



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting
17 October 2019

**ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 17 OCTOBER 2019**

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

**ON THURSDAY, 17 OCTOBER 2019
COMMENCING AT**

PRESENT: Mayor Peter Beer
Deputy Mayor Linley Miners
Councillor John Rooney
Councillor John Castellari
Councillor James Ewart
Councillor Rogan Corbett
Councillor Sue Haslingden
Councillor John Last
Councillor Anne Maslin
Councillor Brian Old arrived at 5.50PM
Councillor Bob Stewart

APOLOGIES: Suneil Adhikari, Director Operations & Infrastructure
Gary Shakespeare, Acting Director Operations & Infrastructure

Staff: Peter Bascomb, General Manager
Linda Nicholson, Acting Director Operations & Infrastructure
Peter Smith, Director Environment & Sustainability
David Rawlings, Acting Director Corporate & Community Services
Amanda Shepherd, Secretary Council and Committees
Joyleen Mathias, Manager Corporate Governance
Gina McConkey, Group Manager Environmental Management
Brett Jones, Acting Group Manager Environmental Management
Tarang Kamath, Senior Internal Auditor
Nathan Thompson, Communications Officer left the meeting at 7.05PM

Notes: *The Mayor opened the meeting at 5.05 PM, The Mayor adjourned the meeting at 5.08PM for Public Forum, The meeting resumed at 5.58PM, Clr Old joined the meeting at 5.50PM during Public Forum, At 7.05PM the meeting adjourned for a dinner break, Communications Officer departed the meeting at 7.05PM during the dinner break for the duration of the meeting, The meeting resumed at 7.35PM, At 7.56PM the meeting was closed to the press and public, At 8.40PM the Closed Session ended and the Council meeting continued in Open Session, There being no further business the Mayor declared the meeting closed at 8.47PM.*

1. OPENING MEETING

The Mayor opened the meeting at 5.05 PM.

2. ACKNOWLEDGEMENT OF COUNTRY

Note 1: Adjournment of Meeting

The Mayor adjourned the meeting at 5.08PM for Public Forum.

Note 2: Resumption of Meeting

The meeting resumed at 5.58PM.

Note 3: Attendance of Councillor Old

Clr Old joined the meeting at 5.50PM during Public Forum.

3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil .

4. CITIZENSHIP CEREMONIES

Nil.

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

359/19

- 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:
- 7.1- Ordinary Council Meeting held on 19 September 2019;
 - 7.2- Closed Session of the Ordinary Council Meeting held on 19 September 2019;
 - 9.1.1- Section 355 Committee Minutes: Bombala Exhibition Ground, Bredbo Hall, Dalgety Hall and Smiths Rd Hall;
 - 9.1.2- Monthly Funds Management Report - September 2019;
 - 9.1.3- Jindabyne Water Tower Mural art project;
 - 9.1.6- Arts and Culture Advisory Committee Meeting held 11 September 2019;
 - 9.1.7- Snowy Monaro Local Traffic Committee Report;
 - 9.1.8- Relocation of Park Street and Lions Park Bus Stops in Berridale;
 - 9.1.9- September Youth Council Minutes;
 - 9.2.1- August 2019 Business Confidence Survey Results;
 - 9.3.1- Relaxation of Restrictions Prohibiting Delivery Trucks from Loading/Unloading in Clock Tower Car Park – Jindabyne;
 - 9.3.2- Draft SMRC Flood and Floodplain Risk Management Studies;
 - 9.4.1- Tabling of Disclosures of Pecuniary Interest Returns;
 - 9.4.2- End of Year Closure 2019/2020;

9.4.3- Answers to Questions With Notice;
9.4.4- Resolution Action Sheet Update;
9.4.6- Establishing a Policy to Govern the Appointment of an Acting General Manager;
9.4.7- Adjustment of Purchasing and Tendering Policy to Reflect Legislative Changes.;
9.4.8- Audit, Risk and Improvement Committee and Internal Audit Annual Report 2018/2019;
13.1- Cooma Visitors Centre – Upgrade;
13.4- Renewal of Lease 59 Vale Street Cooma - Barber Shop;
13.6- Replacement of Council's Road Maintenance Truck. Plant Number 9264;
13.8- Audit, Risk and Improvement Committee - Minutes of Meeting; and
B. That the Officer's Recommendations in the reports listed above are hereby adopted.
Moved Councillor Ewart **Seconded Deputy Mayor Miners** **CARRIED**

Note 4: RECORD OF VOTING

COUNCILLORS FOR: *MAYOR BEER , COUNCILLOR CASTELLARI, COUNCILLOR CORBETT, COUNCILLOR EWART, COUNCILLOR HASLINGDEN, COUNCILLOR LAST, COUNCILLOR MASLIN, DEPUTY MAYOR MINERS, COUNCILLOR OLD, COUNCILLOR ROONEY AND COUNCILLOR STEWART.*

COUNCILLORS AGAINST: *NIL.*

[7. CONFIRMATION OF MINUTES

7.1 ORDINARY COUNCIL MEETING 19 SEPTEMBER 2019

COUNCIL RESOLUTION **360/19**

THAT the minutes of the Ordinary Council Meeting held on 19 September 2019 are confirmed as a true and accurate record of proceedings.

Moved Councillor Ewart **Seconded Deputy Mayor Miners** **CARRIED**

Note 5: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 19 SEPTEMBER 2019

COUNCIL RESOLUTION **361/19**

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 19 September 2019 are confirmed as a true and accurate record of proceedings.

Moved Councillor Ewart **Seconded Deputy Mayor Miners** **CARRIED**

Note 6: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

8.1 DEVELOPMENT CONTROL PLAN AMENDMENTS (NOTIFICATION, VEGETATION REMOVAL AND BUILDING EFFICIENCY) POST EXHIBITION REPORT

Record No:

Responsible Officer: **Director Environment & Sustainability**

Author:	Senior Strategic Land Use Planner
Key Theme:	3. Environment Outcomes
CSP Community Strategy:	8.1 Plan for rural, urban and industrial development that is sensitive to the region's natural environment and heritage
Delivery Program Objectives:	8.1.3 Development assessment processes are streamlined to support regional development and growth
Attachments:	1. Development Control Plan Amendments (Combined) (<i>Under Separate Cover</i>) 2. Submissions (Combined) (<i>Under Separate Cover</i>)
Further Operational Plan Actions:	7.3 Manage Council's community and land use planning processes to achieve regulatory requirements and community aspirations

EXECUTIVE SUMMARY

The purpose of this report is to advise Council of the outcomes from the public exhibition of Bombala and Snowy River Development Control Plan Amendment 1 and Cooma-Monaro Development Control Plan Amendment 2. The proposed amendments relate to vegetation removal, building efficiency and notification of development applications. The report also makes recommendations regarding the finalisation of the Development Control Plan Amendments in line with relevant legislation.

COUNCIL RESOLUTION

362/19

That Council:

- A. Adopt the Cooma Monaro Development Control Plan (Amendment 2), Bombala Development Control Plan (Amendment 1) and Snowy River Development Control Plan (Amendment 1) as amended, in accordance with Clause 21(1) of the *Environmental Planning and Assessment Regulation 2000*;
- B. Provide public notice of its decision in a local newspaper within 28 days of this resolution, in accordance with Clause 21(2) of the *Environmental Planning and Assessment Regulation 2000*;
- C. Notify persons who made a submission of Council's decision.

Moved Councillor Rooney

Seconded Councillor Ewart

CARRIED

Note 7: Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Maslin, Deputy Mayor Miners, Councillor Old, Councillor Rooney and Councillor Stewart.

Councillors Against: Councillor Last.

8.2 SNOWY MONARO PLANNING AND DEVELOPMENT COMMUNITY PARTICIPATION PLAN POST EXHIBITION REPORT

Record No:

Responsible Officer: Group Manager Economic Development and Tourism

Author: Senior Strategic Land Use Planner

Key Theme: 3. Environment Outcomes

CSP Community Strategy:	8.1 Plan for rural, urban and industrial development that is sensitive to the region's natural environment and heritage
Delivery Program Objectives:	8.1.3 Development assessment processes are streamlined to support regional development and growth
Attachments:	1. Snowy Monaro Community Participation Plan
Further Operational Plan Actions:	7.3 Manage Council's community and land use planning processes to achieve regulatory requirements and community aspirations 7.11 Ensure community members are afforded the opportunity to review, comment and participate in Council decision making

EXECUTIVE SUMMARY

The purpose of this report is to advise Council of the outcomes from the public exhibition of Snowy Monaro Community Participation Plan (CPP) and make recommendations regarding the finalisation of the CPP in line with relevant legislation.

COUNCIL RESOLUTION	363/19
That Council adopt the Snowy Monaro Planning and Development Community Participation Plan (Attachment 1).	
Moved Councillor Stewart	Seconded Councillor Rooney
	CARRIED

Note 8: Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Old, Councillor Rooney and Councillor Stewart.

Councillors Against: Nil.

9. OTHER REPORTS TO COUNCIL

9.1 KEY THEME 1. COMMUNITY

9.1.1 SECTION 355 COMMITTEE MINUTES: BOMBALA EXHIBITION GROUND, BREDBO HALL, DALGETY HALL AND SMITHS RD HALL

Record No:

Responsible Officer:	Acting Director Corporate and Community Services
Author:	Governance 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:	1.3.3 Council's recreational facilities, parks and public open spaces are safe, well managed and accessible
Attachments:	1. Minutes of the Dalgety Hall s355 Management Committee Meeting held 30 August 2018 <i>(Under Separate Cover)</i> 2. Minutes of the Bombala Exhibition Ground s355 Management Committee Meeting held 12 June 2019 <i>(Under Separate Cover)</i>

3. Minutes of the Bombala Exhibition Ground s355 Management Committee Meeting held 10 July 2019 and AGM (*Under Separate Cover*)
4. Minutes of the Smiths Rd Hall s355 Management Committee Meeting held 29 June 2019 (*Under Separate Cover*)
5. Minutes of the Bredbo Hall s355 Management Committee Meeting held 4 September 2019 (*Under Separate Cover*)

EXECUTIVE SUMMARY

Council has received minutes from the following Section 355 Committees; Bombala Exhibition Ground, Bredbo Hall, Dalgety Hall and Smiths Rd Hall. These minutes are attached for Councils information.

A number of items mentioned in the minutes of these committees have been escalated to council. These items have been forwarded to the relevant department to be considered in operational schedules.

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

COUNCIL RESOLUTION

364/19

That Council receive and note:

- A. Minutes of the Dalgety Hall Section 355 Management Committee meeting held 30 August 2018;
- B. Minutes of the Bombala Exhibition Ground Section 355 Management Committee meeting held 12 June 2019 and 10 July 2019 including AGM;
- C. Minutes of the Smith's Rd Hall Section 355 Management Committee meeting held 29 June 2019; and
- D. Minutes of the Bredbo Hall Section 355 Management Committee meeting held 4 September 2019.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 9: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.1.2 MONTHLY FUNDS MANAGEMENT REPORT - SEPTEMBER 2019

Record No:

Responsible Officer:	Director Corporate and Community Services
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:	
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 2019.

Cash and Investments are \$86,221,540.

Certification

I, Matt Payne, Responsible Accounting Officer of Snowy Monaro Regional Council hereby certify, as required by Clause 212 of the Local Government (General) Regulation 2005, that investments as detailed in this report have been 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

365/19

That Council:

- A. Receive and note the report indicating Council's cash and investments position as at 30 September 2019;
- B. Receive and note the Certificate of the Responsible Accounting Officer.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 10: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.1.3 JINDABYNE WATER TOWER MURAL ART PROJECT

Record No:

Responsible Officer: Manager Tourism & Events
Author: Youth Development Officer
Key Theme: 1. Community Outcomes
CSP Community Strategy: 2.2 Support and promote the arts recognising the broad and diverse contribution it makes to community identity and wellbeing
Delivery Program Objectives: 2.2.1 A range of regional level arts and cultural activities are delivered and promoted in partnership with the community
Attachments: 1. Mike Shankster Portfolio
Cost Centre 2910
Project Mike Shankster- Jindabyne Water Tower Mural Art Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

Council staff have been approached by local Jindabyne artist Mike Shankster to create a mural on the external wall of the Jindabyne water tank, located at the top of Twynam Street in Jindabyne. The mural will be the artist's interpretation of the view over the mountains. (see image below). Mike would like Council's permission and approval to complete the artwork on the water tank and assistance with applying for grant funding to complete the concept design and complete the artwork. Mike has provided information in regards to grant funding that would allow him to complete the mural if successful in

gaining funding.

Council's Youth Development officers (YDOs) support the proposal for the mural to be installed. YDO's have also spoken with Water and waste water managers who have also said they support the project providing there is no restrictions to access.

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

COUNCIL RESOLUTION

366/19

That Council

- A. Receive and note the information in the report on Mr Mike Shankster's proposal to install a mural on the Jindabyne water tank at the top of Twynam Street in Jindabyne, and
- B. Approve this particular artwork and endorse Mr Shankster seeking grant funding to install the mural.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 11: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.1.4 FUNDING FOR THE RELOCATION AND ESTABLISHMENT OF BOMBALA DOG POUND

Record No:

Responsible Officer: Director Environment & Sustainability
Author: Group Manager Environmental Management
Key Theme: 1. Community Outcomes
CSP Community Strategy: 3.2 Positive social behaviours (including law and order) are fostered and encouraged to maintain our safe, healthy and connected communities
Delivery Program Objectives: 3.2.1 Council's public health and regulatory responsibilities are planned for and delivered to facilitate a safe community and raise awareness
Attachments: Nil
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

Snowy Monaro Regional Council had a dog pound facility located on the same allotment of Council's Bombala Sewerage Treatment Plant (STP). Proposed major upgrade works planned for the Bombala STP require that the dog pound facility be demolished to allow for the expansion of the STP infrastructure.

To ensure that dog impounding services can be met at Bombala, a suitable location for the relocation of the dog pound facility has been sought. Investigations of suitable locations and existing facilities identified a building at the Bombala Saleyards that is currently not in use. The unused Kiosk building is constructed of concrete blockwork with sanitary facilities, power and water as services to the building, making it structurally and practicably suitable for the use of a dog pound with minimal construction works and adaptation required.

The Bombala Saleyards Kiosk Building has not been used for some time due to the majority of local sheep and cattle sales now being held at Cooma Saleyards. The Bombala Saleyards are still used for holding transit stock with Bombala Landmark being the major stock and station agent using these facilities. Discussions have been held with Landmark employees and no issues have been identified from their perspective.

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

COUNCIL RESOLUTION

367/19

That Council undertake the following works;

- A. That Council fund the refurbishment of the unused kiosk building located at the Bombala Saleyards to be established into a two pen dog pound and exercise run.
- B. That the funds be identified in the September quarterly review.

Moved Councillor Stewart

Seconded Councillor Castellari

CARRIED

Note 12: Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Old and Councillor Stewart.

Councillors Against: Councillor Rooney.

9.1.5 RECONSIDERATION OF RESOLUTION NUMBER 1/19 - BUNDARRA RD

Record No:

Responsible Officer: General Manager

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. Council Report - Bundarra Rd July 2019
 - 2. Bundarra Rd - Attachment to Original Report
 - 3. Right of Carriageway
 - 4. Southern Tablelands 4WD Property (*Under Separate Cover*) - **Confidential**
 - 5. Other Property Benefitted by Right of Carriageway (*Under Separate Cover*) - **Confidential**
 - 6. Aerial Photos - Bundarra Rd (*Under Separate Cover*) - **Confidential**
 - 7. Solicitor's Advice Regarding Previous Resolution regarding Bundarra Rd (*Under Separate Cover*) - **Confidential**
 - 8. Mr & Mrs Hall - Property (*Under Separate Cover*) - **Confidential**
 - 9. Mr & Mrs Hall - Detail (*Under Separate Cover*) - **Confidential**
 - 10. Government Gazette Notice

EXECUTIVE SUMMARY

At its meeting of 18 July, Council adopted an officer's recommendation the intent of which was to address some perceived access issues of the Bundarra Rd. The request to transfer a section of Crown

Road to Council (Part G of resolution 258/19) was put into effect with a letter to the department on 19 July.

Subsequent to the July meeting the situation has been reviewed. The view has been formed that the dispute over access to a number of lots relying on a Right of Carriageway was a civil matter in which Council should not be involved.

An assessment of whether extending the public road access past the boundary of Lot 20 DP 655382 is in the community benefit. Such action is not seen as warranted.

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

COUNCIL RESOLUTION

368/19

That Council:

- A. Note that Part G of Resolution 258/19 has been implemented and the Crown Road that passed through Lot 20 DP 655382 has been transferred to Council;
- B. Not proceed with the implementation of parts E, H and I from Resolution 258/19;
- C. Refer the matter back to the relevant parties indicating that it is a civil matter that should be resolved by the parties without Council's engagement;
- D. Formally apologise to the owners of Lot 20 DP 655382 for Council's action in seeking the transfer of the Crown Road that previously formed part of their Enclosure Permit; and
- E. Ask the General Manager to assist the parties in finding independent mediation services to assist with the issue.

Moved Councillor Ewart

Seconded Councillor Corbett

CARRIED

Note 13: Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Old and Councillor Stewart.

Councillors Against: Councillor Rooney.

Note 14: Committee Discussion

Councillors agreed to go into Committee to discuss item 9.1.5 Reconsideration of Resolution Number 1/19 - Bundarra Rd at 6.15PM.

Record of Voting – Into Committee

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Haslingden, Councillor Maslin, Deputy Mayor Miners, Councillor Old and Councillor Stewart.

Councillors Against: Councillor Ewart, Councillor Last and Councillor Rooney.

Councillors agreed to move out of Committee at 6.30PM.

Record of Voting – Out of Committee

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Old, Councillor Rooney and Councillor Stewart.

Councillors Against: Nil.

Note 15: Point of Order

Clr Last raised a point of order on the basis that Items A to D be discussed first, then the additional items as required.

Mayor Beer responded to the point of order and asked Councillors to discuss items A to D in the above resolution first, before discussing additional items.

Note 16: Point of Order

Clr Rooney raised a point of order on the basis that if we agree to the motion (A TO E) that settles that matter? If so, he wishes to propose a further amendment to the motion.

The Mayor responded to the point of order that the motion as currently tabled needs to be dealt with first, before anything further is added.

9.1.6 ARTS AND CULTURE ADVISORY COMMITTEE MEETING HELD 11 SEPTEMBER 2019

Record No:

Responsible Officer:	Director Environment & Sustainability
Author:	Community Development Planner and Projects Officer
Key Theme:	1. Community Outcomes
CSP Community Strategy:	2.2 Support and promote the arts recognising the broad and diverse contribution it makes to community identity and wellbeing
Delivery Program Objectives:	2.2.1 A range of regional level arts and cultural activities are delivered and promoted in partnership with the community
Attachments:	1. 20190911 Arts and Culture Advisory Committee Minutes
Cost Centre	Arts and Culture 2410
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

The SMRC Arts and Culture Advisory Committee met on 11 September 2019.

The minutes of the meeting are attached to this report, and its recommendations are presented for Council's consideration.

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

COUNCIL RESOLUTION

369/19

That Council

- A. Receive and note the minutes of the Arts and Culture Advisory Committee meeting held 11 September 2019;
- B. Support the Committee recommendations relating to Item 5.3 – Community Arts and Culture facility in Cooma;
- C. Support the Committee recommendation relating to Item 5.5 – Communication / Promotion of Committee; and
- D. Supports the Committee recommendation relating to Item 5.6 – Bombala Arts and Innovation Hub.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 17: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.1.7 SNOWY MONARO LOCAL TRAFFIC COMMITTEE REPORT

Record No:

Responsible Officer: Director Operations & Infrastructure
Author: Roads Safety Officer
Attachments: 1. Minutes of the Local Traffic Committee Meeting held on Thursday 26 September 2019

EXECUTIVE SUMMARY

The Local Traffic Committee met on 26 September 2019 in Jindabyne. The Committee's recommendations are presented for Council's consideration and adoption.

COUNCIL RESOLUTION

370/19

That the recommendations of the meeting of the Local Traffic Committee held on 26 September 2019 be adopted.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 18: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.1.8 RELOCATION OF PARK STREET AND LIONS PARK BUS STOPS IN BERRIDALE.

Record No:

Responsible Officer: Director Operations & Infrastructure
Author: Roads Safety Officer
Key Theme: 3. Environment Outcomes
CSP Community Strategy: 9.1 Transportation corridors throughout the region are improved and maintained
Delivery Program Objectives: 9.1.2 Our local road network is planned, built and repaired to improve movement across the region
Attachments: 1. Bus Stop Relocation
2. Local Traffic Committee approval
Cost Centre: 1802 Transport Infrastructure (Operations)
Project: Snowy Monaro Local Traffic Committee (Supplement)

EXECUTIVE SUMMARY

The project to reconstruct Myack Street, between Park Street and Jindabyne Road will have an impact on the operation of two bus stops within the project scope. These are:

1. The School Bus Stop in Park Street, and
2. The Train Link Bus Stop at Lions Park.



The school bus stop is used by four buses each morning between 8:00 am and 8:30 am, and each afternoon between 4:00 pm and 4:30 pm during school terms.

The Train Link Bus currently stops in Berridale on Monday, Wednesday and Friday at 8:48 am travelling from Bombala to Canberra and at 2:02 pm travelling from Canberra to Bombala. This means a total of 46 bus movements using either bus stop.

It is proposed to move both bus stops to the car park area adjacent to Highdale Street Berridale.



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

COUNCIL RESOLUTION

371/19

That Council approves the relocation of the Park Street and Lions Park Bus Stops to the Highdale Street Carpark for the duration of the Myack Street re-construction.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 19: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.1.9 SEPTEMBER YOUTH COUNCIL MINUTES

Record No:

Responsible Officer: Director Environment & Sustainability

Author: Youth Officer

Attachments: 1. September_Youth_Council_Minutes

EXECUTIVE SUMMARY

The Youth Council met in Cooma on the 3rd of September 2019. The Committee's minutes are presented for Council's consideration and adoption.

COUNCIL RESOLUTION

372/19

That Council receive and note the minutes of the Youth Council meeting, held 3rd September 2019.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 20: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.2 KEY THEME 2. ECONOMY

9.2.1 AUGUST 2019 BUSINESS CONFIDENCE SURVEY RESULTS

Record No:

Responsible Officer: Director Environment & Sustainability

Author: Economic Development Officer

Key Theme: 2. Economy Outcomes

CSP Community Strategy: 4.1 Attract diverse businesses and industries to the region, supporting their establishment and retention

Delivery Program Objectives: 4.1.3 Council is an active community partner in supporting regional business initiatives

Attachments: 1. August 2019 Business Confidence Survey Results

Further Operational Plan Actions:

EXECUTIVE SUMMARY

A recent Business Confidence survey has confirmed and further informed several messages that the Economic Development Unit have been hearing from the business community but have had difficulty substantiating.

The attached report analyses the responses to a range of questions regarding local business confidence, recruitment, professional development and training.

The report also includes several actions for Council that should help address local business challenges and strengthen business capacity to employ more people and grow our economy.

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

COUNCIL RESOLUTION

373/19

That Council receive and note the information in the attached report on the August Business Confidence survey results and the actions included to help address the challenges confronting Snowy Monaro businesses.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 21: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.3 KEY THEME 3. ENVIRONMENT

9.3.1 RELAXATION OF RESTRICTIONS PROHIBITING DELIVERY TRUCKS FROM LOADING/UNLOADING IN CLOCK TOWER CAR PARK - JINDABYNE

Record No:

Responsible Officer:	Director Operations & Infrastructure
Author:	Acting Director Operations & Infrastructure
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:	8.2.1 Council maximises its Asset utilisation to deliver services today and into the future
Attachments:	Nil
Cost Centre	1868 Car Parks
Project	Car Parks - Jindabyne
Further Operational Plan Actions:	Nil

EXECUTIVE SUMMARY

The Clock Tower car park in Jindabyne is primarily used for car parking in relation to businesses operating out of the Clock Tower building (Monaro Post) and Jindabyne Swimming Pool. The car park

has been prohibited for use by local delivery companies. However a parking bay does exist that allows use for loading/unloading activities between 5.30pm to 7.30am.



Jindabyne Clock Tower Car Park

A meeting between representatives of companies delivering stock to Nuggets Crossing businesses, Nuggets Crossing Management, Councillors and Council Staff on Wednesday 11 September agreed to temporarily relax all restrictions until a report could be submitted for Council consideration requesting the restrictions be removed permanently. A secondary action on staff would require the investigation into a long term parking solution for heavy vehicles (especially truck delivering stock into Nuggets Crossing businesses) within the Jindabyne CBD.

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

COUNCIL RESOLUTION	374/19
That Council	
A. Approve the relaxing of parking restrictions in Clock Tower Car Park, Jindabyne to allow delivery companies parking while loading/unloading goods to businesses located within Nuggets Crossing, and	
B. Support the investigation into a long term parking solution for delivery companies servicing the Jindabyne CBD.	
Moved Councillor Ewart	Seconded Deputy Mayor Miners
	CARRIED

Note 22: Motions Without Debate

The above officer’s recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.3.2 DRAFT SMRC FLOOD AND FLOODPLAIN RISK MANAGEMENT STUDIES

Record No:

Responsible Officer: Acting Director Operations & Infrastructure

Author: Environmental Project 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:	<ol style="list-style-type: none">1. Snowy Monaro Regional Council Flood and Floodplain Risk Management Studies (<i>Under Separate Cover</i>)2. Appendix A (<i>Under Separate Cover</i>)3. Appendix B (<i>Under Separate Cover</i>)4. Appendix C (<i>Under Separate Cover</i>)5. Appendix D (<i>Under Separate Cover</i>)
Cost Centre	180340
Project	Cooma/Bredbo/Michelago/Berridale Flood Study and Floodplain Risk Management Plan
Cooma/Bredbo/Michelago/Berridale Flood Studies and Floodplain Risk Management Plan	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

The previous Snowy River and Cooma Monaro Shire Councils received funding from the Office of Environment and Heritage (OEH) for flood studies in Cooma, Bredbo, Michelago and Berridale. This funding has now been consolidated into one grant. A requirement of the grant guidelines is the formation of a Floodplain Risk Management Committee.

The Committee has been formed and has had three meetings thus far. The last meeting was on the 30 September 2019. At this meeting it was proposed a recommendation be put to Council that the SMRC Flood and Floodplain Risk Management Studies Report, prepared by CRChydro, be put out for community consultation for a period of one month.

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

COUNCIL RESOLUTION

375/19

That Council approve the DRAFT SMRC Flood and Floodplain Risk Management Studies Report be published to allow community consultation for a period of one month starting Monday 4 November 2019.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 23: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4 KEY THEME 4. LEADERSHIP

9.4.1 TABLING OF DISCLOSURES OF PECUNIARY INTEREST RETURNS

Record No:

Responsible Officer: Acting Director Corporate and Community Services

Author:	Governance Officer
Key Direction:	4. Leadership Outcomes
Delivery Plan Strategy:	10.1 Planning and decision making is holistic and integrated and has due regard to the long term and cumulative effects
Operational Plan Action:	10.1.1 Council has a transparent and bold growth objective which provides a framework for decision making
Attachments:	1. 2019 Index of Designated Persons Returns
Cost Centre	Corporate Services/Governance
Project	Tabling of Disclosures by Councillors and Designated Persons Section 499 Returns

EXECUTIVE SUMMARY

Pursuant to Section 4.8 of Council's Code of Conduct, 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 4.21 of Council's Code of Conduct states that "A councillor or designated person must complete and lodge with the General Manager a return set out in schedule 2 to this code, disclosing the councillor's or designated person's interests as specified in schedule 1 to this code."

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

COUNCIL RESOLUTION

376/19

That Council receive and note;

- A. That Disclosure of Pecuniary Interest returns have been completed by all Councillors and designated staff by 30 September 2019;
- B. The list of Council staff roles identified who are required to complete a Disclosure of Pecuniary Interest Returns for the period 1 July 2018 to 30 June 2019; and
- C. That these returns will be kept in a register at Council as required.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 24: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4.2 END OF YEAR CLOSURE 2019/2020

Record No:

Responsible Officer:	Director Corporate and Community Services
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.9 Provide a work place that ensures the health, safety and wellbeing of employees is maintained through the management of potential risks

Operational Plan Action: OP7.27 Develop and implement WHS policies, procedures and resources for managers and workers.

Attachments: 1. End of Year Closure 2019/2020

Cost Centre People and Culture

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

This report provides information regarding the proposed end of year shut down period. This report has been endorsed by the Executive Leadership Team.

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

COUNCIL RESOLUTION

377/19

That Council approve:

- A. The closure of council offices, facilities and work sites at 12 noon on Friday, 13 December 2019 in order to hold the staff end of year function (as per attached table);
- B. The closure of council offices, facilities and work sites from Monday, 23 December 2019 to Friday, 27 2019 both days inclusive (as per attached table); and
- C. The re-opening of council offices, facilities and work sites on Monday, 30 December 2019 (as per attached table).

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 25: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4.3 ANSWERS TO QUESTIONS WITH NOTICE

Record No:

Responsible Officer: Acting Director Corporate and Community Services

Author: Secretary Council and 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. In Progress Councillor Questions for Period Ending September 2019

Cost Centre 3120 Governance

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

In order to provide Councillors with updates on questions asked by Councillors, a report has been generated with a summary of questions that are current and have recently been completed, for the period ending September 2019.

The Councillor Questions In Progress for the period ending September 2019 is attached to this report.

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

COUNCIL RESOLUTION

378/19

That Council receive and note the Councillor Questions In Progress report for the period ended September 2019.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 26: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4.4 RESOLUTION ACTION SHEET UPDATE

Record No:

Responsible Officer:	Acting Director Corporate and Community Services
Author:	Secretary Council and 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. In Progress Action Sheet for Period Ending September 2019
Cost Centre	3120 Governance

EXECUTIVE SUMMARY

In order to provide Councillors with updates on resolutions of Council, a report has been generated with a summary of action that are current and have recently been completed, for the period ending September 2019.

The In Progress Resolution Action Sheet for period ending September 2019 is attached to this report.

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

COUNCIL RESOLUTION

379/19

That Council receive and note the In Progress Resolution Action Sheet Update for the period ending September 2019.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 27: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4.5 MINOR BOUNDARY CHANGE TO KIANDRA LOCALITY

Record No:

Responsible Officer:	Acting Director Corporate and Community Services
Author:	Land, Property & GIS Admin Officer
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	10.3 Advocate and work with other levels of government, community and industry to improve outcomes
Delivery Program Objectives:	10.3.1 Council connects, recognises, advocates and works in collaboration with all leaders across the community and beyond our boundaries
Attachments:	1. Map Showing Proposed Extension to Kiandra Locality Boundary
Cost Centre	8030
Project	

EXECUTIVE SUMMARY

The Geographical Names Board (GNB) has received a request from NSW National Parks and Wildlife Service (NPWS) to extend the locality/suburb boundary of Kiandra south into Cabramurra. This will result in all of the Selwyn Snow Resort being within the new locality and therefore assist with addressing of properties therein.

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

COUNCIL RESOLUTION

380/19

That Council endorse the proposed boundary change for the locality of Kiandra.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 28: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4.6 ESTABLISHING A POLICY TO GOVERN THE APPOINTMENT OF AN ACTING GENERAL MANAGER

Record No:

Responsible Officer:	General Manager
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	
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

This report provides the opportunity to ensure that appropriate risk mitigation is in place for the key position of General Manager. The intent is to ensure there is always a senior staff person with the necessary delegations to meet the day-to-day operational requirements of Council.

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

COUNCIL RESOLUTION

381/19

That Council

- A. Appoint Director Environment and Sustainability to act in the General Manager for the period 19 October 2019 to 27 October 2019 during the General Manager's approved annual leave;
- B. Appoint the holder of the following positions to act in the position of General Manager where the General Manager is unavailable and no person has been otherwise appointed to the position for that period:
 - (i) The Director Environment and Sustainability and if that person is not available,
 - (ii) The Director Operations and Infrastructure and if that person is not available,
 - (iii) The Acting Director Corporate and Community Services and if that person is not available,
 - (iv) The Group Manager Governance.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 29: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4.7 ADJUSTMENT OF PURCHASING AND TENDERING POLICY TO REFLECT LEGISLATIVE CHANGES.

Record No:

Responsible Officer:	Acting Director Corporate and Community Services
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	11.2 Council utilises sound fiscal management practices, pursues and

attracts other sources of income

Delivery Program Objectives: 11.2.1 Councils has best practice management for financial sustainability

Attachments: 1. 250.2016.55.2 - Policy - Purchasing and Tendering

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

The NSW Government has updated the Local Government Act 1993 and the Local Government (General) Regulation 2005. This has changed the threshold for tendering from \$150,000 to \$250,000. This change is to be reflected in the current policy of Council.

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

COUNCIL RESOLUTION

382/19

That Council update policy 250.2016.55.2 – Purchasing and Tendering Policy to reflect the legislative change that tenders are only required for purchases over \$250,000.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 30: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

9.4.8 AUDIT, RISK AND IMPROVEMENT COMMITTEE AND INTERNAL AUDIT ANNUAL REPORT 2018/2019

Record No:

Responsible Officer: General Manager

Author: Senior Internal Auditor

Key Theme: 4. Leadership Outcomes

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

Delivery Program Objectives: 10.2.1 Independent audit and risk framework drives accountability

Attachments: 1. Audit, Risk and Improvement Committee and Internal Audit Function Annual Report 2018-2019 (*Under Separate Cover*)

Cost Centre 3136 – Internal Audit

Project Audit, Risk and Improvement Committee

EXECUTIVE SUMMARY

The Audit, Risk and Improvement Committee met on 12 September 2019 and resolved [Resolution Number ARIC43/19] that the Annual Report of the Audit, Risk and Improvement Committee and Internal Audit for the Financial Year 2018/2019 be presented to Council by the Chair.

This is the third annual report of the Snowy Monaro Regional Council's Audit, Risk and Improvement Committee (the Committee) and Internal Audit Function (IAF) for Financial Year 2018/2019. The report outlines the role and the activities of the Committee and the IAF during 2018/2019 and provides an overall opinion on the Council's risk management, control and governance arrangements.

The Committee relies on the work of Internal Audit to provide an in-depth assessment of the council's risk and control environment. The recruitment of a full-time internal auditor in early 2018/19 has been a positive step which, as outlined in the attached report, has enabled increased engagement with the activities of the council and increased the committee's effectiveness.

The Committee would like to express its appreciation for the full support and cooperation that it has received from all levels of Council personnel and management in answering questions, facilitating audits and responding to audit concerns. Overall, the Council personnel and management continue to display openness in discussion, and a positive attitude to improvement.

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

COUNCIL RESOLUTION

383/19

That Council

- A. Receive and note the information in the attached Audit, Risk and Improvement Committee and Internal Audit Annual Report 2018/2019, and
- B. Authorise publication of the attached Audit, Risk and Improvement Committee and Internal Audit Annual Report 2018/2019 on Council's website.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 31: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

10. NOTICE OF MOTION

10.1 REQUEST TO SNOWY HYDRO TO PAUSE LAND SALE IN EAST JINDABYNE

Record No:

Responsible Officer: General Manager
Author: Councillor John Castellari
Attachments: Nil

Councillor John Castellari has given notice that at the Ordinary Meeting of Council on 17 October 2019, he will move the following motion.

COUNCIL RESOLUTION

384/19

That Council, in view of the discussion currently taking place in the Go Jindabyne Masterplan (GJM) project around public access to, and activation of, Lake Jindabyne's foreshores, make representation to Snowy Hydro to pause the sale of Snowy Hydro land in East Jindabyne known locally as "The Paddock" *(see maps below) until the GJM is completed and, prior to sale, enable the re-zoning of "The Paddock" that is consistent with land use strategies identified through the Go Jindabyne Masterplan.

Moved Councillor Castellari

Seconded Councillor Maslin

CARRIED

Note 32: Record of Voting

Councillors For: Mayor Beer , Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Old, Councillor Rooney and Councillor Stewart.

Councillors Against: Nil.

10.2 WAIVER OF SWIMMING POOL FEES

Record No:

Responsible Officer: General Manager

Author: Councillor Sue Haslingden

Attachments: 1. Notice of Motion - Clr Haslingden - Waiver of Swimming Pool Fees

Councillor Suzanne Haslingden has given notice that at the Ordinary Meeting of Council on 17 October 2019, she will move the following motion.

MOTION

That Council waives swimming pool fees at the uncovered pools at Bombala, Berridale and Adaminaby for the 2019/2020 season.

LOST MOTION

Note 33: Record of Voting

Councillors For: Councillor Castellari, Councillor Ewart, Councillor Haslingden, Councillor Last and Councillor Maslin.

Councillors Against: Mayor Beer , Councillor Corbett, Deputy Mayor Miners, Councillor Old, Councillor Rooney and Councillor Stewart.

Note 34: Lost Motion

A motion moved Clr Haslingden and seconded Clr Maslin was put to the vote and LOST. The lost motion was in the following terms:

"That Council waives swimming pool fees at the uncovered pools at Bombala, Berridale and Adaminaby for the 2019/2020 season."

As there was no foreshadowed motion before the meeting, the Chair moved to the next item of business

Note 35: Adjournment of Meeting

At 7.05PM the meeting adjourned for a dinner break.

Note 36: Attendance of Communications Officer

Communications Officer departed the meeting at 7.05PM during the dinner break for the duration of the meeting.

Note 37: Resumption of Meeting

The meeting resumed at 7.35PM.

10.3 COOMA CLOCK TOWER

Record No:

Responsible Officer: General Manager
Author: Councillor Sue Haslingden
Attachments: Nil

Councillor Suzanne Haslingden has given notice that at the Ordinary Meeting of Council on 17 October 2019, she will move the following motion.

COUNCIL RESOLUTION

385/19

That Council engage with the Litchfield family to locate a suitable location to place the Cooma Town Clock . A report be brought back to the November meeting of Council, including recommendations.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 38: Record of Voting

Councillors For: Mayor Beer , Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Rooney and Councillor Stewart.

Councillors Against: Councillor Old.

10.4 NOTICE OF MOTION REGARDING THE ESTABLISHMENT OF ACCESS TO LOT 10 DP 7505534 AND LOT 73 DP 750565 - SOUTHERN TABLELANDS 4 WHEEL DRIVE CLUB

Record No:

Responsible Officer: General Manager
Author: Councillor John Last
Attachments: Nil

Councillor John Last has given notice that at the Ordinary Meeting of Council on 17 October 2019, he will move the following motion.

COUNCIL RESOLUTION

That Council cease all action related to the establishment of Access to Lot 10 DP 7505534 and lot 73 DP 750565 - Southern Tablelands 4 Wheel Drive Club as reported in the July 2019 Council meeting, specifically regarding the following:

- A. Negotiation with the owner of lot 15 to realign the road over the track through his property;
- B. Engagement of the services of a surveyor to survey the off-line section of Bundarra Road through lot 15;
- C. Closure of the section of Bundarra Road which is off line;
- D. Dedication of the section of Bundarra Road to be closed to the landowner in compensation;
- E. Taking ownership of the bridge which has been constructed over the creek;
- F. Acquiring the land within the proposed road reserve 20 wide in accordance with a survey plan;
- G. Acquiring approximately 3ha of lot 20 around the Crown reserve road in order to create a more viable access to the bridge;
- H. Gazetting of the length of Bundarra Road as a Council public road from the intersection of Jerangle Road to the creek; and
- I. Authorising the expenditure amount of \$60,000 in the 2020 Financial Year Budget with funding to be provided from Other Internal Reserves account 35116.

MOTION WITHDRAWN.

Note 39: Clr Last - Notice of Motion Withdrawn

Item 10.4 as listed on the Agenda was withdrawn by Clr Last.

11. MAYORAL MINUTES

11.1 – Country University Centre Board Membership

COUNCIL RESOLUTION

386/19

Country University Centre Board requires a motion from Council to appoint the Mayor to the Board.

Moved Mayor Beer

Seconded Councillor Last

CARRIED

Note 40: Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Old, Councillor Rooney and Councillor Stewart.

Councillors Against: Nil.

11.2 MAYORAL MINUTE

An article was recently in the Newspaper about the beautification project in Berridale about the trees.

Attended the Michelago Progress Association meeting the other evening. Was shown the causeway in the flood mitigation issue. Suggests there will be a report coming in regards to the causeway.

Regarding the Sister Passmore Stone - The Jindabyne Lions Club will be asking if they can put it in the Medical Centre. It is currently outside the Cycle centre in Jindabyne.

Attended LG NSW conference – a big conversation was regarding water, and the way the country areas

are currently struggling with lack of water. Our area is far better off compared to what we have elsewhere. We are growing and will likely grow more with the likes of Snowy 2.0.

Clr Ewart wanted to congratulate Clr Castellari for being nominated for the role of president of LGNSW, and thanking him for wanting to represent our region.

12. QUESTIONS WITH NOTICE

12.1 SOUTHERN TABLELANDS 4 WHEEL DRIVE CLUB

Councillor Sue Haslingden

Question: Is the use by the Southern Tablelands 4 Wheel Drive Club a permitted land use in regards to the land zoning?

12.2 PUBLIC PRESENTATIONS TO COUNCIL

Councillor Anne Maslin

Question: In the interest of the Councillor information, please could all presenters to Council be asked to provide their name and a contact number or email address (if they so wish) at the end of their presentations as a matter of course.

Because of the nature of meetings, councillors are not all able to speak with the presenters following their talk.

12.3 ADAMINABY DEVELOPMENT

Councillor Lynley Miners

Question: Can we look more into the possible expansion of Adaminaby i.e. Developments with the forthcoming Snowy 2.0 project. Adaminaby needs to grow.

12.4 PEDESTRIAN CROSSING IN COOMA

Councillor John Rooney

Question: Can we provide a proper pedestrian crossing on Sharp Street Cooma to allow elderly and disabled residents to cross safe from one side of town to the other?

12.5 MICHELAGO CREEK CROSSING

Councillor John Rooney

Question: What progress has been made towards restoring the Ryrie Street crossing of Michelago Creek that was washed out in a flood some years ago?

12.6 WERRALONG ROAD

Councillor John Rooney

Question: When will Werralong Road be gazetted and maintained as a public road as previously agreed by Council?

12.7 S355 MICHELAGO HALL COMMITTEE

Councillor John Rooney

Question: Would staff please submit the minutes of the s355 Michelago Hall Committee to Council for its consideration?

12.8 STORMWATER DRAIN IN MICHELAGO

Councillor John Rooney

Question: What progress has been made on remediating the stormwater drain running through two properties in Michelago Village?

12.9 GRADING POVEY'S ROAD

Councillor John Rooney

Question: Would it be possible for Council to grade 1.5kms of Povey's Road known as Old Ravenswood Road?

12.10 MICHELAGO TENNIS CLUB

Councillor John Rooney

Question: Can Council establish a s355 Committee to manage and maintain the public tennis courts and clubhouse on Michelago Oval?

12.11 DALGETY HALL PAVILLION UPGRADE

Councillor Bob Stewart

Question: Can we please have a report back on the upgrade of the Dalgety Hall Pavilion and a timeframe on how long the upgrade will take?

12.12 DALGETY BEAUTIFICATION

COUNCILLOR BOB STEWART

QUESTION: WHY WAS THE TREE GARDEN (FOR THE DALGETY BEAUTIFICATION) PUT IN AN INAPPROPRIATE POSITION (IN THE DISABLED PARKING AREA)?

13. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

387/19

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:

13.1 Cooma Visitors Centre - Upgrade

Item 13.1 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 discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.2 Proposed Acquisition of Part Lot 6 DP 218752 for the Purpose of Road

Item 13.2 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 discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.3 Sale of 84 Polo Flat Road

Item 13.3 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 discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.4 Renewal of Lease 59 Vale Street Cooma - Barber Shop

Item 13.4 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 discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.5 Legal Actions and Potential Claims Against SMRC as at 30 September 2019

Item 13.5 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.

13.6 Replacement of Council's Road Maintenance Truck. Plant Number 9264

Item 13.6 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 discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.7 2019-20 Weed Control Services

Item 13.7 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 discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.8 Audit, Risk and Improvement Committee - Minutes of Meeting

Item 13.8 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 discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.9 Purchase of a construction motor grader replacing plant 60 and 303

Item 13.9 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 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 Corbett

Seconded Councillor Last

CARRIED

Note 41: 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 were no requests by members of the public to make any representations.

Note 42: Confidential Session of Committee

At 7.56PM the meeting was closed to the press and public.

Note 43: Resumption of Open Committee Meeting

At 8.40PM the Closed Session ended and the Council meeting continued in Open Session.

14. REPORT FROM CONFIDENTIAL SESSION

13.1 COOMA VISITORS CENTRE - UPGRADE

COUNCIL RESOLUTION

388/19

That Council

- A. Award the tender for the Cooma Visitors Centre upgrade to Adaptive Interiors Pty Ltd (ABN 82 624 822 259) for \$342,977.80 (Excluding GST) with an additional 6% Bank Guarantee, and
- B. Approve the transfer of the additional fund required from the SCFMPP Cooma Balancing Project

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

13.2 PROPOSED ACQUISITION OF PART LOT 6 DP 218752 FOR THE PURPOSE OF ROAD

COUNCIL RESOLUTION

389/19

That Council, consistent with the guidelines contained within with the body of report,

- A. Authorise the General Manager to negotiate the purchase of 0.2542ha of lot 6 DP 218752;
- B. That Council be responsible for any additional costs including survey, legal fees, fencing;
- C. Authorise the General Manager to execute all necessary documents and affix Council's Seal if required; and
- D. Approach the plantation owners for a contribution towards the works prior to commencing the project.

Moved Councillor Stewart

Seconded Councillor Rooney

CARRIED

13.3 SALE OF 84 POLO FLAT ROAD

COUNCIL RESOLUTION

That Council

- A. Approve the General Manager to undertake all negotiations for the sale of 84 Polo Flat Road and, if necessary, proceed the sale by private treaty to the highest bidder if public auction is unsuccessful; and
- B. Authorise the General Manager to execute all legal documents and contracts for the sale of 84 Polo Flat Road, Cooma.

REPORT WITHDRAWN

Note 44: Report Withdrawn

Item 13.3 as listed on the Agenda was withdrawn and will be presented at a Council Meeting on a future date.

13.4 RENEWAL OF LEASE 59 VALE STREET COOMA - BARBER SHOP

COUNCIL RESOLUTION

390/19

That Council

- A. Approve the renewal of the Lease Agreement for Shop 1/59 Vale Street, Cooma for a period of 12 months with Options to extend by a further 2 x 12 month periods if it is determined to be in the best interest of the business owner, community and Council; and
- B. Authorise the General Manager to execute all legal documents and the Lease Agreement.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

13.5 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC AS AT 30 SEPTEMBER 2019

COUNCIL RESOLUTION

391/19

That Council receive and note the information in the Legal Actions and Potential Claims Against SMRC as at 30 September 2019 report.

Moved Councillor Castellari

Seconded Councillor Old

CARRIED

13.6 REPLACEMENT OF COUNCIL'S ROAD MAINTENANCE TRUCK. PLANT NUMBER 9264

COUNCIL RESOLUTION

392/19

That Council:

- A. Approve the purchase of the Ausroad Jetmaster/Isuzu FXZ combination from Ausroad Systems Pty Ltd for \$412,238 excluding GST.
- B. Accept the trade in offered by Ausroad Systems of \$13,636 excluding GST.
- C. Approve additional funding of \$50,243 from plant reserves.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 45: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

13.7 2019-20 WEED CONTROL SERVICES

COUNCIL RESOLUTION

393/19

That Council award 2019-20 Weed Control Services contracts as per the following recommendations and attached tender evaluation documents:

- A. North West region McMahan's Earthmoving and Tree Service \$131,120
- B. South West region Buckley's Rural Services \$195,850
- C. Northern region Southern Slopes Weed Services \$140,800
- D. Eastern region Southern Slopes Weed Services \$60,500
- E. South east region Rippers Rural Services \$93,500
- F. Southern region Stone Bros forestry & rural contracting \$93,500
- G. That Council acknowledges and endorses an increase of \$296,102 to the 2019-20 roadside weed control budget to be addressed in the September quarterly budget review.

Moved Councillor Ewart

Seconded Councillor Rooney

CARRIED

13.8 AUDIT, RISK AND IMPROVEMENT COMMITTEE - MINUTES OF MEETING

COUNCIL RESOLUTION

394/19

That Council receive and note the attached minutes of meeting of the Audit, Risk and Improvement Committee held on 12 September 2019.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 46: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 359/19 above as there was no challenge by Councillors.

13.9 PURCHASE OF A CONSTRUCTION MOTOR GRADER REPLACING PLANT 60 AND 303

COUNCIL RESOLUTION

395/19

That Council:

- A. Approve the purchase the John Deere 670G Motor Grader from Semco Equipment Sales for \$421,630 excluding GST
- B. Disposal of Caterpillar 12H Motor Graders via public auction.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

There being no further business the Mayor declared the meeting closed at 8.47PM.



CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 17 October 2019 were confirmed by Council at a duly convened meeting on 21 November 2019 at which meeting the signature hereon was subscribed.