for \$318,854 (Exc. GST); and
2. That the information contained within this report remains confidential within the Committee of the Whole Closed Council.

*Clr Lea- Barrett / Clr Payne*

**CARRIED**

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The meeting resumed in open council at 5.47pm

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**THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5.47 PM**

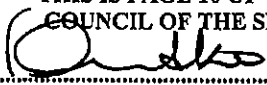
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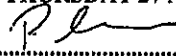
MAYOR..... 

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THIS IS PAGE 10 OF THE MINUTES OF THE ORDINARY MEETING OF THE  
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GENERAL MANAGER



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MAYOR