



**SNOWY MONARO**  
REGIONAL COUNCIL

# **Minutes**

**Ordinary Council Meeting**

**19 October 2017**



**ORDINARY COUNCIL MEETING  
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630  
ON THURSDAY 19 OCTOBER 2017**

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**MINUTES OF THE ORDINARY COUNCIL MEETING  
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630**

**ON THURSDAY, 19 OCTOBER 2017  
COMMENCING AT 5.00PM**

**PRESENT:** Mayor John Rooney  
Deputy Mayor Lynley Miners  
Councillor Peter Beer  
Councillor John Castellari  
Councillor Rogan Corbett  
Councillor James Ewart  
Councillor Sue Haslingden  
Councillor John Last  
Councillor Anne Maslin  
Councillor Brian Old  
Councillor Bob Stewart

**APOLOGIES:**

**Staff:** Joe Vescio, General Manager  
Suneil Adhikari, Director Operations & Infrastructure  
Peter Smith, Director Environment & Sustainability  
Peter Cannizzaro, Director Corporate & Community Services  
Erin Donnelly, Secretary Council and Committees  
Nola Bowen, Group Manager Governance

**Notes:** *The Mayor opened the meeting at 5.00PM, At 7.02pm the meeting adjourned for dinner, The meeting resumed at 7.21pm, Mayor Rooney having declared a conflict of interest with this item (refer Item 16.5 above), left the meeting and was absent from the meeting from 7.49pm for the duration of Item 16.5 Donation and Sponsorship Requests, returning at 7.56pm taking no part in discussion or voting on this item, Following the declaration of a conflict of interest The Mayor as Chair, departed the meeting. Deputy Mayor Miners assumed the Chair for the duration of item 16.5. Upon the return of The Mayor to the meeting he resumed the Chair, The Director Operations and Infrastructure was absent from the meeting from 9.15pm during Item 22.1 Purchase of 55, 57 and 59 Vale Street Cooma returning at 9.18pm during the same Item, At 9.35 pm the meeting was closed to the press and public, At 10.59 pm the Closed Session ended and the Council meeting continued in Open Session, There being no further business the Mayor declared the meeting closed at 11.01PM.*

The Mayor opened the meeting at 5.00PM

## 1. APOLOGIES

### COUNCIL RESOLUTION

223/17

That the apology from Cllr Old be accepted and leave of absence be granted.

Moved Councillor Ewart

Seconded Councillor Corbett

CARRIED

## 2. CITIZENSHIP CEREMONY

Nil

## 3. PRESENTATIONS

(Minutes of Deputations and presentations from the Public Gallery are a summary only and do not purport to be a complete transcript of the proceedings.)

### 3.1 CANBERRA REGION JOINT ORGANISATION (CBRJO)

Cllr Rowena Abbey – Mayor of Yass Valley Council and Chair of the CBRJO, Mr David Rowe – General Manager of Yass Valley Council and Chair of the General Managers Advisory Committee (GMAC) and Ms Gabrielle Cusack – Executive Officer CBRJO gave a presentation to Council on CBRJO – formerly known as the South East Regional Organisation of Councils (SEROC), the presentation covered:

- An overview of the organisation partnerships with state and territory agencies.
- Role of the CBRJO
- Regional advocacy
- The importance of Council collaboration

## 4. PUBLIC FORUM

(Minutes of Deputations from the Public Gallery are a summary only and do not purport to be a complete transcript of the proceedings.)

### COUNCIL RESOLUTION

224/17

That members of the public be granted permission to address Council.

Moved Councillor Beer

Seconded Councillor Castellari

CARRIED

### 4.1 JINDABYNE EAST RESIDENTS COMMITTEE - SHANE TRENGOVE

Mr Shane Trengove, resident of East Jindabyne and president of the Jindabyne East Residents Committee, gave a short presentation on the committees objectives and the current and pending developments in the East Jindabyne area.

### 4.2 FEDERAL COURT MATTER - ANDREW THALER

Mr Andrew Thaler, resident of Nimmitabel, addressed Council on a current Court matter, asking Council to consider postponing the matter.

### 4.3 FEDERAL COURT MATTER - ALISA THALER

Mrs Alisa Thaler, resident of Nimmitabel, addressed Council on the current Court matter and request an opportunity to discuss the matter with Councillors.

## 5. DISCLOSURE OF INTEREST

### 5.1 MAYOR ROONEY

Mayor Rooney declared an interest in Item 16.5 Donation and Sponsorship Requests as he has a conflict of interest in this item due to "I am the public officer of the Michelago Region Community Association. My wife is the treasurer". Mayor Rooney left the meeting at 7.49 pm and returned at 7.56 pm Mayor Rooney did not take part in discussion or voting on this item.

## 6. MATTERS DEALT WITH BY EXCEPTION

### Items by Exception

The Mayor requested that Councillors nominate any items listed in Corporate Business and Confidential Business that they wished to discuss.

### COUNCIL RESOLUTION

225/17

A. That all items listed in Corporate Business both Open and Confidential be dealt with separately other than the following items which are moved by exception:

- 16. 1 Stronger Country Communities Fund 2017 – 18 – Confirmation of Grant Amounts Sought via Tranche B on 13 September 2017;
- 16.2 Tabling of Disclosures of Pecuniary Interest Returns;
- 16. 4 Monthly Funds Management Report; and
- 16.6 Council Meeting Dates and Locations

B. That the Officer's Recommendations in the reports listed above are hereby adopted.

Moved Councillor Ewart

Seconded Councillor Stewart

CARRIED

### Note 1: SUSPENSION OF BUSINESS

### COUNCIL RESOLUTION

226/17

THAT ITEM 18.1 NOTICE OF MOTION FOR RAIL TRAIL FEASIBILITY STUDY ON THE AGENDA BE CONSIDERED AS THE NEXT ITEM OF BUSINESS.

MOVED COUNCILLOR HASLINGDEN

SECONDED COUNCILLOR MASLIN

CARRIED

## 6.1 NOTICE OF MOTION FOR RAIL TRAIL FEASIBILITY STUDY

RECORD NO:

RESPONSIBLE OFFICER: GENERAL MANAGER  
AUTHOR: COUNCILLOR BOB STEWART  
ATTACHMENTS: NIL

COUNCILLOR BOB STEWART HAS GIVEN NOTICE THAT AT THE ORDINARY MEETING OF COUNCIL ON 19 OCTOBER 2017, HE WILL MOVE THE FOLLOWING MOTION.

<b>COUNCIL RESOLUTION</b>	<b>227/17</b>
THAT COUNCIL FUND A FEASIBILITY STUDY FOR THE OPENING OF A MONARO RAIL TRAIL FROM QUEANBEYAN TO BOMBALA DURING THE 2019 FINANCIAL YEAR;	
A. EITHER BY OBTAINING GRANT FUNDING FROM THE NSW GOVERNMENT; OR	
B. ALLOCATE \$75 000 IN THE 2019 FINANCIAL YEAR COUNCIL BUDGET IN THE EVENT GRANT FUNDING IS UNAVAILABLE.	
<b>MOVED COUNCILLOR STEWART</b>	<b>SECONDED COUNCILLOR MASLIN</b>
	<b>CARRIED</b>

## 7. ADOPTION OF MINUTES OF PREVIOUS MEETING

### 7.1 EXTRAORDINARY COUNCIL MEETING 26 SEPTEMBER 2017

<b>COUNCIL RESOLUTION</b>	<b>228/17</b>
THAT the minutes of the Ordinary Council Meeting held on 27 September 2017 are confirmed as a true and accurate record of proceedings.	
<b>Moved Councillor Stewart</b>	<b>Seconded Councillor Corbett</b>
	<b>CARRIED</b>

### 7.2 ORDINARY COUNCIL MEETING 27 SEPTEMBER 2017

<b>COUNCIL RESOLUTION</b>	<b>229/17</b>
THAT the minutes of the Ordinary Council Meeting held on 27 September 2017 are confirmed as a true and accurate record of proceedings, pending the following amendments:	
Page:15 Item: 16.2	
Amend to include item D. Receive a report within two (2) months on the updated Delegations Register.	
<b>Moved Councillor Beer</b>	<b>Seconded Councillor Last</b>
	<b>CARRIED</b>

### 7.3 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 27 SEPTEMBER 2017

<b>COUNCIL RESOLUTION</b>	<b>230/17</b>
THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 27 September 2017 are confirmed as a true and accurate record of proceedings.	
<b>Moved Councillor Last</b>	<b>Seconded Councillor Ewart</b>
	<b>CARRIED</b>

## **8. MAYORAL REPORT/ANNOUNCEMENT (IF ANY)**

### **8.1 FIRST THREE WEEKS OF OFFICE**

The Mayor updated Council on the first three (3) weeks of the new Council.

#### **A. Staff Site Inspections with General Manager**

Travelled extensively within the region and met with council staff at the Jindabyne, Bombala, Berridale and Cooma offices. Inspected work on the roads in Berridale and Jindabyne and was impressed with the equipment being used, increasing productivity. During this tour, noticed equipment in other locations are aging, and acknowledged the need to replace the equipment.

#### **B. Meeting with Queanbeyan Palerang Mayor**

Along with the Deputy Mayor and General Manager, met with the Queanbeyan-Palerang Regional Council Mayor, Tim Overall, and discussed the opportunity for cooperation between the two (2) Councils on shared infrastructure tasks, eg. roads crossing the border, sharing of plant equipment and/or subcontracting.

#### **C. Technology One Update**

Currently the 3 corporate systems are being migrated to Technology One. There is considerable work to be done to roll out the system across the Cooma and Bombala offices, which operate other systems, and extra funding has been requested to complete this project.

#### **D. Road Standards**

Deputy Mayor Miners raised the issues of road standards and the need to bring roads, in particular cross border roads, up to standard and make the network cohesive across borders.

#### **E. Rail Corridor**

Have had discussion with Mayor Overall about his interest in returning the rail corridor to operational use, and discussed Queanbeyan-Palerang Regional Councils experience in extending commercial passenger rail serves that would feed commuter traffic to Queanbeyan and onto Canberra.

#### **F. Meeting with Deputy Premier John Barilaro**

Along with the Deputy Mayor and General Manager met with Deputy Premier John Barilaro. The Mayor raised his interest in redevelopment of Polo Flats industrial estate, to make the area more attractive to investors seeking commercial opportunities. It was also discussed Councils interest in upgrading transport infrastructure within the region, highlighting the freight boom of our highways, the usage is expected to double in the next 20years, on current trends. This alerted the Deputy Premier to the need for major infrastructure investment to be made in the major transport corridors of our region within the next five (5) to 10 years. The Mayor also mentioned his interest to re-opening the commercial rail way as an alternative and/or supplement to the Monaro High Way. The Deputy Premier encouraged Council to work with community organisation to develop proposals for his consideration, on heritage issues and tourism in the area.

G. Meeting with Member for Eden Monaro Mike Kelly

Along with the Deputy Mayor and General Manager met with Dr Mike Kelly, Member for Eden Monaro, who was very supportive of efforts to stimulate growth and investment in the region, the potential to redevelop of Cooma district as an industrial zone and Snowy Hydro 2.0. Dr Kelly was also excited by the possibility of re-opening the rail way.

H. Snowy Hydro

Snowy Hydro hosted a dinner, with the Chief Executive Officer, the Chairman and other members of the board and Councillors. The Mayor has asked the General Manager that Council work cooperatively with Snowy Hydro on the 2.0 project, and informed Council the General Manager has already invited Snowy Hydro to present, to relevant staff, on the environmental impacts the project would have in the region. Snowy Hydro will also make a presentation to Councillors on these issues.

I. Meeting with the Cooma Chamber of Commerce

The Mayor met the Cooma Chamber of Commerce and discussed opportunities to develop Polo Flat, there are also areas that need to be address with flooding and traffic management and control issues. The Mayor has invited the Chamber to work with Council to develop a strategic approach for the improvement of Polo Flat. The Chamber also expressed great interest in promoting the region for tourism and raised the opportunity to develop a Mt Bike strategy for the region.

**COUNCIL RESOLUTION**

**231/17**

That Council receive and note the Mayoral Announcements.

**Moved Councillor Rooney**

**Seconded Councillor Last**

**CARRIED**

**9. ADOPTION OF COMMITTEE MINUTES/RECOMMENDATIONS**

Nil

## 10. CORPORATE BUSINESS - KEY DIRECTION 1. SUSTAINING OUR ENVIRONMENT FOR LIFE

### 10.1 SNOWY MONARO REGIONAL COUNCIL SUBMISSION ON THE EPA PROPOSED MINIMUM ENVIRONMENTAL STANDARDS IN THE SCRAP METAL INDUSTRY

Record No:

Responsible Officer:	Director Environment & Sustainability
Author:	Group Manager Resource & Waste Management
Key Direction:	1. Sustaining Our Environment for Life
Delivery Plan Strategy:	DP1.8 Deliver cost effective and environmentally responsible Waste Management facilities.
Operational Plan Action:	OP1.33 Efficient and compliant operation of Councils Waste facilities.
Attachments:	1. 2017 09 09 NSW EPA Consultation Paper on the Proposed Minimum Environmental Standards in the Scrap Metal Industry <a href="#">⇒</a> 2. SMRC Response to the proposed Minimum Environmental Standards in the Scrap Metal Industry <a href="#">⇒</a>
Cost Centre	N/A
Project	Snowy Monaro Regional Council Submission to the Proposed Minimum Environmental Standards in the Scrap Metal Industry.
Further Operational Plan Actions:	Not Applicable

#### EXECUTIVE SUMMARY

This report provides Council with a copy of the submission made by Snowy Monaro Regional Council to the EPA consultation paper for the proposed minimum environmental standards in the scrap metal industry. The submission considered the impact that the proposed standards could have on a number of Council operations and the potential costs to comply if the proposed standards were implemented

The following officer's recommendation is submitted for Council's consideration.

#### COUNCIL RESOLUTION

232/17

That Council

- A. Receive and note the information in the report on the Snowy Monaro Regional Council Submission on the EPA Proposed Minimum Environmental Standards in the Scrap Metal Industry; and
- B. Forward the submission and make representation to the local members, the president of LGNSW, the chair of the CBRJO and other relevant bodies.

Moved Councillor Corbett

Seconded Councillor Old

CARRIED

## 11. CORPORATE BUSINESS - KEY DIRECTION 2. EXPANDING CONNECTIONS WITHIN THE REGION AND BEYOND

### 11.1 SOUTH EAST AUSTRALIAN TRANSPORT STRATEGY INC

Record No:

Responsible Officer:	General Manager
Author:	Executive Assistant to the Mayor & Councillors
Key Direction:	2. Expanding Connections Within the Region and Beyond
Delivery Plan Strategy:	DP2.1.1.1 Support and promote sustainable integrated transport services into the region.
Operational Plan Action:	OP2.2 Investigate strategic development of State and Federal transportation study to determine impacts of future freight movement into the Region
Attachments:	<ol style="list-style-type: none"><li>1. Letter to Mayor and Councillors - Introduction of SEATS ⇨</li><li>2. SEATS Notice of Meeting - 9 &amp; 10 November 2017 ⇨</li><li>3. SEATS Draft Program 9 &amp; 10 November 2017 ⇨</li><li>4. SEATS Newsletter September 2017 ⇨</li><li>5. SEATS Executive Summary August 2017 ⇨</li><li>6. SEATS Invoice 2017-2018 ⇨</li></ol>
Cost Centre	Memberships to Associations
Project	South East Australian Transport Strategy Inc
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

Membership in SEATS provides a united and co-operative front with diverse inputs to the main issues of transport infrastructure affecting the wider regional perspective encompassing the transport network of VIC, NSW and ACT.

While SEATS provides excellent transport infrastructure, the ongoing membership of SEATS and its relevance to our shire is questionable. Notable improvements in NSW have been on major highways between capital cities or links to the coast and railways for freight carriers. There have not been many major upgrades in the region for a number of years and there have been little to no benefits for the community.

The following officer's recommendation is submitted for Council's consideration.

<b>COUNCIL RESOLUTION</b>	<b>233/17</b>
That Council renew its membership with SEATS for the 2017/2018 financial year.	
<b>Moved Councillor Beer</b>	<b>Seconded Councillor Ewart</b>
	<b>CARRIED</b>

#### Note 2: Adjournment of Meeting

At 7.02pm the meeting adjourned for dinner.

#### Note 3: Resumption of Meeting

The meeting resumed at 7.21pm.

## 12. CORPORATE BUSINESS - KEY DIRECTION 3. STRENGTHENING OUR LOCAL ECONOMY

Nil

## 13. CORPORATE BUSINESS - KEY DIRECTION 4. CREATING SAFER, HEALTHIER AND THRIVING COMMUNITY

### 13.1 FORMATION OF THE REGIONAL YOUTH COUNCIL FOR THE SNOWY MONARO REGIONAL COUNCIL.

Record No:

Responsible Officer:	Director Environment & Sustainability
Author:	Youth Development Officer
Key Direction:	4. Creating a Safer, Healthier and Thriving Community
Delivery Plan Strategy:	DP4.9 Provide and support appropriate services and facilities for children and young people within the Region.
Operational Plan Action:	OP4.30 Deliver and facilitate youth programs and services throughout the Region including Youth Council, Youth Week, and the participation of young people in decision-making processes.
Attachments:	Nil
Cost Centre Project	2910
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

The Snowy Monaro Regional Council recognises that young people need to have input into decision-making that affects their lives and be encouraged and supported to take an active role in their community. Young people have unique insight and perspective into topics and issues relevant to them and these opinions and contributions can be sought from establishing a Regional Youth Council. With support from council staff such as the Youth Development officers, a Regional Youth Council will enable young people to participate in decision-making processes that affect their lives.

An important long term strategic objective of the Youth Council is to mentor future Councillors and community leaders.

The following officer's recommendation is submitted for Council's consideration.

#### COUNCIL RESOLUTION

234/17

That Council;

- A. Establish the Snowy Monaro Regional Youth Council;
- B. Endorse the appointment of up to 2 representatives nominated by each secondary school across the region;
- C. Recognise the Youth Council as a formal committee within Snowy Monaro Regional Council;
- D. Endorse bi-monthly meetings of the regional Youth Council at the council chambers in Cooma, with minutes to be noted in the subsequent regular Council meeting;
- E. Appoint Councillor James Ewart to be the chair of each Youth Council meetings; and
- F. Endorse allocation of a budget of \$10,000 per year for running the Youth Council from within the Economic Development and Tourism budget.

Moved Councillor Ewart

Seconded Councillor Castellari

CARRIED

### 13.2 ALCOHOL FREE ZONES AND ALCOHOL PROHIBITED AREAS WITHIN THE SNOWY MONARO REGION

Record No:

Responsible Officer:	Director Environment & Sustainability
Author:	Community Development Officer
Key Direction:	4. Creating a Safer, Healthier and Thriving Community
Delivery Plan Strategy:	DP4.19 Provide adequate infrastructure that meets the current and future needs of our emergency services as legally required by legislation and service agreement.
Operational Plan Action:	OP4.61 Implement actions highlighted in Council's Crime Prevention Plan
Attachments:	Nil
Cost Centre	2420 – Community Development
Project	Alcohol Free Zones and Alcohol Prohibited Areas
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

In July 2017, the Snowy Monaro Regional Council Administrator endorsed further exploration of and public consultation around implementation of Alcohol Free Zones (AFZ) and Alcohol Prohibited Areas (APA) in Jindabyne; as well as the renewal of these areas in Cooma. Further investigations, in partnership with the NSW Police Monaro Local Area Command's Crime Prevention Officer, indicated benefits to establishing AFZ and APA areas in Berridale, Bombala, and Jindabyne, and renewing and expanding those areas in Cooma.

The Crime Prevention Officer is in the process of finalising a report about each proposed area within the four towns mentioned above. Council's Community Development Planner is seeking quotes in relation to the cost of AFZ and APA signage for our region. A full report inclusive of this information will be put to Council in December. This present report is intended to provide Council with basic information about the purpose, scope, and impact of AFZ and APA areas.

The following officer's recommendation is submitted for Council's consideration.

#### COUNCIL RESOLUTION

235/17

That Council receive and note the information in the report about Alcohol Free Zones and Alcohol Prohibited Areas within the Snowy Monaro Region.

Moved Councillor Stewart

Seconded Councillor Castellari

CARRIED

### 14. CORPORATE BUSINESS - KEY DIRECTION 5. ENHANCING OUR HEALTHY, ACTIVE LIFESTYLE

Nil

**15. CORPORATE BUSINESS - KEY DIRECTION 6. MANAGING DEVELOPMENT AND SERVICE DELIVERY TO RETAIN THE THINGS WE VALUE**

Nil

**16. CORPORATE BUSINESS - KEY DIRECTION 7. PROVIDING EFFECTIVE CIVIC LEADERSHIP AND CITIZEN PARTICIPATION**

**16.1 STRONGER COUNTRY COMMUNITIES FUND 2017-18 - CONFIRMATION OF GRANT AMOUNTS SOUGHT VIA TRANCHE B ON 13TH SEPTEMBER 2017**

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Grants Officer
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.2.1.1 Increase and improve Council's financial sustainability.
Operational Plan Action:	OP7.16 Effective management of Council funds to ensure financial sustainability.
Attachments:	Nil
Cost Centre	4010 – Finance (Grants Management)
Project	To Be Confirmed – Various Projects
Further Operational Plan Actions:	OP7.7 Provide timely, accurate and relevant information to Council to enable informed decision making.

**EXECUTIVE SUMMARY**

The NSW Government's 'Stronger Country Communities Fund' (SCCF) is investing in infrastructure projects in regional NSW communities to improve the lives of residents and enhance the attractiveness of these areas as vibrant places to live and work.

- Council gained approval to lodge under SCCF 2017/18 via Tranche B.
- Projects submitted should be able to commence within a 12-month time period and ideally be completed within two years of funding approval.
- Snowy Monaro Regional Council's funding allocation - SCCF 2017/18 \$2,363,067 (Ex GST); SCCF 2018/19 \$2,363,067 (Ex GST).
- Balance of funds for SCCF 2017/18 can be rolled into the 2018/19 allocation, if not fully assigned &/or expended.
- SCCF application process is via online portal, with a variety of evidentiary information and supporting details required.
- SCCF funding confirmed as not having any requirement to be equally distributed based on former LGA areas.
- SCCF parameters are likely to continue evolving as the NSW Government absorbs stakeholder and community feedback.

In accordance with Council Resolution 164/17, seven (7) funding applications were lodged for eight (8) project elements on 13<sup>th</sup> September 2017. This report seeks to update Council on the final grant request amounts sought under SCCF 2017/18. All funds are referenced Exclusive GST.

The following officer's recommendation is submitted for Council's consideration.

**COUNCIL RESOLUTION**

**236/17**

That Council

- A. Receive and note the information in the report on Stronger Country Communities Fund 2017/18 applications; in particular the variation advice relating to the grant request amounts lodged; and
- B. Receive a report on projects proposed for round 2 of the Stronger Country Communities Fund 2018/19 within the next 3 months.

**Moved Councillor Ewart**

**Seconded Councillor Stewart**

**CARRIED**

**Note 4: Motions Without Debate**

The above officer's recommendation became a resolution of Council as a result of resolution 225/17 above as there was no challenge by Councillors.

**16.2 TABLING OF DISCLOSURES OF PECUNIARY INTEREST RETURNS**

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Manager Corporate/Governance
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.1.1.1 Ensure that legislative obligations are met throughout all Council departments.
Operational Plan Action:	OP7.4 Ensure statutory registers are maintained and publicly available.
Attachments:	1. List of Designated Persons Positions ⇨
Cost Centre	Corporate Services/Governance
Project	Tabling of Disclosures by Councillors and Designated Persons Section 499 Returns
Further Operational Plan Actions:	OP7.4 Completion of reporting requirements in accordance with legislation OP7.8 Ensure that governance structures are open, transparent and fully accountable and these are supported by relevant instruments.

**EXECUTIVE SUMMARY**

Pursuant to Section 449(3) of the Local Government Act 1993, Councillors and staff holding a designated position as at 30 June in any year must complete a Disclosures by Councillors and Designated Persons return and lodge it with the General Manager within three months of that date.

Section 449(1) of the Local Government Act 1993 states that "A councillor or designated person must

*complete and lodge with the General Manager, within 3 months after becoming a councillor or designated person, a return in the form prescribed by the regulations.”* Therefore, incoming Councillors will be required to complete a return by 15 December 2017.

Two staff members, Group Manager Governance and Group Manager Resource and Waste Management have submitted returns under the act within the first three months of employment.

The following officer’s recommendation is submitted for Council’s consideration.

**COUNCIL RESOLUTION**

**237/17**

That Council

- A. Note the tabling of the Disclosure of Pecuniary Interest Returns for designated staff for the period 1 July 2016 to 30 June 2017.
- B. Note the tabling of the Disclosures by Councillors and Designated Persons Returns for Group Manager Governance and Group Manager Resource and Waste Management as required by the act within the first three months of employment.
- C. Ensure that the returns are available for inspection at the Berridale, Cooma, Bombala and Jindabyne Branch Offices.
- D. Note that Councillors will be required to submit a return by 15 December 2017.

**Moved Councillor Ewart**

**Seconded Councillor Stewart**

**CARRIED**

**Note 5: Motions Without Debate**

The above officer’s recommendation became a resolution of Council as a result of resolution 225/17 above as there was no challenge by Councillors.

**16.3 APPOINTMENT OF DELEGATES TO EXTERNAL ORGANISATIONS TO SEPTEMBER 2019**

Record No:

Responsible Officer: Director Corporate and Community Services  
Author: Manager Corporate/Governance  
Key Direction: 7. Providing Effective Civic Leadership and Citizen Participation  
Delivery Plan Strategy: DP7.1.1.2 Council’s leadership is based on ethics and integrity to enable informed and appropriate decisions in the community’s best interest.  
Operational Plan Action: OP7.8 Ensure that appropriate governance structures are in place enabling open, transparent government.  
Attachments: 1. Amended SMRC 72 Code of Meeting Practice ⇨  
Cost Centre Mayor and Council  
Project Operational Activity  
Further Operational Plan Actions:

## EXECUTIVE SUMMARY

A list of external organisations that Council has previously nominated a representative to was tabled at the 27 September meeting of Council where Council resolved to:-

- A) Note the External Committees that Snowy Monaro Regional Council has representation on.
- B) Defer consideration of nominations to the External Committees until the October Ordinary Meeting of Council.

Council now needs to decide what external organisations it wishes to nominate a representative to and what that representation is. To align with the terms of the Mayor and Deputy Mayor it is suggested that the term of nomination to these committees also be for two years. This will require a minor amendment to Part 9, Section 76 of SMRC 72 Code of Meeting Practice as follows to:-

### *76 – Election of Deputy Mayor and Delegates to Committees*

*The Deputy Mayor shall, by resolution, be elected in accordance with Section 231 of the Local Government Act 1993.*

*Delegates to community committees and affiliated bodies, including Chairpersons where necessary, shall by resolution, be elected for the same term to that of the Deputy Mayor.*

*The method of election for all positions shall be determined by Council.*

From

### *76 – Election of Deputy Mayor and Delegates to Committees*

*The election of the Deputy Mayor shall, by resolution, be elected in accordance with Section 231 of the Local Government Act 1993.*

*At a meeting in September each year, Council shall by resolution, elect persons to all positions, including Chairpersons and delegates to all community committees and affiliated bodies.*

*The method of election for all positions shall be determined by Council.*

The following officer's recommendation is submitted for Council's consideration.

## **COUNCIL RESOLUTION**

**238/17**

That Council

- A. Adopt the amendment to SMRC 72 Code of Meeting Practice so that Part 9, Section 76, reads  
*76 – Election of Deputy Mayor and Delegates to Committees*

*The Deputy Mayor shall, by resolution, be elected in accordance with Section 231 of the Local Government Act 1993.*

*Delegates to community committees and affiliated bodies, including Chairpersons where necessary, shall by resolution, be elected for the same term to that of the Deputy Mayor.*

*The method of election for all positions shall be determined by Council.*

B. Nominate representative/s to those external committees that it wishes to continue representation on until September 2019;

Name of Committee	Council Representation	Purpose	Council Representative
Aboriginal Liaison Committee	Councillor & Staff from the community development area	Provides a forum to liaise with traditional custodians on a number of issues.	Councillor John Castellari
ANU Medical School - Community Advisory Committee Board	Councillor	This committee was formed as a communication link between the ANU Medical School and the community. Meetings of the Board are held once a year at the ANU in Canberra.	Councillor Sue Haslingden
Cooma Correctional Centre Community Consultative Committee	Mayor	<ul style="list-style-type: none"> <li>• assist in the development and maintenance of a positive relationship with the local community;</li> <li>• provide a forum for local community consultation and comment on correctional programs and procedures;</li> <li>• facilitate the involvement of the local community in correctional centres programs;</li> <li>• provide a mechanism to identify appropriate programs in which the correctional centre can participate and assist in the local community; and</li> <li>• assist in the establishment of worthwhile community partnerships.</li> </ul>	Mayor
Community Safety Precinct Committee	Councillor	This is a group formed by the Regional Police Command to gain input from the local community. It provides feedback on the activities of the police and their crime statistics and allows the Council to bring up matters of concern.	Councillor Peter Beer Alternate - Councillor Rogan Corbett
Local Traffic Committee	Councillor and staff from Operations and Infrastructure	This is an advisory body only, having no decision making powers. It is, primarily, a technical review committee that is required to advise	Councillor Lynley Miners

		the Council on traffic related matters referred to it by Council. It is chaired by a council staff member, presently the Development Engineer.	
District Bush Fire Management Committee	Councillor	Plans for bush fire prevention in the region and is comprised of various stakeholders.	Councillor James Ewart
Monaro Regional Interagency	Councillor & Staff from community development area	This is a forum of government agencies that deliver both health and community/social services across the region, including those services delivered by Council.	Councillor John Castellari
Jindabyne Liquor Accord	Councillor & Staff from community development area	This is an industry based organisation working to introduce practical solutions to <i>liquor</i> -related problems with an aim to reduce alcohol-related issues, anti-social behaviour and violence centring on the Jindabyne area	Councillor Peter Beer Alternate – Councillor Brian Old
Southern Monaro Local Emergency Management Committee (LEMC)	GM and staff from Operations and Infrastructure	Co-ordination of emergency services. Membership is set by legislation and this is a statutory Committee that Council is required to participate in. The Committee is chaired by the GM who is a voting member. The Local Emergency Management Officer (LEMO) is Group Manager Asset Management and Engineering Services with the alternate being the Storeman – Berridale Depot.	Councillor Rogan Corbett
Southern Monaro Local Emergency Rescue Committee (LERC)	GM	To discuss incidents attended by emergency services organisations. Both the LEMC and LERC meet 4 times per year, the LERC immediately following the LEMC.	General Manager
South East Arts	Councillor or Staff from community development area	Promotion of arts/cultural activities within the South East region. Member Councils are Eurobodalla Shire, Bega Valley Shire and Snowy Monaro Regional Council.	Councillor Sue Haslingden
Boco Rock Community Fund Committee	Mayor & GM	Oversees the distribution of funds from the Boco Rock Wind Farm to community groups. Funding comes from contributions required under the development consent conditioned by the State Government. Council staff	Mayor and General Manager

		act as the secretariat.	
Bundian Way Advisory Committee	Staff – Economic Development Officer	This committee is set up under the auspice of the Eden Local Aboriginal Land Council to assist with the roll out of the Bundian Way project and to provide technical expertise. Council staff sit on a number of the skills based work groups which report back to the Committee within identified timelines.	Councillor John Castellari Alternates – Councillor Anne Maslin & Councillor Bob Stewart
Cooma Universities Centre (CUC)	Councillor	This facility provides a place for students to carry out tertiary education by distance learning and is about to be rebranded as the Snowy Monaro Universities Centre. The CUC has developed an overarching Board called the Country Universities Centre which is rolling out similar centres across the state.	Councillor Anne Maslin Alternate – Mayor
Delegate Progress Association	Councillor	This is a community group comprised of members of the Delegate community. It has shown itself to be a very effective body for achieving funding and outcomes.	Councillor Sue Haslingden
Southern Joint Regional Planning Panel	GM & Mayor	This panel assesses designated developments within the area. Currently Council’s nominated reps are the GM and Administrator. Report to follow re nominations and guidelines.	Mayor & General Manager
Monaro Housing Taskforce	Council and Staff from community development area	Explores options for affordable housing within the region and liaises with relevant government departments.	Councillor Peter Beer
Snowy Mountains Neighbourhood Centre	Councillor and staff from community development area	Situated in Jindabyne, this organisation helped to connect the community and provided a focus for a range of community activities.	Councillor Brian Old
Upper Murrumbidgee Catchment Co-ordinating Committee	Staff from planning area	The Upper Murrumbidgee Catchment Coordinating Committee (UMCCC) is a community based organisation made up of agencies and groups that are responsible for natural resource management in the upper	Planning Staff

		Murrumbidgee catchment. The UMCCC operates as a regional cross border network to enhance communication between agencies and groups in NSW and the Australian Capital Territory which lie wholly within the upper catchment of the Murrumbidgee River.	
South East Australian Transport Strategy (SEATS)		SEATS provides a united co-operative front with diverse inputs to the main issues of transport infrastructure affecting the wider regional perspective encompassing the transport network of VIC, NSW and ACT.	Councillor Lynley Miners Alternate – Bob Stewart
Green Team			Councillor John Castellari
<b>Moved Councillor Last</b>			<b>Seconded Councillor Haslingden</b>
			<b>CARRIED</b>

#### 16.4 MONTHLY FUNDS MANAGEMENT REPORT - SEPTEMBER 2017

Record No:

Responsible Officer: Director Corporate and Community Services  
 Author: Finance Assistant  
 Key Direction: 7. Providing Effective Civic Leadership and Citizen Participation  
 Delivery Plan Strategy: DP7.6 Increase and improve Council's financial sustainability.  
 Operational Plan Action: OP7.18 Effective management of Council funds to ensure financial sustainability.  
 Attachments: Nil  
 Cost Centre 4010 Financial Services  
 Project Funds Management  
 Further Operational Plan Actions: OP7.2 Completion of reporting requirements in accordance with legislation.

#### EXECUTIVE SUMMARY

The following report details the funds management position for the reporting period ending 30 September 2017.

Cash and Investments are \$80,548,898.

#### Certification

I, Jo-Anne Mackay, Responsible Accounting Officer of Snowy Monaro Regional Council hereby certify, as required by Regulation 212 of the Local Government (General) Regulation 2005, that investments as detailed in the attached listings were invested in accordance with Section 625 of the Local Government Act 1993, the Regulations and Council's Investment Policies.

The following officer's recommendation is submitted for Council's consideration.

**COUNCIL RESOLUTION**

**239/17**

That Council

- A. Receive and note the report indicating Council's Funds Management position as at 30 September 2017.
- B. Receive and note the Certificate of the Responsible Accounting Officer.

**Moved Councillor Ewart**

**Seconded Councillor Stewart**

**CARRIED**

**Note 6: Motions Without Debate**

The above officer's recommendation became a resolution of Council as a result of resolution 225/17 above as there was no challenge by Councillors.

**16.5 DONATION AND SPONSORSHIP REQUESTS**

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Group Manager Governance
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.1.1.2 Council's leadership is based on ethics and integrity to enable informed and appropriate decisions in the community's best interest.
Operational Plan Action:	OP7.7 Provide timely, accurate and relevant information to Council to enable informed decision making.
Attachments:	1. Requests for Donations and Sponsorship for submission to Council October 2017 <a href="#">⇒</a> 2. Applications for Donations and Sponsorship <a href="#">⇒</a>
Cost Centre	3020
Project	Donation and Sponsorships

**EXECUTIVE SUMMARY**

Submissions received by Council requesting consideration for funding are attached to this report in two documents:

**1. Requests for Donations and Sponsorship for submission to Council October 2017.**

- This document contains a summary of requests for October Council with a recommended value for endorsement by Council for each submission. Total value \$

**2. Applications for Donations and Sponsorship**

- This document contains the original submission detail received from each submission.

The following officer's recommendation is submitted for Council's consideration.

**COUNCIL RESOLUTION**

**240/17**

That Council endorse the recommendation value for each of the submissions #1 – #6 in the attachment 1. Requests for donations and Sponsorship for submission to Council October 2017, to a value of \$4912.22.

**Moved Councillor Corbett**

**Seconded Councillor Ewart**

**CARRIED**

**Note 7: Attendance of Councillor – Conflict of Interest**

Mayor Rooney having declared a conflict of interest with this item (refer Item 16.5 above), left the meeting and was absent from the meeting from 7.49pm for the duration of Item 16.5 Donation and Sponsorship Requests, returning at 7.56pm taking no part in discussion or voting on this item.

**Note 8: Chair of Meeting**

Following the declaration of a conflict of interest The Mayor as Chair, departed the meeting. Deputy Mayor Miners assumed the Chair for the duration of item 16.5. Upon the return of The Mayor to the meeting he resumed the Chair.

**16.6 COUNCIL MEETING DATES AND LOCATIONS**

Record No:

Responsible Officer: Director Corporate and Community Services  
 Author: Group Manager Governance  
 Key Direction: 7. Providing Effective Civic Leadership and Citizen Participation  
 Delivery Plan Strategy: DP7.1.1.2 Council's leadership is based on ethics and integrity to enable informed and appropriate decisions in the community's best interest.  
 Operational Plan Action: OP7.11 Ensure community members are afforded the opportunity to review, comment and participate in Council decision making.  
 Attachments: Nil  
 Cost Centre Governance

**EXECUTIVE SUMMARY**

The Council meeting schedule has been developed following Resolution 185/17 from Council on Tuesday 26 September 2017.

Month	Date	Time	Location
October 2017	Thursday 19 Oct	5pm	Cooma Chambers
November 2017	Thursday 16 Nov	5pm	Bombala Community Centre

December 2017	Thursday 14 Dec • Based on the discussion to bring Dec meeting forward a week	5pm	Cooma Chambers
February 2018	Thursday 15 Feb	5pm	Cooma Chambers
March 2018	Thursday 15 Mar	5pm	Berridale Community Hall
April 2018	Thursday 19 Apr	5pm	Cooma Chambers
May 2018	Thursday 17 May	5pm	Bombala Community Centre
June 2018	Thursday 21 Jun	5pm	Cooma Chambers
July 2018	Thursday 19 Jul	5pm	Berridale Community Hall
August 2018	Thursday 16 Aug	5pm	Cooma Chambers
September 2018	Thursday 20 Sep	5pm	Bombala Community Centre

The following officer's recommendation is submitted for Council's consideration.

**COUNCIL RESOLUTION**

**241/17**

That Council receive and note the schedule of Council meeting dates and locations through to August 2018

**Moved Councillor Ewart**

**Seconded Councillor Stewart**

**CARRIED**

**Note 9: Motions Without Debate**

The above officer's recommendation became a resolution of Council as a result of resolution 225/17 above as there was no challenge by Councillors.

## 17. REPORTS BY GENERAL MANAGER

### 17.1 SHARES IN SOUTHERN PHONE COMPANY

The General Manager informed Council is a shareholder in the Southern Phone Company, along with 45 (35 post merger) other Councils. As Council's are only permitted to hold one share, the 3 former Council's each held a share, the General Manager asked if Council was happy to give its proxy to the chairman at the Southern Phones AGM. A report on the Southern Phones investment will come to Council once the dividend has been received.

### 17.2 LGNSW MAYORS SEMINAR

The General Manager informed Council the Mayor will be attending the LGNSW seminar for Mayors on the 4 and 5 November. The Mayor will also be attending the Country Mayors Association meeting on 3 November. The General Manager informed Council there are other courses available to Councillors and asked that they forward their interest in attending sessions to the Executive Assistant to the Mayor and Councillors.

### 17.3 GENERAL MANAGERS APPROVED ANNUAL LEAVE

The General Manager informed Council he has approved annual leave, commencing 27 October and returning 15 November. The Director Corporate and Community Services will be Acting General Manager, and asked for Council to confirm the delegation to the Acting General Manager during this time.

### 17.4 PROPOSED WORKSHOP TIME

The General Manager informed Council there will be a number of workshops organised with Councillors, and suggested to hold these on a fixed time and day, proposing the first Thursday of each month.

### 17.5 PRESENTATION BY THE AUDITORS

The General Manager informed Council there will be a presentation by the auditors to Council and the Audit Risk and Improvement Committee on Monday 27 November, following this will be an Extraordinary Council meeting to adopt the Annual Report and financial statements.

### 17.6 AUSTRALIA DAY CELEBRATIONS

The General Manager informed Council a small working party has been formed, who will liaise with Councils Events Coordinator, on the Australia Day Celebrations, and asked any interested Councillors to nominate to be on the working party. Councillor Peter Beer, Councillor Brian Old, Councillor James Ewart and Councillor Rogan Corbett expressed their interest.

### 17.9 RECEIVE AND NOTE

#### COUNCIL RESOLUTION

242/17

That Council receive and note reports by the General Manager and confirm the delegations to the Acting General Manager during period of leave.

Moved Councillor Beer

Seconded Councillor Castellari

CARRIED

## 18. NOTICE OF MOTION

### 18.1 NOTICE OF MOTION TO RESCIND A RESOLUTION

Record No:

Responsible Officer: General Manager  
Author: Councillor Sue Haslingden  
Attachments: 1. Notice of a motion to rescind a resolution - signed [⇒](#)

Councillor Sue Haslingden, Councillor Anne Maslin and Councillor Bob Stewart have given notice that at the Ordinary Meeting of Council on 19 October 2017 they will move the following motion.

#### COUNCIL RESOLUTION

243/17

#### Motion to Rescind Resolution

We hereby give notice of the following motion of rescission:

“That the Council resolution relating to

Minutes No. OC\_27092017\_MIN\_939

Item No. 23 : Report From Confidential Session

#### 22.1 PROPOSED PURCHASE OF LOT 10 SEC 13 DP 758346 - 13 CRAIGIE STREET DELEGATE

#### COUNCIL RESOLUTION

1/17

That Council

- A. Purchase lot 10 Section 13 DP 758346 at 13 Craigie Street Delegate for the sum of \$30,000;
- B. That Council agree to bear all additional costs including the vendor’s legal costs associated with the acquisition;
- C. That the land be classified as operational land upon acquisition;
- D. Authorise the expenditure and allocate an amount of \$35,000 in the 2018 Financial Year Budget with funding to be provided from The Stronger Councils Major Projects Fund and/or the Property Reserves; and
- E. Authorise the General Manager to execute all documents associated with the acquisition.

Moved Councillor Stewart

Seconded Councillor Old

CARRIED

PASSED AT THE COUNCIL MEETING HELD ON : 27 September 2017

be and is hereby RESCINDED”.

Moved Councillor Haslingden

Seconded Councillor Maslin

CARRIED

## 18.2 COUNCIL SUPPORT FOR BOMBALA MEDICAL SERVICES

Record No:

Responsible Officer: General Manager  
Author: Councillor Bob Stewart  
Attachments: 1. Briefing Paper - Bombala Medical Services [⇒](#)

Councillor Bob Stewart has given notice that at the Ordinary Meeting of Council on 19 October 2017, he will move the following motion.

### COUNCIL RESOLUTION

244/17

That Council

- A. Maintain the obligation of the provision of housing for a Medical Doctor in Bombala associated with the Federal Funding Grant of Dec 2009, and the provision of the first 2 years rent fully subsidised; and
- B. Provide a financial contribution towards the recruitment of a GP/VMO to expedite resourcing and mitigate the risk to the community of the imminent critical shortage commencing in January 2018.
- C. Develop a social plan, and a report to be prepared and provided back to Council with costings.

**Moved Councillor Stewart**

**Seconded Councillor Haslingden**

**CARRIED**

### Note 10: Urgent Business Not On Agenda

The attention of the Council was drawn to one (1) late report not listed on the Council agenda and business paper concerning 9.1 Adoption of Snowy Monaro Local Traffic Committee Recommendations from the 12 October 2017 Meeting.

### COUNCIL RESOLUTION

245/17

That in accordance with Clause 6(5)(1) of Council's Code of Meeting Practice Council consider the following reports as matters of urgency:

- 9.1 Adoption of Snowy Monaro Local Traffic Committee Recommendations from the 12 October 2017 Meeting

**Moved Councillor Stewart**

**Seconded Councillor Ewart**

**CARRIED**

**18.3 ADOPTION OF SNOWY MONARO LOCAL TRAFFIC COMMITTEE RECOMMENDATIONS FROM THE  
12 OCTOBER 2017 MEETING**

Record No:

Responsible Officer: Director Operations & Infrastructure

Author: Development Engineer

Attachments: 1. LTC Minutes of 12 October 2017 meeting\_12102017\_MIN\_962 [⇨](#)

**EXECUTIVE SUMMARY**

The Snowy Monaro Local Traffic Committee met on 12 October 2017 in Cooma. The Committee's recommendations are presented for Council's consideration and adoption.

**COUNCIL RESOLUTION**

**246/17**

That Council:

- A. Receives and notes the minutes of the Snowy Monaro Local Traffic Committee meeting held on 12<sup>th</sup> October 2017; and
- B. Adopt the Snowy Monaro Local Traffic Committee recommendations LTC 19/17, 20/17, 21/17, 22/17, 23/17, 24/17, 25/17, 26/17, 27/17, 28/17 and 29/17 of 12<sup>th</sup> October 2017; and
- C. Authorises the expenditure and allocate an amount of \$500 in the 17/18 Financial Year Budget with funding to be provided from the Urban Streets cost centre (LTC24/17).

**Moved Councillor Stewart**

**Seconded Councillor Miners**

**CARRIED**

**19. MOTIONS OF URGENCY**

Nil

**20. QUESTIONS WITH NOTICE**

Nil

**21. QUESTIONS TAKEN ON NOTICE**

**21.1 BUILDING OF SHED AND BOAT RAMP JINDABYNE**

Councillor Brian Old

Question: Can the Maritime please supply the Council with an update on the building of a shed and the upgrade of the boat ramp near the Discovery Holiday Park?

Answer: Taken on notice.

**21.2 ROAD'S IN LEESVILLE INDUSTRIAL ESTATE**

Councillor Brian Old

Question: Can the council please address the repair of the roads in the Leesville Industrial Estate? It needs urgent attention as it is becoming dangerous to people accessing the estate.

Answer: Taken on notice.

**21.3 REMOVAL OF TREES ALONG FORESHORE**

Councillor Brian Old

Question: Can the council look into funding for the removal of the dead trees and some willows along the foreshore in front of the Jindabyne Holiday Park and down to the Claypits area?

This would give lake users more access to the lake, make it safer for boat users as will limiting areas were snakes like to live.

Answer: Taken on notice.

**21.4 STAFF END OF YEAR CELEBRATIONS**

Councillor Lynley Miners

Question: Can council reinvestigate serving alcohol at the staff end of year celebrations?

Answer: Taken on notice.

**21.5 ROADS MAINTENANCE SCHEDULE**

Councillor Lynley Miners

Question: Can we receive a more detailed roads maintenance schedule?

Answer: Taken on notice.

**21.6 EXISTING, PROPOSED AND FUTURE PROJECTS AND CAPITAL WORKS**

Councillor Anne Maslin

Question: To assist with community engagement and to ensure Councillors understand relevant issues, can Councillors be provided with simple, clear maps and/or diagrams to show the actual project, and how it will impact the site, and the benefits of the existing, proposed and future projects?

To ensure Councillors are sufficiently informed, it's important for all Councillors to see detail of where projects will be sited and the benefits to the community.

Councillors cannot make decisions to approve capital works without sufficient information.

A local drafts person or council engineer could possibly draw up detailed drawings, so as not to waste time going back to the slow process of Sydney town planners.

Maps of the towns in the SMRC region are also needed for meetings, to ensure all Councillors can clearly see project sites and areas being discussed, e.g. proposed alcohol free zones.

Answer: Taken on Notice.

**21.7 IMPROVING SECURITY**

Councillor John Last

Question: Can the General Manager look into improving the security of this Council Chamber as a matter of urgency?

Answer: Taken on notice.

**21.8 SNOWY HYDRO 2.0**

Councillor Sue Haslingden

Question: As Tantangra Dam is in the Snowy Monaro boundary, what collaboration has developed with Snowy hydro in regards to the impact of the proposed scheme on SMRC and has this been included in the feasibility/environmental impact report that Snowy Hydro are currently working on?

Answer: Taken on notice.

**21.9 OLD PRIMARY BUILDING AT BOMBALA**

Councillor Sue Haslingden

Question: When can the community expect to be able to take over the building and grounds (site) of the old primary building in Bombala?

Can Councillors also be forwarded with a copy of all correspondence from SMRC to TAFE NSW and also all correspondence from TAFE NSW to SMRC?

Some time ago SMRC moved to 'accept' the old Bombala Primary School as a 'gift' to the Bombala Community from TAFE NSW. A business proposal has been developed, an active community in place and a site that is ready to 'go'. Recently Cooma TAFE asked a community member 'When are you taking over the site?'

Answer: Taken on notice.

**21.10 TENDER FOR BOMBALA SWIMMING POOL**

Councillor Sue Haslingden

Question: When does the tender for the Bombala swimming pool open and close?

Answer: Taken on notice.

**21.11 REHABILITATION OF GRASSED AREA OF CENTENNIAL PARK**

Councillor Rogan Corbett

Question: What is being done about the rehabilitation of grassed area of Centennial Park?

The so called 'Jewel in the Crown' of Cooma has been neglected for some time. I have been receiving a lot of community enquiries about the state of the park, the grassed areas in particular and the state of the furniture and paving. This is not the result of the markets, it is a lack of maintenance. If there is no money we need to look at how to fix the problem.

Answer: Taken on notice.

**21.12 TOILETS IN NORRIS PARK**

Councillor Rogan Corbett

Question: What is the situation with the Toilets for Norris Park?

This issue has been going on for at least 3 years, with a lot of toing and froing between Council and the Lions Club. The funds are in the budget. The decision of what type of toilets has been made, yet still no action. The ridicule I have received from the community about councils instruction on this matter is embarrassing for myself and Council. This needs attention ASAP.

Answer: Taken on notice.

**21.13 COUNCIL INVESTMENTS**

Councillor John Castellari

Question: Council I please get some advice on which of our investments are in financial institutions that invest in fossil fuel related businesses?

Answer: Taken on notice.

**21.14 DA INFORMATION ON WEBSITE**

Councillor John Castellari

Question: Could I please be updated on my request that our website contain more information about DAs?

Currently the public has to visit our offices to see many of the details needed to make an assessment about a development application. This is a big disadvantage for people who have restricted mobility or whose work prevents them from visiting Council offices during business hours. I appreciate that certain information is commercial in confidence, and some cannot be published, however "viewing only" files would be an option, since the public can view original documentation already at the Council office.

Answer: Taken on notice.

**21.15 ARTICLE PUBLISHED IN SNOWY ECHO**

Councillor John Castellari

Question: The current issue of the Snowy Echo contains a story about a meeting between council and stakeholders concerning illegal camping at the Claypits area of Lake Jindabyne. Council you let me know who, from council attended the meeting and what was agreed/decided?

Answer: Taken on notice.

**21.16 WORK ON TOWNSEND STREET "THE CRACK"**

Councillor Peter Beer

Question: Key direction 2, dot point 5, page 16, mentions work completed at "The Crack" on Townsend St, Jindabyne. Can staff inform Council what monies were used to complete these works in a report, which includes any advice given to the Administrator and any requests made by the public to have this work completed?

Answer: Taken on notice.

**21.17 WATER AND WASTE WATER CHARGES TO DEVELOPERS**

Councillor Peter Beer

Question: Key direction 6, dot point 12, page 21, mentions reduction of water and waste water charges to developers. Can a report be issued to Council containing all reports supplied to the Administrator on this matter? This report to inform Council of the consequences that these reductions will have on the Regions sewer and water users?

Can the report also include:

1. How were the percentage reductions arrived at for each water and sewer system in the three former shires?
2. How do these reductions affect the new Regional Councils ability to obtain future Government grants for water and sewer facilities?
3. With the introduction of this policy, has it encouraged growth and development across the Region?

Answer: Taken on notice.

**Note 11: Suspension of Business Agenda Items**

**COUNCIL RESOLUTION**

**247/17**

That Council consider item 22.5 Purchase of 55, 57 and 59 Vale Street Cooma, on the agenda, as the next item of business in open session, and the report be made public at the November meeting.

**Moved Councillor Last**

**Seconded Councillor Stewart**

**CARRIED**

**21.18 PURCHASE OF 55, 57 AND 59 VALE STREET COOMA**

Responsible Officer:	General Manager
Author:	Property Officer
Key Direction:	1. Sustaining Our Environment for Life
Delivery Plan Strategy:	DP1.6 Ensure Council services, facilities and land holdings achieve best practice for sustainability.
Operational Plan Action:	OP1.22 Ensure Council has a safe reliable, sustainable and cost effective assets through the effective management of Facilities, Infrastructure, Plant, Motor Vehicle and Equipment Assets.
Attachments:	1. Confidential Report to Administrator Delegations 16 December 2016 2. Confidential Report to Administrator Delegations 24 April 2017
Cost Centre	PJ150223 – Purchase of 59 Vale Street, Cooma PJ150224 - Purchase of 57 Vale Street, Cooma PJ150225 - Purchase of 55 Vale Street, Cooma
Project	Purchase of Properties in Vale Street Cooma
Further Operational Plan Actions:	

**EXECUTIVE SUMMARY**

In June 2017 Council settled on the purchase of three properties at 55, 57 and 59 Vale Street Cooma.

Council reports are attached to this report to fully inform Council of the process.

The following officer's recommendation is submitted for Council's consideration.

**COUNCIL RESOLUTION**

**248/17**

That Council

- A. Receive and note the report regarding the purchase of properties in Vale Street, Cooma; and
- B. Write to the Deputy Premier, Premier and Minister for Local Government seeking clarification on the process of the purchase of this land under administration.

**Moved Councillor Stewart**

**Seconded Councillor Corbett**

**CARRIED**

**Note 12: Tabling a letter in questions with or without notice**

Clr Last tabled a letter from The General Manager of the former Cooma Monaro Shire Council regarding fire audit on 81 Commissioner Street, Cooma, and asked could it be forwarded to the appropriate officer for consideration.

Answer: Taken on Notice

**Note 13: Attendance of Director Operations & Infrastructure**

The Director Operations and Infrastructure was absent from the meeting from 915pm during Item 22.1 Purchase of 55, 57 and 59 Vale Street Cooma returning at 9.18pm during the same Item.

## 22. CONFIDENTIAL MATTERS

### COUNCIL RESOLUTION

249/17

1. THAT pursuant to Section 10A subsections 2 & 3 and Section 10B of the Local Government Act, 1993 (as amended) the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

#### **22.1 Adaminaby Landfill Consolidation Contract No. 005/2017**

Item 22.1 is confidential in accordance with s10(A)(2)(di) of the Local Government Act because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and (dii) of the Local Government Act because it contains and information that would, if disclosed, confer a commercial advantage on a competitor of the council and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

#### **22.2 Purchase of Property in Maybe Street Bombala for Public Toilets**

Item 22.2 is confidential in accordance with s10(A)(2)(c) of the Local Government Act because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

#### **22.3 Briefing to Council on Federal Court matter**

Item 22.3 is confidential in accordance with s10(A)(2)(g) of the Local Government Act because it contains advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

#### **22.4 Appointment of Project Manager for Delivery of Building Projects for the Stronger Communities Fund Major Project Program**

Item 22.4 is confidential in accordance with s10(A)(2)(dii) of the Local Government Act because it contains information that would, if disclosed, confer a commercial advantage on a competitor of the council and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

#### **22.5 Award of Tender for the Options Study and Concept Design for the Sewage Treatment Plants in Adaminaby and Bombala**

Item 22.5 is confidential in accordance with s10(A)(2)(c) of the Local Government Act because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and (dii) of the Local Government Act because it contains and information that would, if disclosed, confer a commercial advantage on a competitor of the council and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

2. The press and public be excluded from the proceedings of the Council in Closed Session on the basis that these items are considered to be of a confidential nature.
3. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matter be treated as confidential and be withheld from access by the press and public, until such time as the Council resolves that the reason for confidentiality has passed or become irrelevant.
4. That the resolutions made by the Council in Closed Session be recorded in the Minutes of the Council Meeting.
5. That upon this recommendation being moved and seconded, the Chairperson invite representations from the public as to whether this part of the meeting should be closed to consider the nominated item.

Moved Councillor Beer

Seconded Councillor Old

CARRIED

**Note 14: Invitation to Public**

Upon the above motion being moved and seconded, the Mayor invited representations from the public as to whether this part of the meeting should be closed to consider the nominated items. There was one request from the public to consider item 22.3 in open session of Council.

**Note 15: Lapsed Motion**

A motion moved by Cllr Last failed to gain a seconder and therefore LAPSED through want of a seconder. The lapsed motion was in the following terms:

*“That item 22.3 Briefing to Council on Federal Court Matter be considered in open session.”*

**Note 16: Confidential Session of Committee**

At 9.35 pm the meeting was closed to the press and public.

**Note 17: Resumption of Open Committee Meeting**

At 10.59 pm the Closed Session ended and the Council meeting continued in Open Session.

**23. REPORT FROM CONFIDENTIAL SESSION**

**22.1 ADAMINABY LANDFILL CONSOLIDATION CONTRACT NO. 005/2017**

**COUNCIL RESOLUTION**

**250/17**

That Council

- A. Award Contract No. 005/2017 to McMahons Earthmoving Pty Ltd for the sum of \$375,075 (GST inc);
- B. Allocate an additional \$120,000 (GST Ex) from waste reserves to complete the project; and
- C. Authorise the General Manager to sign all documents relating to the awarding of this contract.

**Moved Councillor Beer**

**Seconded Councillor Old**

**CARRIED**

**22.2 PURCHASE OF PROPERTY IN MAYBE STREET BOMBALA FOR PUBLIC TOILETS**

**COUNCIL RESOLUTION**

**251/17**

That Council

- A. Accept the vendor's asking price of \$40,000 for 60m<sup>2</sup> of land to be subdivided from Lot 1 DP 164034
- B. Engage the services of a surveyor to create a plan of subdivision including an easement for the vendor to service his air conditioner and to arrange for an 88B Instrument
- C. Authorise the General Manager and/or the Mayor to sign any documents associated with the purchase of part Lot 1 DP 164034 and to affix the Council seal where necessary.
- D. Authorise the expenditure and allocate an amount of \$48,000 in the 2018 Financial Year Budget with funding provided from the Stronger Communities Fund Major Project Program.

**Moved Councillor Maslin**

**Seconded Councillor Corbett**

**CARRIED**

**22.3 BRIEFING TO COUNCIL ON FEDERAL COURT MATTER**

**COUNCIL RESOLUTION**

**252/17**

That Council continues with actions to recover the costs awarded through the Land and Environment Court.

**Moved Councillor Beer**

**Seconded Councillor Castellari**

**CARRIED**

**22.4 APPOINTMENT OF PROJECT MANAGER FOR DELIVERY OF BUILDING PROJECTS FOR THE STRONGER COMMUNITIES FUND MAJOR PROJECT PROGRAM**

**COUNCIL RESOLUTION**

**253/17**

That Council endorse and approve the engagement of Public Works Advisory for the Project Management of the Stronger Communities Fund Major Project Program Building Package during the development phase of the package of works.

**Moved Councillor Castellari**

**Seconded Councillor Ewart**

**CARRIED**

**22.5 AWARD OF TENDER FOR THE OPTIONS STUDY AND CONCEPT DESIGN FOR THE SEWAGE TREATMENT PLANTS IN ADAMINABY AND BOMBALA**

**COUNCIL RESOLUTION**

**254/17**

That Council receive and note the information in the report on the following:

- Award of the Tender to Hunter H20 for the amount of \$149,674 for the Options Study and the Concept Design for the Upgrade and Augmentation of the Sewage Treatment Plants in Adaminaby and Bombala
- Final Design Cost to be negotiated based on a % of Construction Cost

**Moved Councillor Stewart**

**Seconded Councillor Miners**

**CARRIED**

There being no further business the Mayor declared the meeting closed at 11.01PM

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**CHAIRPERSON**

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 19 October 2017 were confirmed by Council at a duly convened meeting on 16 November 2017 at which meeting the signature hereon was subscribed.