



SNOWY MONARO
REGIONAL COUNCIL

BUSINESS PAPER

PUBLIC EXHIBITION COPY

**Extraordinary Council Meeting
5 March 2020**

CONFLICTS OF INTEREST

A conflict of interest arises when the Mayor or Council staff are influenced, or are seen to be influenced, in carrying out their duties by personal interests. Conflicts of interest can be pecuniary or non-pecuniary in nature.

A pecuniary interest is an interest that a person has in a matter because of a reasonable likelihood or expectation of a financial gain or loss.

A non-pecuniary interest can arise as a result of a private or personal interest, which does not relate to money. Examples include friendship, membership of an association or involvement or interest in an activity.

The Mayor or staff member who considers they may have a conflict of interest should read Council Policy.

The responsibility of determining whether or not the Mayor or Council employee has a pecuniary or non-pecuniary interest in a matter, is the responsibility of that individual. It is not the role of the Mayor or General Manager, or another Council employee to determine whether or not a person may have a conflict of interest.

Should you be unsure as to whether or not you have a conflict of interest you should err on the side of caution and either declare a conflict of interest or, you should seek the advice of the Director General of Local Government.

The contact number for the Director General of Local Government is 4428 4100.

COUNCIL CODE OF CONDUCT

The Council Code of Conduct is a requirement of Section 440 of the Local Government Act 1993, which requires all councils to have a code of conduct to be observed by the Mayor, members of staff and delegates of the Council attending a Council meeting or a meeting of a committee of Council.

The code of conduct sets out the responsibilities of the Mayor and Council employees attending a Council meeting or a meeting of a committee of Council. The code also sets out how complaints against a Council employee, the Mayor or General Manager are to be made.

COUNCIL CODE OF MEETING PRACTICE

The Council Code of Meeting Practice is a requirement of Section 360(3) of the Local Government Act 1993, which requires all councils to have a code of meeting practice. The code of meeting practice is to be observed by the Administrator, members of staff, delegates of the Council and members of the public attending a Council or a meeting of a committee of Council.

Acknowledgement of Country

Council wishes to show our respect to the First Custodians of this land the Ngarigo, Walgalu, Ngunnawal and Bidhawal people and their Ancestors past and present.

Webcasting

Council meetings are recorded and live streamed to the internet for public viewing. By entering the Chambers during an open session of Council, you consent to your attendance and participation being recorded and streamed on Councils website www.snowymonaro.nsw.gov.au

**EXTRAORDINARY COUNCIL MEETING
TO BE HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW
2630**

**ON THURSDAY 5 MARCH 2020
COMMENCING AT 5:00PM**

BUSINESS PAPER

- 1. OPENING MEETING**
- 2. ACKNOWLEDGEMENT OF COUNTRY**
- 3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS**
- 4. DISCLOSURE OF INTEREST**
(Declarations also to be made prior to discussions on each item)
- 5. NOTICE OF MOTION**
 - 5.1 Notice of Motion to Rescind a Resolution - Disaster Recovery Funding Arrangement Program 2
- 6. CONFIDENTIAL MATTERS**
Nil.

**5.1 NOTICE OF MOTION TO RESCIND A RESOLUTION - DISASTER RECOVERY FUNDING
ARRANGEMENT PROGRAM**

Record No:

Responsible Officer: Chief Executive Officer

Author: Councillor Bob Stewart

Attachments: 1. Notice of Motion to Rescind a Resolution - Councillor Bob
Stewart

Councillor Bob Stewart has given notice that at the Ordinary Meeting of Council on 5 March 2020, he will move the following motion.

MOTION TO RESCIND RESOLUTION

We hereby give notice of the following motion of rescission:

“That the Council resolution relating to

Minutes No. OC 20022020_MIN_1272

Item No. 9.4.5

Title Disaster Recovery Funding Arrangement Program

Passed at the Council meeting held on 20 February 2020

COUNCIL RESOLUTION

[18/20]

That Council:

A. Based on the category of hardship waive:

- (a) Council fees associated with the lodgement of a development application, including any pre-lodgement advice, complying development certificate, other certificates and associated inspections for current owners to rebuild their lost or damaged buildings on the basis of hardship.
- (b) Council fees for replacement of development approvals, licenses, certificates of permits lost in the fires.

B. Support bushfire affected residents through the compassionate uses of Council’s hardship provisions to waive interest on rates and charges.

C. That the \$1million grant for disaster resilience be allocated as follows:

- (a) Employment of a recovery team and associated expenses to develop and co-ordinate recovery actions and support the community in gaining access to the available programs of support.
- (b) To provide grant of \$10,000 to the owners of each house destroyed by the recent bush fires.
- (c) Providing funding to support fire affected properties to erect boundary fencing destroyed by the bushfire, priority to be given fencing on roads not eligible for other funding.
- (d) Provide for a business advisory service to support businesses directly or indirectly impacted by the bushfires.
- (e) Provide funds to undertake works to improve the fire resilience of Council’s infrastructure and reduce identified fire risks.
- (f) Develop a strong understanding of the impacts of the bushfires covering the short, medium and long term to enable Council to invest in programs that will achieve positive outcomes for the community and support Council in seeking additional support to strengthen the economy of the Snowy Monaro area.
- (g) Provide funding to undertake identified projects and utilise as seed funding to maximise the potential funds that can be raised to support resilience activities.
- (h) Provide \$20,000 towards wildlife rescue services.

D. Council receives monthly reports of how money is being spent.

[Moved Councillor Maslin

Seconded Councillor Castellar]

[CARRIED]

Be and is hereby RESCINDED”.

BACKGROUND

Nil.

GENERAL MANAGER'S RESPONSE

Clause 9. 1 of Council's Code of Meeting Practice provides as follows:

9.1 Notices of Motion

- (1) *The deadline for lodging notices of motion in writing for inclusion on the business paper for consideration at any meeting of the Council, shall be eleven (11) days prior to the meeting.*
 - (2) *A councillor must give notice of business in writing no later than 4.00pm on the Tuesday that follows the ordinary meeting of council.*
 - (3) *At an Ordinary meeting Councillors may give notice of motions in writing to be listed as matters on the business paper for the next Ordinary meeting of Council.*
 - (4) *The rules applying to the content of Questions also apply to the content of Notices of Motion.*
 - (5) *Councillors are to ensure, where it is intended that staff be asked to carry out some specific defined action, that a Notice of Motion is written in such a way that, if carried, the motion carries such clear and unambiguous direction.*
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Notice of Motion to Rescind a Resolution

To: The General Manager
Snowy Monaro Regional Council

Motion to Rescind Resolution

We hereby give notice of the following motion of rescission:

"That the Council resolution relating to

Minutes No. 18/20

Item No. 9.4.5 – Disaster Recovery Funding Arrangement Program

COUNCIL RESOLUTION

18/20

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- (a) Council fees associated with the lodgement of a development application, including any pre-lodgement advice, complying development certificate, other certificates and associated inspections for current owners to rebuild their lost or damaged buildings on the basis of hardship.
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- (g) Provide funding to undertake identified projects and utilise as seed funding to maximise the potential funds that can be raised to support resilience activities.
- (h) Provide \$20,000 towards wildlife rescue services.

D. Council receives monthly reports of how money is being spent.

PASSED AT THE COUNCIL MEETING HELD ON : 20 FEBRUARY 2020

be and is hereby RESCINDED”.

Notice of Motion:

Should the rescission motion be adopted we give notice that it is our intention to move the following motion in lieu of which due notice is hereby given.

Additional information

Background

Dated this 25th day of February (year) 2020

Bob Stewart
Name of Councillor


/ Signature of Councillor

LYNLEY MINERS.
Name of Councillor


Signature of Councillor

JOHN LAST
Name of Councillor


Signature of Councillor