



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

20 September 2018

**ORDINARY COUNCIL MEETING
HELD IN COMMUNITY CENTRE, 163 MAYBE STREET, BOMBALA NSW 2623
ON THURSDAY 20 SEPTEMBER 2018**

MINUTES

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**MINUTES OF THE ORDINARY COUNCIL MEETING
HELD IN COMMUNITY CENTRE, 163 MAYBE STREET, BOMBALA NSW 2623**

**ON THURSDAY, 20 SEPTEMBER 2018
COMMENCING AT 5.00PM**

PRESENT:

Mayor John Rooney
Deputy Mayor Linley Miners
Councillor Peter Beer
Councillor John Castellari
Councillor James Ewart
Councillor Rogan Corbett
Councillor Anne Maslin
Councillor Brian Old
Councillor Bob Stewart (arrived at 5:36pm)

APOLOGIES:

Councillor Sue Haslingden
Councillor John Last

Staff:

Peter Bascomb, Acting General Manager
Suneil Adhikari, Director Operations & Infrastructure
Peter Smith, Director Environment & Sustainability
Peter Cannizzaro, Director Corporate & Community Services
Nola Brady, Group Manager Governance
Belinda Cuzner, Governance Officer
Amanda Shepherd, Governance Administration Officer
Nathan Thompson, Communications Officer
Scott Goudie, ICT Manager

Notes:

The Mayor opened the meeting at 5.02PM. Councillor Haslingden was absent from this meeting with leave of absence previously granted at the Ordinary Council Meeting 16 August 2018. Governance Administration Officer was absent from the meeting from 5:53pm during Item 12.1 EPA Waste Management Issues Bombala and Delegate Landfill returning at 5:59pm during Item 13.2 Resolution Action Sheet Update – September 2017 to September 2018. Cllr Stewart joined the meeting at 5:36pm during discussion of Item 13.1 Answers to Questions Without Notice for the Period September 2017 to September 2018. Councillor Ewart was absent from the meeting from 5:58pm during Item 13.2 Resolution Action Sheet Update – September 2017 to September 2018 returning at 5:59pm during same. ICT Manager was absent from the meeting from 5:58pm during Item 13.2 Resolution Action Sheet Update – September 2017 to September 2018 returning at 6:01pm during same. There being no further business the Mayor declared the meeting closed at 6:25pm.

The Mayor opened the meeting at 5.02PM

1. APOLOGIES

Note 1: Leave Previously Granted

Councillor Haslingden was absent from this meeting with leave of absence previously granted at the Ordinary Council Meeting 16 August 2018.

COUNCIL RESOLUTION	317/18
That the apology from Councillor Last be accepted and leave of absence be granted.	
Moved Councillor Ewart	Seconded Councillor Castellari
	CARRIED

2. CITIZENSHIP CEREMONY

Nil

3. PRESENTATIONS

Nil

4. PUBLIC FORUM

4.1 ALISON GIMBERT - LACK OF TRANSPARENCY

Ms Gimbert congratulated Council staff for the effort in achieving the award from LGNSW. Council are to be commended for their efforts in ensuring that the water supplies to Bombala and Delegate are up to standard.

Speaking on transparency of Government, in March Mr Barilaro guaranteed \$15M to fix the water issues in both towns. At the Council meeting on 16th August 2018 in the Questions Without Notice Sue Haslingden put forward a question at Ms Gimbert's request for media releases about the \$15M that was promised, so far there has been no answer. Residents and ratepayers are becoming concerned that they may miss out on the money to fix water supplies.

Question 1: What if Mr Barilaro does not get elected next time, does this mean that we don't get the money?

Question 2: What if the State Government gets put out next time, does that also mean that we don't get the money?

Ms Gimbert notes it is now six months since this commitment from Mr Barilaro and from what she can ascertain no progress has been made other than EOI's being asked for. She believes that Council should be putting out a media release monthly to report to the residents what progress has been made. Ms Gimbert says that this is a considerable amount of money and every effort should be made to obtain it. To the residents it is a lifeline that they can't afford to miss out on.

(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	318/18
That members of the public be granted permission to address Council.	
Moved Councillor Castellari	Seconded Councillor Maslin
	CARRIED

5. DISCLOSURE OF INTEREST

Nil

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

319/18

- 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:
- 9.1 - Minutes of the Floodplain Risk Management Committee
 - 9.2 - Minutes of the August Youth Council Meeting
 - 10.1 - Monthly Funds Management Report – August 2018
 - 10.2 - Proposed Disability Inclusion Action Plan Implementation for 2019 Financial Year
 - 10.4 - Updated Lease between Council and Dalgety Caravan Park and Camping Ground Reserve Trust to Fabish
 - 13.3 - Publications Guide
 - 13.6 - Amendment to 2019 Schedule of Fees and Charges
 - 13.7 - 2018 Financial Statements to be Referred to External Audit
 - 13.8 - Feasibility Study – Monaro Rail Trail from Queanbeyan to Bombala
 - 19.1 - Audit of Current Non-Residential Charges in Cooma and Bombala
 - 19.2 - Legal Actions and Potential Claims Against SMRC as at 31 August 2018

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

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

7. ADOPTION OF MINUTES OF PREVIOUS MEETING

7.1 ORDINARY COUNCIL MEETING 6 SEPTEMBER 2018

COUNCIL RESOLUTION

320/18

THAT the minutes of the Ordinary Council Meeting held on 06 September 2018 are confirmed as a true and accurate record of proceedings.

Moved Councillor Old

Seconded Councillor Ewart

CARRIED

7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 6 SEPTEMBER 2018

COUNCIL RESOLUTION

321/18

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 06 September 2018 are confirmed as a true and accurate record of proceedings.

Moved Councillor Beer

Seconded Councillor Corbett

CARRIED

8. DELEGATE'S REPORT (IF ANY)

8.1 DELEGATE'S REPORT - MAYOR ROONEY

Canberra Region Joint Organisation meeting

Mayors of members Councils signed a MOU of the Chief Minister of the ACT which accepts the ACT as a full member of the CRJO. This is important for a number of reasons, firstly that they are a giant economy in the region, approximately 20 times the size of ours. Because of this they will be the major funder of CRJO, providing approximately half of the funding, plus a lot of expertise.

The meeting also accepted an application from Canberra Airport to become an affiliate member. The reasoning is that now that there is an international airport at Canberra it becomes a key gateway to the region. They have the capacity to export 230T of freight per day from Canberra to Asia and ultimately the rest of the world. The National Farmers Federation has a strategy to develop agricultural exports in the Canberra region to Asia. The key player in this strategy currently exports 90% of the fresh food from Adelaide so they are very experienced and have been awarded the contract by Canberra Airport to do this. They are not quite ready to go yet but once they commence operations in a major way they will be talking to all food producers within a 250km radius of Canberra Airport with a view to developing product lines for export to Asia. Very exciting for our region.

Chair of CRJO (Rowena Abbey, Mayor of Yass) sent a letter to the Commonwealth Government seeking additional drought relief assistance for the Council's in the CRJO. I spoke to Commonwealth Parliamentarian about initial drought relief for our farmers and graziers and got a very positive response from him.

NRL Anti Domestic Violence and Anti Suicide Programs in Canberra

A very successful program of relating to young men in football clubs and talking to them about the need for respectful relationships and mental hygiene to prevent suicide and the abuse of women and children. It has been so successful it has been adopted internationally, Tonga is using this NRL program to get the message to their young men. The GM also attended this meeting and they have been looking for opportunities to work with the NRL and bring them down to local football clubs to tackle this endemic problem.

8.2 DELEGATE'S REPORT - COUNCILLOR EWART

Waste Meeting at Michelago

Clr Ewart attended this meeting with the Waste Department to discuss waste options with the residents of Michelago and where they were currently up to with kerbside aspects. It was a very positive meeting and they were able to get the message across of why they are changing this and the benefits to the community. Rural residents are happy that they will retain their truck that comes on a Saturday morning for the foreseeable future.

8.3 DELEGATE'S REPORT - COUNCILLOR CASTELLARI

Cooma Scouts

Clr Castellari and the Mayor attended the Cooma Scouts which are now in operation again. This is a good community building exercise.

ARIC Committee Meeting

We have a new internal auditor Tarang, he is a really good addition to our staff. There were some very thorough examinations of the audit timetable over the next four quarters. It demonstrates how valuable it is to have external people brought into the audit committee who have different perspectives. It is a very productive committee. Max Shanahan (Chair) would like to do a presentation to Council. The General Manager suggested that this be a 15 min presentation at the second October Council meeting.

8.4 DELEGATE'S REPORT - COUNCILLOR OLD

Jindabyne Action Group (JAG) meeting

Clr Old attended this JAG meeting with Clr Beer. Olivier has done a survey through social media to which there were nearly 500 respondents.

Questions related to retail, parking, development and the future of Jindabyne. One of the questions was should the central school be separated in primary and secondary? 392 of 500 people said yes. They also asked, do you think the central school is the right location to increase student numbers? 370 of 500 people thought it should be moved. Another question was do they need more parking in Jindabyne? Only 13 of 500 people answered no to this question. Council need to address these issues. We should be able to take these results to the department of Education in relation to moving the school. Olivier will be doing a presentation next week and will present his compilation of figures.

8.5 DELEGATE'S REPORT - COUNCILLOR BEER

Clr Beer added to Clr Old’s report that there has been very strong back for some of these issues for quite a few years now. This puts more pressure on us to abdicate for these issues to be looked at.

8.6 DELEGATE'S REPORT - COUNCILLOR MINERS

Clr Miners was advised by the Australian Trucking Association that the Prime Minister and Deputy Prime Minister would be making an announcement at Royalla on the 20th Sept. This announcement was about cross border relationships between states and the laws of transport. The Eastern half of Australia have now aligned laws for width, height, etc so there won’t be any cross border issues that have occurred before.

COUNCIL RESOLUTION	322/18
That Council receive and note the Delegate’s Reports.	
Moved Councillor Maslin	Seconded Councillor Corbett
	CARRIED

9. ADOPTION OF COMMITTEE MINUTES/RECOMMENDATIONS

Business Arising Out Of The Minutes

Proceedings in Brief

A number of issues were raised by the Mayor seeking advice on progress with recommendations of the Committee. These issues did not require further resolutions from Council and were addressed by the General Manager

9.1 MINUTES OF THE FLOODPLAIN RISK MANAGEMENT COMMITTEE

Record No:

Responsible Officer: Director Operations & Infrastructure

Author:	Environmental Project Officer
Attachments:	1. Floodplain Management Committee Minutes 17 July 2018
	2. Floodplain Risk Management Process (OEH)
	3. Contractor Progress Presentation

EXECUTIVE SUMMARY

Prior to amalgamation, the previous Snowy River and Cooma Monaro Shire Councils applied for funding under the Office of Environment and Heritage (OEH) *2016-2017 Floodplain Management Program*. Both funding applications were successful and since amalgamation the two grants have been consolidated. Total funding received from the OEH Floodplain Program is for the sum of \$291,428.57.

The contract to facilitate this program was awarded to GRChydro/SMEC.

As per the OEH Program guidelines, a Floodplain Risk Management Committee is to be established and chaired by Council.

Membership of this committee is to be made up of Council representatives, relevant agencies and community representatives as set out in the '*Floodplain Risk Management Committee*' exert from the OEH '*Floodplain Development Manual*' (2005).

The Floodplain Risk Management Committee met for the first time on 17th July 2018 in Council Chambers Cooma. The minutes are presented for Council's information.

COUNCIL RESOLUTION

323/18

That the Minutes of the meeting of the Floodplain Risk Management Committee held on 17th July 2018 be confirmed as a true and accurate record of proceedings.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 2: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

9.2 MINUTES OF THE AUGUST YOUTH COUNCIL MEETING

Record No:

Responsible Officer:	Director Environment & Sustainability
Author:	Youth Officer
Attachments:	1. August Youth Council Minutes

EXECUTIVE SUMMARY

The Youth Council met on 7th August in Cooma. The minutes are presented for Council's information.

COUNCIL RESOLUTION

324/18

That Council receive and note the Minutes of the meeting of the Youth Council held on 7th August.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 3: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

10. CORPORATE BUSINESS - KEY THEME 1. COMMUNITY

10.1 MONTHLY FUNDS MANAGEMENT REPORT - AUGUST 2018

Record No:

Responsible Officer: Chief Financial Officer
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 31 August 2018.

Cash and Investments are \$85,085,390.

Certification

I, Matt Payne, 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 Policy.

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

COUNCIL RESOLUTION

325/18

That Council

- A. Receive and note the report indicating Council's cash and investments position as at 31 August 2018.
- B. Receive and note the Certificate of the Responsible Accounting Officer.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 4: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

10.2 PROPOSED DISABILITY INCLUSION ACTION PLAN IMPLEMENTATION FOR 2019 FINANCIAL YEAR

Record No:

Responsible Officer:	Director Environment & Sustainability
Author:	Community Service Officer
Key Theme:	1. Community Outcomes
CSP Community Strategy:	3.1 Develop, maintain and promote safe spaces and facilities that are enabling, accessible and inclusive for all
Delivery Program Objectives:	3.1.1 Public and community spaces are regulated and managed to be safe and equitable for all abilities
Attachments:	1. Proposed DIAP Implementation 2019 FY
Cost Centre	N/A
Project	N/A
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

This report outlines actions within the Snowy Monaro Regional Council *Disability Inclusion Action Plan 2017 – 2021* which are proposed for implementation in 2019.

The report also outlines progress towards overall implementation of the Snowy Monaro Regional Council *Disability Inclusion Action Plan 2017 – 2021*.

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

COUNCIL RESOLUTION

326/18

That Council receive and note the information in the report and support the operational implementation of the proposed 2019 actions.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 5: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

10.3 JINDABYNE POOL RENAMING

Record No:

Responsible Officer:	Director Operations & Infrastructure
Author:	Commercial Land Officer
Key Theme:	1. Community Outcomes
CSP Community Strategy:	1.3 Recreation, sporting and leisure facilities encourage all ages to live in an active and healthy lifestyle
Delivery Program Objectives:	1.3.2 Council has effectively identified community and visitor needs in

the development and enhancement of the Region's recreational facilities to ensure sound decision making

Attachments: 1. Community Feedback Jindabyne Pool Name
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

At the 21 June 2018 meeting, Council passed a resolution (248/18) to rename the Jindabyne Pool and put out for public exhibition.

There were eight (8) responses received, 7 against and 1 for the name change.

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

COUNCIL RESOLUTION

327/18

That Council

A. Acknowledge the public feedback and leave the name of the Jindabyne Pool as is for the time being.

Moved Councillor Beer

Seconded Councillor Old

CARRIED

10.4 UPDATED LEASE BETWEEN COUNCIL AND DALGETY CARAVAN PARK AND CAMPING GROUND RESERVE TRUST TO FABISH

Record No:

Responsible Officer: Director Operations & Infrastructure
Author: Property Officer
Key Theme: 3. Environment Outcomes
CSP Community Strategy: 8.2 Improve and maintain our public owned infrastructure and assets and facilities to a high standard
Delivery Program Objectives: 8.2.6 Council's infrastructure is maintained to meet compliance standards and to deliver high level services
Attachments: 1. Lease Document
2. Lease Agreement
Cost Centre 160219
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

During discussions with the Crown regarding the Crown Land Management Act 2016, a recommendation was given by the Crown that it would be beneficial to Council to update the lease with Dalgety Caravan Park and Camping Ground Trust to Fabish to be in line with the Legislation. The new lease will be for a period of ten (10) years with an option to renew for a period of ten (10) years.

The Lessee has been very proactive in maintenance and upgrades to the park and has spent In excess of \$20,000 of improvements which they funded themselves over the four year period they have held the lease. The Park is the only 4 Star Holiday Park in the region as of 2017.

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

COUNCIL RESOLUTION

328/18

That Council authorise the General Manager to execute the Lease documents and affix the Council Seal on the Lease documents between Council and Dalgety Caravan Park & Camping Ground Reserve Trust to Fabish.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 6: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

11. CORPORATE BUSINESS - KEY THEME 2. ECONOMY

Nil

12. CORPORATE BUSINESS - KEY THEME 3. ENVIRONMENT

COUNCIL RESOLUTION

329/18

That Item 12.1 – EPA Waste Management Issues Bombala and Delegate Landfill be deferred until Councillor Stewart arrives.

Moved Councillor Castellari

Seconded Councillor Maslin

CARRIED

12.1 EPA WASTE MANAGEMENT ISSUES BOMBALA AND DELEGATE LANDFILL

Record No:

Responsible Officer: Director Environment & Sustainability

Authors: Resources & Waste Facilities Manager
Director Environment & Sustainability
Group Manager Resource & Waste Management
Waste Project Officer

Key Theme: 3. Environment Outcomes

CSP Community Strategy: 7.1 Protect, value and enhance the existing natural environment

Delivery Program Objectives: 7.1.3 Council delivers a range of initiatives to the Snowy Monaro community to enhance their awareness and engagement of sustaining our pristine natural environment

Attachments: 1. Bombala EPA Letter
2. Delegate EPA Letter
3. Bombala Landfill Program of Works (Proposed)
4. Delegate Landfill Program of Works (Proposed)

Cost Centre

Project PJ220061 Bombala Landfill Upgrade
PJ220062 Delegate Landfill Upgrade

Further Operational Plan Actions:

EXECUTIVE SUMMARY

In February 2018, the NSW Environmental Protection Authority carried out inspections of the Bombala and Delegate Landfills with Council staff. In June 2018, Council received written correspondence from the EPA detailing the issues identified during the site inspections. This report details the proposed actions to be undertaken to rectify the issues identified. Council is required to respond to the EPA by 28 September 2018.

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

COUNCIL RESOLUTION

330/18

That Council

- A. Endorse the proposed Program of Works for Bombala and Delegate Landfills
- B. Provide the proposed Program of Works to the NSW Environment Protection Authority and seek EPA's comments on the proposal.

Moved Councillor Corbett

Seconded Councillor Beer

CARRIED

Note 7: Attendance of Governance Administration Officer

Governance Administration Officer was absent from the meeting from 5:53pm during Item 12.1 EPA Waste Management Issues Bombala and Delegate Landfill returning at 5:59pm during Item 13.2 Resolution Action Sheet Update – September 2017 to September 2018.

13. CORPORATE BUSINESS - KEY THEME 4. LEADERSHIP

13.1 ANSWERS TO QUESTIONS WITHOUT NOTICE FOR THE PERIOD SEPTEMBER 2017 TO SEPTEMBER 2018

Record No:

Responsible Officer: Director Corporate and Community Services
Author: Secretary Council & Committees
Key Theme: 4. Leadership Outcomes
CSP Community Strategy: 10.2 Sound governance practices direct Council business and decision making
Delivery Program Objectives: 10.2.2 Councillors are supported to make informed decisions in the best interest of the community and to advocate on behalf of the community
Attachments: 1. Councillor Questions - In Progress
2. Councillor Questions - Completed

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

In order to provide Councillors with answers to questions asked at Council Meetings, a report has been generated in InfoCouncil with all unanswered questions as documented and recorded in the minutes.

A new template has been developed to simplify the provision of information and ease of review of the action sheet. As a result the attached reports have been sorted into two action sheets;

- Complete - has a full summary of completed question responses for the period September 2017 to September 2018; and
- In Progress - is a summary of questions that are current. This version of the report will be updated monthly for Council. As question responses are completed they will be reported and archived.

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

COUNCIL RESOLUTION

331/18

That Council

Receive and note SMRC Councillors' Questions – Outstanding for the period September 2017 to September 2018; and

Receive and note the SMRC Councillors' Questions – Completed for the period September 2017 to September 2018.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 8: Attendance of Councillor

Clr Stewart joined the meeting at 5:36pm during discussion of Item 13.1 Answers to Questions Without Notice for the Period September 2017 to September 2018.

13.2 RESOLUTION ACTION SHEET UPDATE - SEPTEMBER 2017 TO SEPTEMBER 2018

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Secretary Council & Committees
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. Resolution Action Sheet - Complete 2. Resolution Action Sheet - In Progress
Cost Centre	3120 Governance
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

In order to provide Councillors with updates on resolutions of Council, a report has been generated in InfoCouncil with all resolutions requesting actions as documented and recorded in the minutes.

A new template has been developed to simplify the provision of information and ease of review of the action sheet. As a result the attached reports have been sorted into two action sheets;

- Complete - has a full summary of completed actions for the period September 2017 to September 2018; and
- In Progress - is a summary of actions that are current. This version of the report will be updated monthly for Council. As actions are completed they will be reported and archived.

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

COUNCIL RESOLUTION	332/18
That Council	
A. Receive and note the SMRC Resolution Action Sheet – Complete, for the period September 2017 to September 2018; and	
B. Receive and note the SMRC Resolution Action Sheet – In Progress, for the period September 2017 to September 2018.	
Moved Councillor Beer	Seconded Councillor Castellari
	CARRIED

Note 9: Attendance of Councillor

Councillor Ewart was absent from the meeting from 5:58pm during Item 13.2 Resolution Action Sheet Update – September 2017 to September 2018 returning at 5:59pm during same.

Note 10: Attendance of ICT Manager (insert position title of person leaving room)

ICT Manager was absent from the meeting from 5:58pm during Item 13.2 Resolution Action Sheet Update – September 2017 to September 2018 returning at 6:01pm during same.

13.3 PUBLICATION GUIDE

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Secretary Council & Committees
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	12.2 Residents have access to timely, relevant and accurate information on issues that affect them
Delivery Program Objectives:	12.2.2 Council provide convenient ways for customers to engage with us and we respond appropriately
Attachments:	1. SMRC Publication Guide 2. IPC Guideline 6 3. IPC Fact Sheet

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

Publication Guides are a significant portal to government information that allow the public to identify and access government information held by agencies. Under the Government Information (Public Access) Act 2009, all NSW state government agencies, including local government are required to prepare an agency information guide.

The Publication Guide is required to be reviewed and updated on an annual basis, although amendments may be made at any time. The reviewed Publications Guide for SMRC is attached to this report.

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

COUNCIL RESOLUTION	333/18
That Council adopt the Publication Guide and endorse the guide to be published on Councils website.	
Moved Councillor Ewart	Seconded Councillor Old
	CARRIED

Note 11: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

13.4 MEETING DATES AND TIMES OF COUNCIL MEETINGS - OCTOBER 2018 TO SEPTEMBER 2019 AND COUNCILLOR BRIEFING SESSIONS.

Record No:

Responsible Officer: Acting General Manager
Author: Group Manager Governance
Key Direction: 4. Leadership Outcomes
Delivery Plan Strategy: 10.2 Sound governance practices direct Council business and decision making
Operational Plan Action: 10.2.2 Councillors are supported to make informed decisions in the best interest of the community and to advocate on behalf of the community
Attachments: 1. OLG Practice Note 16
2. SVC Code of Meeting Practice
Cost Centre
Project Operational Activity

EXECUTIVE SUMMARY

At the first meeting of Council on 26 September 2017 Council determined the meeting dates and times for September 2017 to September 2018. In March 2018 Council amended the meeting schedule to

include two (2) meetings a month on the same rotation. Council is required to determine the meeting schedule for October 2018 to September 2019.

Councillor Briefing Sessions are common across NSW local government and provide an opportunity for Councillors and staff to interact in a setting that is less formal than Council meetings. Briefing sessions provide the opportunity for the General Manager and staff to update Councillors on operational matters and emerging issues that would not normally be subject of a formal business paper report.

It is also proposed that Council adopt the practice of scheduling as many of its committee meetings and workshops on ordinary Council meeting days to better enable Councillors, especially those in full time employment, organise their diaries.

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

COUNCIL RESOLUTION

334/18

That Council

- A. Subject to the right to amend the schedule for any reason from time to time, schedule Council Meetings for the period October 2018 to September 2019, continue to be held on the first (1st) and third (3rd) Thursday of the month commencing at 5.00pm and be rotated on the basis of even months in Cooma Council Chambers and on the 3rd Thursday of an odd month to rotate between Berridale/Jindabyne (subject to Hall availability) and Bombala (Community Centre), per the schedule in Part A of this report.
- B. Determine that Council has one meeting in January 2019 only as per the Schedule in Part A of this report.
- C. Establish Briefing Sessions prior to each Council meeting, with each briefing session to begin at 1:00pm and conclude at 4:00pm on the day of the Council meeting to be followed by a pre Council meeting from 4:00pm – 5:00pm;
- D. Include Terms of Reference for Briefing Sessions in Council's new Code of Meeting Practice to be developed once the State formally releases its model Code of Meeting Practice;
- E. Conduct the Briefing Sessions in a manner consistent with the guidelines included as attachments to this report until such time a more complete set of Terms of Reference is established;
- F. Seek to schedule as many Committee meetings, workshops and other meetings involving Councillors on the days of Council meetings, enabling Councillors to better organise their diaries.

Moved Councillor Maslin

Seconded Councillor Castellari

CARRIED

13.5 COUNCILLOR FEES FOR THE 2019 FINANCIAL YEAR

Record No:

Responsible Officer: Director Corporate and Community Services

Author: Group Manager Governance

Key Theme: 4. Leadership Outcomes

CSP Community Strategy: 10.2 Sound governance practices direct Council business and decision

	making
Delivery Program Objectives:	10.2.2 Councillors are supported to make informed decisions in the best interest of the community and to advocate on behalf of the community
Attachments:	1. Remuneration Tribunal 2018 Annual Determination
Cost Centre	3110
Project	Councillor Remuneration

EXECUTIVE SUMMARY

To consider the determination of the Local Government Remuneration Tribunal and set the Mayor and Councillor Fees from 1 July 2018 in accordance with that determination.

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

COUNCIL RESOLUTION	335/18	
That Council		
A. Pursuant to Section 248 of the Local Government Act 1993, Council fix the annual fee for Councillors for the period 1 July 2018 to 30 June 2019, as the maximum annual amount determined being \$19,790 per councillor payable monthly in arrears as prescribed by the Act;		
B. Pursuant to Section 249 of the Local Government Act 1993, Council fix the annual fee for the period 1 July 2018 to 30 June 2019, as the maximum annual amount determined being \$43,170, for payment to the Mayor subject to the deduction there from of such amounts calculated on a daily pro-rata basis, to be paid to the Deputy Mayor in respect of those periods of time when the Mayor is prevented, by absence, illness or otherwise, from acting in the Office of Mayor and the Deputy Mayor is specifically requested to do so by the Mayor.		
C. Authorise the expenditure in the 2019 Financial Year Budget with funding to be provided from cost centre 3110, backdated to 1 July 2018.		
Moved Councillor Beer	Seconded Councillor Ewart	CARRIED

13.6 AMENDMENT TO 2019 SCHEDULE OF FEES AND CHARGES

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Governance Officer
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	11.1 Public services and processes are delivered reliably and efficiently in response to community needs
Delivery Program Objectives:	11.1.3 Rates, Fees and Charges are rationalised to support community needs and services
Attachments:	1. Submissions for Amendment to 2019 Schedule of Fees and Charges
Cost Centre	
Project	2019 Schedule of Fees and Charges
Further Operational Plan Actions:	Nil

EXECUTIVE SUMMARY

Council adopted the 2019 Schedule of Fees and Charges on 28 June 2018, Council Resolution 256/18. Since this time two additional fees and a fee amendment were identified. In July Council resolved to place the additional fees and amendment on public exhibition under recommendation from Council officers.

Council placed the fees on Public Exhibition for 28 days from 1 August to 28 August 2018. During this time Council received one enquiry and three submissions regarding the amendment to the 2019 Schedule of Fees and Charges.

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

COUNCIL RESOLUTION	336/18
That Council	
A. Note the submissions received	
B. Adopt the addition of a fee for Application for Disclosure of Biosecurity Directions and Undertakings at \$30 per holding	
C. Adopt the addition of a fee for Sale of Compost Grade A (Screened) at \$52.50/Tonne (GST Inc.) and,	
D. Adopt the amendment of On-Site Sewage Management (OSSM) Renewal Fee at \$25 per renewal.	
Moved Councillor Ewart	Seconded Councillor Old
	CARRIED

Note 12: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

13.7 2018 FINANCIAL STATEMENTS TO BE REFERRED TO EXTERNAL AUDIT

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Chief Financial Officer
Key Direction:	4. Leadership Outcomes
Delivery Plan Strategy:	11.2 Council utilises sound fiscal management practices, pursues and attracts other sources of income
Operational Plan Action:	11.2.2 Provision of statutory reporting enables our leaders to make decisions on Council's financial sustainability
Attachments:	1. GPFS Statement by Councillors and Management 2. SPFS Statement by Councillors and Management
Cost Centre	4010 Financial Services
Project	2018 Financial Statements
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Council's 2018 Financial Statements are in the process of being finalised and, in accordance with Section 413(2) of the Local Government Act 1993, Council is required to refer them for external audit.

The 2018 Financial Statements encompass the period 1 July 2017 to 30 June 2018.

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

COUNCIL RESOLUTION

337/18

That Council

- A. Authorise the Mayor, a Councillor, General Manager, and the Responsible Accounting Officer to sign the Statement by Councillors and Management for the Snowy Monaro Regional Council 2018 General Purpose Financial Statements and 2018 Special Purpose Financial Statements.
- B. Authorise the referral of the 2018 Financial Statements to the external auditor.
- C. Authorise the General Manager to issue the 2018 Financial Statements upon receiving the external auditor's report.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 13: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

13.8 FEASIBILITY STUDY - MONARO RAIL TRAIL FROM QUEANBEYAN TO BOMBALA

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Executive Assistant to Director Corporate and Community Services
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	10.2 Sound governance practices direct Council business and decision making
Delivery Program Objectives:	10.2.2 Councillors are supported to make informed decisions in the best interest of the community and to advocate on behalf of the community
Attachments:	Nil
Cost Centre	GL 10-7020-1001-63304
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

This report provides a response to a question asked by Councillor Stewart at the Council Meeting held on 16 August 2018. The question is, 'Would it be possible to provide a report for the next meeting on the allocated money for the feasibility for the rail trail that Council passed to see where it is at?'

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

COUNCIL RESOLUTION

338/18

That Council agree to await the outcome of an initial scoping report from the Monaro Trail Group and to consider the findings therein, prior to progressing with a feasibility study for the Monaro Rail Trail from Queanbeyan to Bombala.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 14: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

14. REPORTS BY GENERAL MANAGER

Nil

15. NOTICE OF MOTION

Nil

16. MOTIONS OF URGENCY

Nil

17. QUESTIONS WITH NOTICE

Nil

18. QUESTIONS TAKEN ON NOTICE

18.1 CLR MASLIN - INFORMATION ON SMRC WEBSITE REGARDING REASONS FOR FEES AND CHARGES

Question: Please could an article be put on the website, explaining the importance of Council adopting "Best Practice" in fees and charges.

Best Practice is a requirement in applications for government grant funding from Federal and State Governments. In the interests of transparency, it's important that ratepayers are given all reasons for the fees and charges they are asked to pay.

Answer: Taken on Notice

19. CONFIDENTIAL MATTERS

RECOMMENDATION

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:

19.1 Audit of Current Non-residential Charges in Cooma and Bombala

Item 19.1 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and (f) of the Local Government Act because it contains and details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

19.2 Legal Actions and Potential Claims Against SMRC as at 31 August 2018

Item 19.2 is confidential in accordance with s10(A)(2)(e) of the Local Government Act because it contains information that would, if disclosed, prejudice the maintenance of law 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.

20. REPORT FROM CONFIDENTIAL SESSION

19.1 AUDIT OF CURRENT NON-RESIDENTIAL CHARGES IN COOMA AND BOMBALA

COUNCIL RESOLUTION

339/18

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

- The audit undertaken to determine the non-residential sewer charges that had been applied in Cooma, Bombala and Delegate and any variance in the applied charges from those in the adopted fees and charges
- That Council note the magnitude of the loss of revenue due to incorrect charges being applied from an unwieldy charging regime.

Moved Councillor Ewart

Seconded Councillor Old

CARRIED

Note 15: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

19.2 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC AS AT 31 AUGUST 2018

COUNCIL RESOLUTION

340/18

That Council receive and note the information in this report.

Moved Councillor Ewart

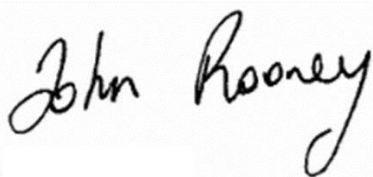
Seconded Councillor Old

CARRIED

Note 16: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 319/18 above as there was no challenge by Councillors.

There being no further business the Mayor declared the meeting closed at 6:25pm



CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 20 September 2018 were confirmed by Council at a duly convened meeting on 4 October 2018 at which meeting the signature hereon was subscribed.