



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

21 May 2020

ORDINARY COUNCIL MEETING
HELD IN COOMA COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 21 MAY 2020

MINUTES

1.	OPENING MEETING	5
2.	ACKNOWLEDGEMENT OF COUNTRY	5
3.	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS	5
4.	CITIZENSHIP CEREMONIES.....	5
5.	DISCLOSURE OF INTEREST	5
6.	MATTERS DEALT WITH BY EXCEPTION	5
7.	CONFIRMATION OF MINUTES	6
7.1	Ordinary Council Meeting 16 April 2020	6
7.2	Closed Session of the Ordinary Council Meeting 16 April 2020	6
8.	PLANNING AND DEVELOPMENT APPLICATION MATTERS	7
8.1	Snowy Monaro Local Strategic Planning Statement - Post Exhibition Report	7
8.2	DA4142/2020 - Eco-tourist facility (Single cabin)	8
9.	OTHER REPORTS TO COUNCIL	10
9.1	KEY THEME 1. COMMUNITY	10
9.1.1	Monthly Funds Management Report - April 2020	10
9.1.2	Minutes of the Cemetery Advisory Committee Dated 10 March 2020	11
9.1.3	Cooma Band Shell - Concept Designs.....	12
9.1.4	Request for cabling in Road Reserve - proposed Elysian Wind Farm	13
9.1.5	Deferral of Toilet Block Construction - Jindabyne Town Centre	14
9.1.6	Minutes of the April Youth Council Meeting	15
9.1.7	Arts and Culture Advisory Committee meeting minutes held on 25 March 2020	16
9.1.8	Section 355 Committee Minutes: Bombala Exhibition Ground and Bredbo Hall.....	16
9.1.9	Proposed East Jindabyne water tank mural project	17
9.1.10	Follow up Request for Sponsorship - Torah Bright Statue	18
9.1.11	Community Services Advisory Committee Charter.....	20
9.1.12	Minutes - Community Services Advisory Committee 16 March 2020	21
9.2	KEY THEME 2. ECONOMY	22

9.2.1	Granite Hills Windfarm Community Consultative Committee (CCC) Update	22
9.2.2	CMCA RV Park - Cooma	22
9.3	KEY THEME 3. ENVIRONMENT.....	24
9.3.1	Design for truck Parking Area at Adaminaby.....	24
9.3.2	Delegate River Bridge Repair and Upgrade	24
9.3.3	Deferred Item 7.3 from Local Traffic Committee meeting 26 March 2020.	26
9.3.4	Ryrie Street Crossing Flood Analysis	27
9.4	KEY THEME 4. LEADERSHIP.....	28
9.4.1	Changes to Councils Code of Meeting Practice	28
9.4.2	Minutes of Waste Management Committee Meeting held on 27 February 2020 and 14 April 2020	29
9.4.3	Deed of Indemnity - Snowy Hydro - Construction of Toilets at Jindabyne Boat Ramp.....	29
9.4.4	Establishing a Policy to Govern the Appointment of an Acting Chief Executive Officer	30
9.4.5	Answers to Questions With Notice	31
9.4.6	Resolution Action Sheet Update	32
9.4.7	Quarterly Budget Review Statement (QBRS) to March 2020.....	33
9.4.8	NSW Independent Bushfire Inquiry Submission	34
9.4.9	Membership of Elysian Windfarm Community Consultative Committee.....	34
9.4.10	Grants Applications - Activity Synopsis as at 30th April 2020	35
9.4.11	Bushfire Recovery Update	36
10.	NOTICE OF MOTION	37
10.1	Legal and Practical Access	37
11.	MAYORAL MINUTES	37
	Nil.	
12.	QUESTIONS WITH NOTICE	37
12.1	Snow Season 2020.....	37
12.2	Panel to Assist Bushfire Affected Areas with Recovery	37
12.3	Polo Flat Roundabout.....	38
13.	CONFIDENTIAL MATTERS	38
13.1	Clarification and Update on Cmunt Matter.....	38
13.2	Option to purchase land - Jindabyne	38
13.3	Legal Actions and Potential Claims Against SMRC as at 30 April 2020.....	38
13.4	Judgment of Court of Criminal Appeal on Tropic Asphalts case	38

13.5	Additional Information - Delgate Bridge Repairs Tender	38
14.	REPORT FROM CONFIDENTIAL SESSION	39
13.1	Clarification and Update on Cmnt Matter	39
13.2	Option to purchase land - Jindabyne	39
13.3	Legal Actions and Potential Claims Against SMRC as at 30 April 2020	39
13.4	Judgment of Court of Criminal Appeal on Tropic Asphalts case	40
13.5	Additional Information - Delgate Bridge Repairs Tender	40

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

**ON THURSDAY, 21 MAY 2020
COMMENCING AT 5:00PM**

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

APOLOGIES: Councillor Sue Haslingden

Staff: Peter Bascomb, Chief Executive Officer
David Rawlings, Chief Strategy Officer
Jeff Morgan, Chief Operating Officer
Gina Woodward, Chief Communications Officer
Joyleen Mathias, Manager Corporate Governance

Notes: *The Mayor opened the meeting at 5:10PM. At 5:10PM the meeting adjourned for Public Forum. The meeting resumed at 6:29PM. At 7:13PM the meeting adjourned for a dinner break. The meeting resumed at 7:45PM. At 9:21PM the meeting was closed to the press and public. At 9:55PM the Closed Session ended and the Council meeting continued in Open Session. There being no further business the Mayor declared the meeting closed at 9:58PM.*

1. OPENING MEETING

The Mayor opened the meeting at 5:10PM.

2. ACKNOWLEDGEMENT OF COUNTRY

Note 1: Adjournment of Meeting

At 5:10PM the meeting adjourned for Public Forum.

Note 2: Resumption of Meeting

The meeting resumed at 6:29PM.

3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

COUNCIL RESOLUTION

83/20

That the apology from Councillor Sue Haslingden be accepted and leave of absence be granted.

Moved Councillor Corbett

Seconded Councillor Ewart

CARRIED

Note 3: RECORD OF VOTING

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

COUNCILLORS AGAINST: 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

84/20

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 16 April 2020;
- 7.2 Closed Session of the Ordinary Council Meeting held on 16 April 2020;
- 9.1.1 Monthly Funds Management Report - April 2020;
- 9.1.2 Minutes of the Cemetery Advisory Committee Dated 10 March 2020;
- 9.1.3 Cooma Band Shell - Concept Designs;
- 9.1.6 Minutes of the April Youth Council Meeting;
- 9.1.7 Arts and Culture Advisory Committee meeting minutes held on 25 March 2020;
- 9.1.8 Section 355 Committee Minutes: Bombala Exhibition Ground and Bredbo Hall;
- 9.1.9 Proposed East Jindabyne water tank mural project;

9.1.11. Community Services Advisory Committee Charter;		
9.1.12. Minutes - Community Services Advisory Committee 16 March 2020;		
9.2.2 CMCA RV Park – Cooma;		
9.3.2 Delegate River Bridge Repair and Upgrade;		
9.4.2 Minutes of Waste Management Committee Meeting held on 27 February 2020 and 14 April 2020;		
9.4.4 Establishing a Policy to Govern the Appointment of an Acting Chief Executive Officer;		
9.4.5 Answers to Questions With Notice;		
9.4.6 Resolution Action Sheet Update;		
9.4.7 Quarterly Budget Review Statement (QBRs) to March 2020;		
9.4.8 NSW Independent Bushfire Inquiry Submission;		
9.4.10 Grants Applications - Activity Synopsis as at 30 April 2020;		
9.4.11 Bushfire Recovery Update;		
13.1 Clarification and Update on Cmunt Matter;		
13.2 Option to purchase land – Jindabyne;		
13.3 Legal Actions and Potential Claims Against SMRC as at 30 April 2020;		
13.5 Additional Information - Delegate Bridge Repairs Tender, and		
B. That the Officer's Recommendations in the reports listed above are hereby adopted.		
Moved Councillor Stewart	Seconded Deputy Mayor Miners	CARRIED

7. CONFIRMATION OF MINUTES

7.1 ORDINARY COUNCIL MEETING 16 APRIL 2020

COUNCIL RESOLUTION	85/20	
THAT the minutes of the Ordinary Council Meeting held on 16 April 2020 are confirmed as a true and accurate record of proceedings.		
Moved Councillor Stewart	Seconded Councillor Old	CARRIED

Note 4: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 16 APRIL 2020

COUNCIL RESOLUTION	86/20	
THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 16 April 2020 are confirmed as a true and accurate record of proceedings.		
Moved Councillor Stewart	Seconded Councillor Old	CARRIED

Note 5: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

8.1 SNOWY MONARO LOCAL STRATEGIC PLANNING STATEMENT - 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:	8.1.2 Land use is optimised to meet the social, environment and economic needs of the region
Attachments:	<ol style="list-style-type: none">1. Snowy Monaro Local Strategic Planning Statement (<i>Under Separate Cover</i>)2. Appendix A - Implementation and Monitoring (<i>Under Separate Cover</i>)3. Government and Organisation Submissions (<i>Under Separate Cover</i>)4. Submissions - General (<i>Under Separate Cover</i>)5. Survey Responses (<i>Under Separate Cover</i>)6. Late Submission - ACT Government (<i>Under Separate Cover</i>)

Further Operational Plan Actions:

EXECUTIVE SUMMARY

The purpose of this report is to update Council on the feedback received from community consultation undertaken throughout the public exhibition period for the draft Snowy Monaro Local Strategic Planning Statement (LSPS). This report provides a summary of all submissions received, survey responses and feedback received from face to face consultation sessions.

A number of the comments and submissions received have prompted amendments to the draft LSPS. These changes have been highlighted in attachment 1 for ease of reference and are justified below in the report. The report recommends the LSPS as amended should be adopted by Council.

Clause 11A of the *Environmental Planning and Assessment (Savings, Transitional and Other Provisions) Regulation 2017* requires all local Councils outside of the greater Sydney region to have made their first LSPS by 1 July 2020.

COUNCIL RESOLUTION

87/20

That Council

- Note all key issues raised throughout the public exhibition process;
- Note amendments made to the draft Local Strategic Planning Statement (shown in attachment 1); and,
- Adopt the Snowy Monaro Local Strategic Planning Statement (attachment 1) and Appendix A Implementation and Monitoring document (attachment 2) as amended.

Moved Councillor Castellari

Seconded Councillor Ewart

CARRIED

Note 6: Record of Voting

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

Councillors Against: Nil.

8.2 DA4142/2020 - ECO-TOURIST FACILITY (SINGLE CABIN)

Record No:

Responsible Officer: Group Manager Development & Building Certification

Author: Town 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: 8.1.2 Land use is optimised to meet the social, environment and economic needs of the region

Attachments:

1. DA4142/2020 Draft Conditions of Consent *(Under Separate Cover)*
2. DA4142/2020 Plans *(Under Separate Cover)*
3. DA4142/2020 Statement of Environmental Effects *(Under Separate Cover)*
4. DA4142/2020 BASIX Certificate *(Under Separate Cover)*
5. DA4142/202 Effluent Disposal Report *(Under Separate Cover)*
6. DA4142/2020 Submissions *(Under Separate Cover)*
7. DA4142/2020 Application Form *(Under Separate Cover)*

Further Operational Plan Actions:

Applicant Number:	DA4142/2020
Applicant:	Ian Barry
Owner:	Ian Barry
DA Registered:	10/03/2020
Address:	101 Spring Hill Road EAST JINDABYNE NSW 2627
Property Description:	Lot 14 DP 868116 Ph Townsend
Property Number:	107908
Area:	0.85 ha
Zone:	RU1 – Primary Production
Current Use:	Agricultural
Proposed Use:	Single Cabin for Use as Eco Tourist Accommodation
Permitted in Zone:	Yes, an allowable use within the Snowy River LEP zone requirements.
Recommendation:	The proposed development be approved with conditions.

EXECUTIVE SUMMARY

The purpose of this report is to seek determination of DA4142/2020 being an application for a single cabin for use as Eco Tourist Accommodation at Lot 14 DP 868116 101 Spring Hill Road, East Jindabyne.

The applicant has submitted a Statement of Environmental Effects that addresses the relevant provisions contained within the Eco-tourism sections of the Snowy River Local Environmental Plan 2013 (SRLEP) and the Snowy River Development Control Plan 2013 (SRDCP). Eco-tourism development has strict controls in place and future use will be regulated by way of ongoing consent conditions. The applicant has a previously approved development application for three Eco tourist cabins with community title subdivision (DA0118/2015). The applicant has stated that he will surrender DA0118/2015 upon approval of DA4142/2020. As such it is recommended that consent be granted for DA4142/2020 as a deferred commencement with the approval becoming active only when DA0118/2015 is surrendered or lapses. This will result in a net decrease in the number of cabins approved in the vicinity from three to one with no further subdivision proposed.

The application was notified in accordance with the Snowy Monaro Community Participation Plan 2019 and six (6) submissions were received. Five (5) of the submissions were received after the notification closing date however as the development application is not yet determined these have been taken into consideration. The objections centre around the fact that a dwelling is not a permissible use of the subject site given it is substantially smaller than the minimum required lot size of 40 hectares. The application as proposed is not for a dwelling and it is recommended that Council imposes strict conditions that would restrict the use of the eco-tourism cabin to a period not exceeding three months.

It is recommended that the proposal be approved with the conditions attached.

If Council decides to make a determination other than as included in the recommendation, it must follow the procedure adopted through resolution 18/18 on 15 February 2018.

COUNCIL RESOLUTION

88/20

That

- A. Pursuant to section 4.16(3) of the *Environmental Planning and Assessment Act 1979 (as amended)* that a deferred commencement consent be granted for DA4142/2020 being the development of an eco-tourist facility (single cabin), on Lot 14 DP 868116 101 Spring Hill Road, East Jindabyne subject to the draft conditions attached;
- B. Any person who made a submission is notified according to the regulations.

Moved Councillor Stewart

Seconded Councillor Ewart

CARRIED

Note 7: Record of Voting

Councillors For: Mayor Beer, Councillor Corbett, Councillor Ewart, Councillor Rooney and Councillor Stewart Mayor Beer (Casting vote).

Councillors Against: Councillor Castellari, Councillor Last, Councillor Maslin, Deputy Mayor Miners and Councillor Old.

Note 8: Committee Discussion

Councillors agreed to go into Committee to discuss item 8.2 - DA4142/2020 - Eco-tourist facility (Single cabin), At 6:54PM.

Record of Voting – Into Committee

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

Councillors Against: Nil.

Councillors agreed to move out of Committee at 7:08PM.

Record of Voting – Out of Committee

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

Councillors Against: Nil.

Note 9: Point of Order

Clr Maslin raised a point of order on the basis “to clarify that we as Council declined to sell a dwelling in Bombala, when we actually purchased a dwelling in Bombala”.

Mayor Beer responded to the point of order and advised “clarifying would not make a difference to the discussion”.

Note 10: Adjournment of Meeting

At 7:13PM the meeting adjourned for a dinner break.

Note 11: Resumption of Meeting

The meeting resumed at 7:45PM.

9. OTHER REPORTS TO COUNCIL

9.1 KEY THEME 1. COMMUNITY

9.1.1 MONTHLY FUNDS MANAGEMENT REPORT - APRIL 2020

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 April 2020.

Cash and Investments are \$76,938,348.

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

89/20

That Council:

- A. Receive and note the report indicating Council's cash and investments position as at 30 April 2020; and
- B. Receive and note the Certificate of the Responsible Accounting Officer.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 12: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.1.2 MINUTES OF THE CEMETERY ADVISORY COMMITTEE DATED 10 MARCH 2020

Record No:

Responsible Officer: Acting Director Environment & Sustainability

Author: Acting Director Environment & Sustainability

Attachments: 1. Minutes of Cemetery Advisory Committee meeting Held 10 March 2020

EXECUTIVE SUMMARY

The Cemetery Advisory Committee met on 10 March 2020 in Bombala. The Committee's recommendations are presented for Council's consideration and adoption.

COUNCIL RESOLUTION

90/20

That Council receive and note the minutes of the meeting by section 355 Cemetery Advisory Committee held on 10 March 2020 be adopted.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 13: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.1.3 COOMA BAND SHELL - CONCEPT DESIGNS

Record No:

Responsible Officer:	Chief Strategy Officer
Author:	Project Manager
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 Ordinary Council at its meeting on 20 February 2020 resolved that the matter be deferred to the meeting to be held on 19 March 2020.
Attachments:	1. Cooma Bandstand Concept Design 2. Cooma Monaro Progress Association concept plans
Cost Centre	PJ100096
Project	PP-017 Investigate options for the upgrade of the band shell facility in Cooma
Further Operational Plan Actions:	Nil

EXECUTIVE SUMMARY

Cooma Band Shell Concept Designs were released for consultation online via the Snowy Monaro Regional Council Your Say website on 2 October 2019 and participation closed on 30 October 2019.

A review of submissions has contributed to the finalising the Concept Design for the Cooma Band Shell project.

The project has included features to enhance accessibility and inclusion and extend the style of the original structure.

The current funding for this project will cover only the design phase; allowing Snowy Monaro Regional Council to be shovel ready and able to apply for future funding to implement project construction.

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

COUNCIL RESOLUTION

91/20

That Council:

- A. Adopt the concept plan developed and placed on public exhibition, as modified to allow public art, and
- B. Include this project in Council's list of projects to seek grant funding for.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 14: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.1.4 REQUEST FOR CABLING IN ROAD RESERVE - PROPOSED ELYSIAN WIND FARM

Record No:

Responsible Officer:	Chief Strategy Officer
Author:	Acting Director Operations and 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:	8.2.3 Major capital projects deliver improved community infrastructure and assets through the major project program
Attachments:	<ol style="list-style-type: none">1. Elysian Wind Farm Slides (<i>Under Separate Cover</i>)2. Elysian Wind Farm Briefing Notes (<i>Under Separate Cover</i>)3. SEARs - Proposed Elysian Windfarm (<i>Under Separate Cover</i>)
Cost Centre	
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Proponents for the proposed Elysian Wind Farm have requested Council's in-principle approval for installation of transmission line cabling within the Kybeyan and Tuross Road reserves.

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

COUNCIL RESOLUTION

92/20

- A. That Council provides in-principle approval to the Elysian Wind Farm proponents for the use of the Kybeyan and Tuross road reserves for transmission line cabling, subject to Council having the right to reconsider pending the assessment of the Environmental Impact Statement, and prior to the final determination of the project; and
- B. Such in-principle approval is not to be taken as an indication of Council's support for the Elysian Wind Farm project.

Moved Councillor Ewart

Seconded Councillor Corbett

CARRIED

Note 15: Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart and Councillor Rooney. Mayor Beer.

Councillors Against: Councillor Last, Councillor Maslin, Deputy Mayor Miners, Councillor Old and Councillor Stewart.

Note 16: Mayoral Casting Vote

Upon the vote being put there was an equality of votes in favour of the motion and against the motion. In accordance with Clause 24.0 (8) of Council's code of meeting practice the Mayor exercised his casting vote and voted in favour of the motion

9.1.5 DEFERRAL OF TOILET BLOCK CONSTRUCTION - JINDABYNE TOWN CENTRE

Record No:

Responsible Officer:	Chief Strategy Officer
Key Theme:	2. Economy Outcomes
CSP Community Strategy:	6.1 The Snowy Monaro region is a destination that offers a variety of quintessential year – round experiences, attractions and events
Delivery Program Objectives:	6.1.2 Safe and well maintained facilities i.e. parks and reserves; multi-function buildings and community halls and the showground contribute to the region
Attachments:	Nil
Cost Centre	
Project	Stronger Communities Fund – Major Projects Program
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Work on planning for the Jindabyne township indicates that the ideal location for toilet facilities may be different from where Council has planned to locate a new toilet block.

Where the need will be into the future is uncertain due to the pending release of master plans for Jindabyne as part of the Special Activation Precinct. To ensure the facilities available best meet the community's needs the construction needs to be delayed until the town planning process is completed. Toilet facility improvements are a high priority with the Jindabyne community and as such the fund should be retained to meet this demand, which will require negotiation on grant timeframes with the NSW Government.

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

OFFICER'S RECOMMENDATION

That Council:

- A. Defer work on the Jindabyne toilet block;
- B. Seek an extension on the grant funding due to the timing impacts created by the development of the Special Area Precinct planning work; and
- C. If an extension is not provided reallocate the funds to improvements along the Jindabyne foreshore as per the original projects listing.

LOST MOTION

Note 17: Record of Voting

Councillors For: Councillor Ewart and Councillor Last.

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

Note 18: Lost Motion

A motion moved Clr Ewart and seconded Clr Last was put to the vote and LOST. The lost motion was on the following terms:

That Council

- A. *Defer work on the Jindabyne toilet block;*

- B. *Seek an extension on the grant funding due to the timing impacts created by the development of the Special Area Precinct planning work; and*
- C. *If an extension is not provided reallocate the funds to improvements along the Jindabyne foreshore as per the original projects listing.*

9.1.6 MINUTES OF THE APRIL YOUTH COUNCIL MEETING

Record No:

Responsible Officer: Acting Director Environment & Sustainability
Author: Youth Officer
Key Theme: 1. Community Outcomes
CSP Community Strategy: 1.4 Youth in the region are supported to reach their maximum potential
Delivery Program Objectives: 1.4.1 Youth of the region are engaged, supported, mentored and trained to be the leaders of tomorrow
Attachments: 1. April Youth Council Minutes
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

The Youth Council met via Zoom on 27 April 2020. Despite a disruptive start to the year, the Youth Council continue to fulfil their role as advocates and supporting the Youth Development team to achieve targets set by the Snowy Monaro Youth Strategy. The meeting minutes provide an overview of the Youth Council #RONA Campaign and a planned Youth Council Exchange Program.

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

COUNCIL RESOLUTION

93/20

That Council:

- A. Receive and note the minutes of the Youth Council meeting held on the 27 April 2020, and
- B. Endorse the motion at item 9.1, to pursue a Youth Council Exchange Program.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.1.7 ARTS AND CULTURE ADVISORY COMMITTEE MEETING MINUTES HELD ON 25 MARCH 2020

Record No:

Responsible Officer:	Acting 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. Minutes of the Arts and Culture Advisory Committee meeting held 25 March 2020
Cost Centre	2410 Arts and Culture
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

The SMRC Arts and Culture Advisory Committee met on 25 March 2020.

The minutes of the meeting are attached to this report.

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

COUNCIL RESOLUTION

94/20

That Council receive and note the minutes of the Arts and Culture Advisory Committee meeting held on 25 March 2020.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.1.8 SECTION 355 COMMITTEE MINUTES: BOMBALA EXHIBITION GROUND AND BREDBO HALL

Record No:

Responsible Officer:	Chief Strategy Officer
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 Bombala Exhibition Ground s355 Management Committee meeting held 11 December 2019
 2. Minutes of the Bredbo Hall s355 Management Committee meeting held 12 February 2020
 3. Minutes of the Bredbo Hall s355 Management Committee meeting held 27 February 2020
 4. Minutes of the Bredbo Hall s355 Management Committee meeting held 4 March 2020

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

Council has received minutes of the meetings from the following Section 355 Management Committees:

- Bombala Exhibition Ground, meeting held on 11 December 2019.
- Bredbo Hall, meetings held on 12 and 27 February and 4 March 2020.

These minutes are attached for Councils information.

These items have been forwarded to the relevant department to be considered in operational schedules.

No Management Committee meetings have been held since March 2020 due to COVID-19 restrictions.

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

COUNCIL RESOLUTION

95/20

That Council receive and note the Minutes of meetings of Section 355 management committees for Bombala Exhibition Ground and Bredbo Hall.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.1.9 PROPOSED EAST JINDABYNE WATER TANK MURAL PROJECT

Record No:

- Responsible Officer: Acting Director Environment & Sustainability
- 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:

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

Jindabyne artist and member of the Arts and Culture 355 Advisory Committee, Ben Eyles, has approached Council to ask for approval to create a large scale mural. The proposed location is a water tank on the western side of Kosciuszko Road between Jindabyne and East Jindabyne.

With in-principle support from Council staff and the Chair of the Arts and Culture 355 Advisory Committee, Mr Eyles has applied for rapid response funding linked to supporting the arts sector during the COVID pandemic. He has received advice that one of these applications has been successful and is awaiting the outcome of another.

The project now needs formal permission from Council in order to proceed.

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

COUNCIL RESOLUTION

96/20

That Council

- A. Receive and note the information in the report on Ben Eyles' proposal to install a mural on the East Jindabyne water tank as identified;
- B. Approve this particular artwork and endorse Mr Eyles to commence work on mural installation;
- C. Support Mr Eyles to secure additional grant funding if required to expand the project; and
- D. Request Arts and Culture committee to investigate opportunities to create arts for SMRC region.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.1.10 FOLLOW UP REQUEST FOR SPONSORSHIP - TORAH BRIGHT STATUE

Record No:

Responsible Officer: Chief Operating Officer

Author: Group Manager Facilities

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. Great Australian Women

2. Email Request

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

In March a report was put to Council to consider the sponsorship of a bronze statue of Torah Bright that will be used as part of the Great Australian Women – Statues of Inspiration exhibition to be located along the Riverwalk in Melbourne for a 6 month period in 2021. The original sponsorship request was for \$67,000. Council resolved the following by exception in relation to this request –

COUNCIL RESOLUTION	41/20
That Council acknowledges Torah Bright’s achievements but does not agree to commit funds towards this sponsorship proposal as it is unlikely that it will demonstrate an appropriate level of benefit to the community.	
Moved Councillor Rooney	Seconded Councillor Corbett
	CARRIED

The organisers of the Great Australian Women Project have since contacted Council (refer attached email copy) stating that due to Covid-19, the artists involved have decided to co-fund the project and are now only seeking \$30,000 in sponsorship. The estimated costs for relocating the statue to the Snowy Monaro Region following conclusion of the exhibition in Melbourne would remain the same at \$10,000 to \$15,000.

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

Foreshadowed motion

COUNCIL RESOLUTION	97/20
That Council	
A. Refer the matter to the arts and cultural committee for the development of a fund raising programme for a statue to commemorate Torah Bright, and	
B. Determine to provide matching funding to 30 cents for every dollar raised.	
Moved Councillor Corbett	Seconded Deputy Mayor Miners
	CARRIED

Note 23: Record of Voting

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

Councillors Against: Nil.

Note 24: Foreshadowed Motion

The above recommendation is a foreshadowed motion. The amendment on being put to the vote was carried and became the substantive motion.

The original motion Moved: Clr Ewart, Seconded: Clr Maslin was:

“That council decline the Torah Bright proposal due to current financial constraints on the council.”

Record of Voting – Original Motion

Councillors For: Councillor Ewart and Councillor Rooney.

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

Note 25: Committee Discussion

Councillors agreed to go into Committee to discuss item 9.1.10 - Follow up Request for Sponsorship - Torah Bright Statue At 8:31PM.

Record of Voting – Into Committee

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

Councillors Against: Nil.

Councillors agreed to move out of Committee at 8:34PM.

Record of Voting – Out of Committee

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

Councillors Against: Nil.

9.1.11 COMMUNITY SERVICES ADVISORY COMMITTEE CHARTER

Record No:

Responsible Officer:	Chief Operating Officer
Author:	Manager Community Services
Key Theme:	1. Community Outcomes
CSP Community Strategy:	1.2 High quality community support and residential aged care services are available and accessible to residents across the region
Delivery Program Objectives:	1.2.1 Competitive cost effective aged care and community support services are available within the region
Attachments:	1. Community Services Advisory Committee Charter
Cost Centre	
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Council at its meeting held on 21 November 2019 endorsed the merger of the Residential Aged Care Advisory Committee with the Community Care Advisory Committee and renamed the committee the Community Services Advisory Committee. Membership of the merged committee consisted of members of the previous committees. The new committee subsequently met for the first time on 16 March 2020 under the charter of the former Residential Aged Care Advisory Committee.

A new charter has now been prepared for this committee and is presented for Council to adopt.

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

COUNCIL RESOLUTION

98/20

That Council

- A. Adopt the Community Services Advisory Committee Charter;
- B. The current members of the Community Services Advisory Committee continue for the term of the committee; and
- C. Any vacancies that arise on the committee be filled in accordance with the procedure outlined in the Community Services Advisory Committee Charter.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.1.12 MINUTES - COMMUNITY SERVICES ADVISORY COMMITTEE 16 MARCH 2020

Record No:

Responsible Officer: Chief Operating Officer

Author: Executive Assistant to Chief Strategy Officer

Attachments: 1. Minutes - Community Services Advisory Committee 16 March 2020

EXECUTIVE SUMMARY

The Community Services Advisory Committee meeting was held on 16 March 2020. The draft Minutes are presented for Council's information. Note, the Minutes will be presented to the next meeting of the Committee for adoption.

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

COUNCIL RESOLUTION

99/20

That Council receive and note the draft Minutes of the Community Services Advisory Committee meeting held on 16 March 2020.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.2 KEY THEME 2. ECONOMY

9.2.1 GRANITE HILLS WINDFARM COMMUNITY CONSULTATIVE COMMITTEE (CCC) UPDATE

Record No:

Responsible Officer:	Chief Communications Officer
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:	<ol style="list-style-type: none">1. Granite Hills Windfarm Site Location within the Snowy Monaro2. Granite Hills Windfarm Turbine Layout3. Granite Hills Windfarm CCC Minutes - Dec 18 <i>(Under Separate Cover)</i>4. Granite Hills Windfarm CCC Minutes - April 19 <i>(Under Separate Cover)</i>5. Granite Hills Windfarm CCC Minutes - Aug 19 <i>(Under Separate Cover)</i>6. Granite Hills Windfarm CCC Minutes - Nov 19 <i>(Under Separate Cover)</i>

EXECUTIVE SUMMARY

The proposed Granite Hills Windfarm is located at Steeple Flat, across Snowy Monaro and Bega Valley Local Government Areas.

The project is deemed State Significant and therefore requires an Environmental Impact Statement (EIS) of which development remains to be ongoing.

If approved, the windfarm would aim to generate up to 132MW of electricity or enough to power around 50,000 medium- to high-energy use households.

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

COUNCIL RESOLUTION

100/20

That Council receive and note this report regarding the proposed Granite Hills Windfarm.

Moved Councillor Stewart

Seconded Councillor Castellari

CARRIED

Note 28: Record of Voting

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

Councillors Against: Nil.

9.2.2 CMCA RV PARK - COOMA

Record No:

Responsible Officer:	Chief Operating Officer
Author:	Group Manager Facilities

Key Theme:	2. Economy Outcomes
CSP Community Strategy:	6.1 The Snowy Monaro region is a destination that offers a variety of quintessential year – round experiences, attractions and events
Delivery Program Objectives:	6.1.1 Promote tourism and enhance the Snowy Monaro Region as a year round destination of choice through a collaborative approach between all stakeholders and interest groups
Attachments:	<ol style="list-style-type: none">1. Council Report May 2019 (<i>Under Separate Cover</i>)2. Entrance Design (<i>Under Separate Cover</i>)3. Draft CMCA MOU (<i>Under Separate Cover</i>)4. CMCA RV Park Network - Councils (<i>Under Separate Cover</i>)5. CMCA RV Park Fact Sheet (<i>Under Separate Cover</i>)6. CMCA Cooma RV Park Proposal (<i>Under Separate Cover</i>)
Cost Centre	
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

In May 2019 a report (attachment 1) went to Council seeking in-principle support for the establishment of a CMCA RV Park on Council vacant operational land in Hawkins St, Cooma (refer CMCA Proposal attachment 6). This support also included in-kind provisions of internal plant rates for civil works at the site should they eventuate. Council adopted the officer recommendation in this instance. Since then CMCA, in consultation with Council staff and a local designer, have produced a design brief (attachment 2) for the establishment of the RV Park that is deemed viable under the CMCA cost criteria (\$100K cap) for establishment of such facilities. The majority of establishment work is associated with the entrance to the site.

Also attached and for consideration by Council is a draft Memorandum of Understanding (MOU) provided by CMCA in line with other arrangements they have throughout their network. CMCA is seeking agreement to the terms outlined in the MOU in order to commence DA submission.

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

COUNCIL RESOLUTION

101/20

That Council

- A. Agree with the terms outlined in the draft Memorandum of Understanding, and
- B. Authorise the CEO to execute the Memorandum of Understanding.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.3 KEY THEME 3. ENVIRONMENT

9.3.1 DESIGN FOR TRUCK PARKING AREA AT ADAMINABY

Record No:

Responsible Officer: Chief Operating Officer
Author: Acting Director Operations and Infrastructure
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. Adaminaby Truck Parking Area - Initial Design
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

This report provides an update in response to Councillors' inquiries regarding provision of a suitable truck parking area at Adaminaby.

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

COUNCIL RESOLUTION

102/20

That Council

- A. Agrees to proceed with further investigative works and to seek endorsement from Transport for New South Wales for the proposed design;
- B. Allocates \$50,000 for investigation and assessment from internal reserves for the 2020/2021 financial year;
- C. That the project be included in the listing of projects for consideration for grant applications; and
- D. Approach Snowy hydro or Future Gen for funding towards the project.

Moved Deputy Mayor Miners

Seconded Councillor Last

CARRIED

Note 30: Record of Voting

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

Councillors Against: Nil.

9.3.2 DELEGATE RIVER BRIDGE REPAIR AND UPGRADE

Record No:

Responsible Officer: Chief Operating Officer
Author: Manager Construction

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. Delegate River Bridge Report Level 2 Inspection 2. Delegate River Bridge Report Level 3 Inspection
Cost Centre	Bridges Sealed - 1850
Project	Delegate Bridge Repair and Upgrade
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Work on the Delegate River Bridge, Delegate Road is proposed to prevent the further deterioration of the bridge, which is currently the subject of a 17 tonne load limit.

Council is required to undertake the recommended maintenance to prevent the current rapid deterioration of some elements of the Sub-Structure.

The proposed works will:

- Replace or repair all deteriorated and damaged elements.
- Install additions or upgrades to increase the Bridge Capacity.
- Carry out treatment and prepare a maintenance schedule to prolong the serviceable life of the Bridge.

Failure to address the identified issues will increase the risk of bridge failure or closure.

The proposed upgrading of the bridge capacity will have a positive impact on the timber haulage industry and local agricultural businesses, and reduce maintenance costs on the current heavy vehicle bypass.

Three tenders have been received, one submitting a non-compliant Tender, and two submitting compliant Tenders, one also with an alternative tender to replace the bridge.

The compliant tenders receive the following scores by the tender evaluation panel, based on scores and weightings for each criteria.

<u>Tender</u>	<u>Score (Out of 10)</u>
Nelmac Pty Ltd	5.6
RD Miller Pty Ltd	8.4
Timber Restorations	9.6

Tender evaluation information has been provided as a confidential attachment.

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

COUNCIL RESOLUTION

103/20

That Council

- A. Accept the tender from Timber Restoration Systems for Tender 024/2020 (Tender Number VP 179404), and
- B. Approve adjustments to the 2020/21 budget to include \$100,000 from the 2020/21 Regional Road Repair Program, \$100,000 from the 2020/21 Regional Road Block Grant, plus \$150,000 from the 2020/21 Road to Recovery Program to fund the completion of the planned bridge repair and upgrade.

Moved Councillor Stewart

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 84/20 above as there was no challenge by Councillors.

9.3.3 DEFERRED ITEM 7.3 FROM LOCAL TRAFFIC COMMITTEE MEETING 26 MARCH 2020.

Record No:

Responsible Officer:	Chief Operating Officer
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:	9.1.1 Management of road corridors is effective and efficient
Attachments:	1. LTC Deferred Item 7.3
Cost Centre	1802 Transport Infrastructure (Operations)
Project	Snowy Monaro Local Traffic Committee

EXECUTIVE SUMMARY

Item 7.3 of the Local Traffic Committee meeting of the 26th March 2020 was deferred by Council, requesting further information.

COUNCIL RESOLUTION

70/20

That the recommendations of the meeting of the Local Traffic Committee held on 26 March 2020 be adopted with exception of item 7.3 Parking – Soho Street Cooma.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

The purpose of this report is to provide clarification on item 7.3 relating to proposals for NO STOPPING signs to be installed on Soho Street, Cooma.

OFFICER'S RECOMMENDATION

That Item 7.3 of the Local Traffic Committee meeting of 26th March 2020, be received and noted.

REPORT WITHDRAWN

Note 32: Report Withdrawn

Item 9.3.3 – Deferred Item 7.3 from Local Traffic Committee Meeting held 26 March 2020 as listed on the Agenda was withdrawn.

9.3.4 RYRIE STREET CROSSING FLOOD ANALYSIS

Record No:

Responsible Officer:	Chief Strategy Officer
Author:	Project Manager
Key Theme:	3. Environment Outcomes
CSP Community Strategy:	9.1 Transportation corridors throughout the region are improved and maintained
Delivery Program Objectives:	9.1.4 Council's transportation strategy identifies initiatives that improve and maintain the region's transportation networks including public transport, vehicles, bikes and pedestrians
Attachments:	1. Ryrie Street Crossing, Michelago - Flood Impact Assessment (<i>Under Separate Cover</i>)
Cost Centre	PJ180396
Project	Michelago Ryrie Street Extension
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

Four options have been identified for linking Micalago Road to Michelago Village without the need to use the Monaro Highway. The costs vary from \$680,000 for a flood prone causeway to \$5.5million for bridge crossing.

The lower cost options increase the risk of people being harmed by attempting to cross the road during a flood event. These options would also lead to ongoing costs to maintain any warning barriers for the crossing.

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

COUNCIL RESOLUTION

104/20

That Council receive and note the Michelago Ryrie Street Flood Impact Assessment and place option 5 on a listing of projects to be considered for future grant funding.

Moved Councillor Stewart

Seconded Councillor Ewart

CARRIED

Note 33: Record of Voting

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

Councillors Against: Nil.

9.4 KEY THEME 4. LEADERSHIP

9.4.1 CHANGES TO COUNCILS CODE OF MEETING PRACTICE

Record No:

Responsible Officer:	Chief Strategy Officer
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 Ordinary Council at its meeting on 16 April 2020 resolved that the matter be deferred to the meeting to be held on 21 May 2020.
Attachments:	1. Code of Meeting Practice - Updated (<i>Under Separate Cover</i>)
Cost Centre	3110
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

The Code of Meeting Practice (CoMP) requires some minor modification/ additions/ deletions. The modifications include the change in title of the General Manager to Chief Executive Officer due to change in structure of the organisation, changing the reference of incorrect clauses to correct references, additions of notes in relation to recording of the council meetings open to the public and confidential session, adding the order of business and deleting the reference of briefing sessions and workshops from the Code of Meeting Practice.

A comprehensive table listing of all changes to the Code of Meeting Practice is presented in the background information of this report.

This draft Code of Meeting Practice is attached to the report that outlines the modifications/ additions and deletions.

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

OFFICER'S RECOMMENDATION

That Council adopt the updated Code of Meeting Practice.

REPORT DEFERRED

Note 34: Report Deferred

Item 9.4.1 – Changes to Council's Code of Meeting Practice as listed on the Agenda was deferred and will be presented to the 18 June 2020 Council Meeting.

**9.4.2 MINUTES OF WASTE MANAGEMENT COMMITTEE MEETING HELD ON
27 FEBRUARY 2020 AND 14 APRIL 2020**

Record No:

Responsible Officer: Acting Group Manager for Resource and Waste Management
Author: Resource & Waste Administration Officer
Key Theme: 4. Leadership Outcomes
CSP Community Strategy: 10.1 Planning and decision making is holistic and integrated and has due regard to the long term and cumulative effects
Delivery Program Objectives: 10.1.1 Council has a transparent and bold growth objective which provides a framework for decision making
Attachments: 1. Waste Management Committee Meeting Minutes 27 February 2020
2. Waste Management Committee Meeting Minutes 14 April 2020
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

The Waste Management Committee met on 27 February and 14 April 2020. The Committee's recommendations from the meeting are presented for Council's consideration and adoption.

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

COUNCIL RESOLUTION

105/20

That Council

- A. Receive and note the Minutes of the Waste Management Committee held on 27 February 2020; and,
- B. Receive and note the Minutes of the Waste Management Committee held on 14 April 2020

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 35: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.4.3 DEED OF INDEMNITY - SNOWY HYDRO - CONSTRUCTION OF TOILETS AT JINDABYNE BOAT RAMP

Record No:

Responsible Officer: Chief Operating Officer
Author: Land & Property 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. Deed of Indemnity

Aw that.

Project PJ 180413 – Final Amenity Upgrades at Lake Jindabyne Boat Ramp

EXECUTIVE SUMMARY

Council is preparing to construct public toilets in the vicinity of the Jindabyne boat ramp. The public toilets will be located on Snowy Hydro land (Jindabyne Lake Foreshore) and Snowy Hydro are requesting that Council indemnify Snowy Hydro against all claims arising from the location, use and maintenance of the amenities.

Council is in receipt of the Deed of Indemnity (attached), which requires execution by the Chief Executive Officer.

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

OFFICER'S RECOMMENDATION

That Council

- A. Authorise the CEO to execute the Deed of Indemnity on behalf of Council; and
- B. Ensure that Council's Insurers agree to the Deed of Indemnity prior to execution

REPORT WITHDRAWN

Note 36: Report Withdrawn

Item 9.3.3 – Deferred Item 9.4.3 – Deed of Indemnity – Snowy Hydro – Construction of Toilets at Jindabyne Boat Ramp was withdrawn.

9.4.4 ESTABLISHING A POLICY TO GOVERN THE APPOINTMENT OF AN ACTING CHIEF EXECUTIVE OFFICER

Record No:

Responsible Officer: Chief Executive Officer

Author: Executive Assistant Mayor & Councillors

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 Chief Executive Officer. 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

106/20

That Council

- A. Appoint the holder of the following positions to act in the position of Chief Executive Officer where the Chief Executive Officer is unavailable and no person has been otherwise appointed to the position for that period:
- (i) The Chief Strategy Officer and if that person is not available,
 - (ii) The Chief Operating Officer and if that person is not available,
 - (iii) The Chief Finance Officer and if that person is not available,
 - (iv) The Chief Workforce Officer and if that person is not available,
 - (v) The Chief Communications Officer.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 37: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.4.5 ANSWERS TO QUESTIONS WITH NOTICE

Record No:

Responsible Officer: Chief Strategy Officer

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 April 2020 (*Under Separate Cover*)

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 April 2020.

The Councillor Questions In Progress for the period ending April 2020 is attached to this report.

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

COUNCIL RESOLUTION

107/20

That Council receive and note the Councillor Questions In Progress report for the period ended April 2020.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 38: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.4.6 RESOLUTION ACTION SHEET UPDATE

Record No:

Responsible Officer:	Chief Strategy Officer
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 Actions for the period ending April 2020 (<i>Under Separate Cover</i>)
Cost Centre	3120

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 April 2020.

The In Progress Resolution Action Sheet for period ending April 2020 is attached to this report.

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

COUNCIL RESOLUTION

108/20

That Council receive and note the In Progress Resolution Action Sheet Update for the period ending April 2020.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 39: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.4.7 QUARTERLY BUDGET REVIEW STATEMENT (QBR) TO MARCH 2020

Record No:

Responsible Officer:	Acting Director Corporate and Community Services
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. Quarterly Budget Review - March
Cost Centre	4010 Financial Services

EXECUTIVE SUMMARY

This quarter's budget review has seen an improvement in the overall financial position of \$583,000, driven by increased capital grants. The operating budget shows as being \$457,000 worse off, primarily due to redundancy payments which are funded from reserves that will be repaid from the reduced employment costs from the new structure in future years to ensure adequate reserves are held.

Capital expenditure on major projects will be subject to a full review to commence shortly, after transfer of staff into the new organisation structure is completed.

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

COUNCIL RESOLUTION

109/20

That Council

A. Receive the quarterly budget review statement (QBR) for the period ended 31 March 2020.

B. Authorise the adjustments to the Council's budgeted Income & Expenditure, Capital Expenditure and Cash & Investments as shown in the QBR.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 40: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.4.8 NSW INDEPENDENT BUSHFIRE INQUIRY SUBMISSION

Record No:

Responsible Officer: Chief Executive 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. Draft Submission
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

The closing date for submissions to the NSW Independent Bushfire Committee is Friday 22 May.

The attached draft was prepared by staff and circulated to Councillors for comment, with all comments received incorporated into the draft.

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

COUNCIL RESOLUTION

110/20

That Council endorse the draft submission, as amended, to the NSW Independent Bushfire Inquiry and authorise the Chief Executive Officer to formally lodge it on behalf of Council.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 41: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.4.9 MEMBERSHIP OF ELYSIAN WINDFARM COMMUNITY CONSULTATIVE COMMITTEE

Record No:

Responsible Officer: Chief Executive 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. Letter of invitation

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

Council's Chief Executive Officer has received an invitation to nominate a representative from the Elysian Wind Farm Community Consultative Committee to nominate join the Committee.

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

COUNCIL RESOLUTION

111/20

That Council nominate Councillor Stewart be Council's representative on the Elysian Wind Farm Community Consultative Committee.

Moved Councillor Ewart

Seconded Deputy Mayor Miners

CARRIED

Note 42: Record of Voting

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

Councillors Against: Nil.

9.4.10 GRANTS APPLICATIONS - ACTIVITY SYNOPSIS AS AT 30TH APRIL 2020

Record No:

Responsible Officer: Chief Strategy Officer

Author: Grants Officer

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: 11.2.3 Alternative sources of revenue to rating income are identified and maximised

Attachments: Nil

Cost Centre 4010 – Finance (Grants Management)

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

This report provides an update on grants activity for the quarter ended 31 March 2020, and the month of April 2020.

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

COUNCIL RESOLUTION

112/20

That Council receive and note the information related to grants activity for the quarter ending 31 March 2020, and the month of April 2020.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 43: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

9.4.11 BUSHFIRE RECOVERY UPDATE

Record No:

Responsible Officer: Chief Executive Officer

Author: Local Recovery Officer

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:

Cost Centre

Project

Further Operational Plan Actions:

EXECUTIVE SUMMARY

This is an information report to update the Councillors on the activities being undertaken to assist the community with the recovery after the impacts of the 2019/20 bushfires.

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

COUNCIL RESOLUTION

113/20

That Council receive and note the Bushfire Recovery Update.

Moved Councillor Stewart

Seconded Deputy Mayor Miners

CARRIED

Note 44: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

10. NOTICE OF MOTION

10.1 LEGAL AND PRACTICAL ACCESS

Record No:

Responsible Officer: Chief Executive Officer
Author: Councillor Anne Maslin
Attachments: Nil

Councillor Anne Maslin has given notice that at the Ordinary Meeting of Council on 21 May 2020, she will move the following motion.

COUNCIL RESOLUTION

114/20

That Council

- A. Posts on the Home Page of SMRC Website in a prominent position, and on all Rates notices, the following advice: "SMRC Council alerts purchasers of land or property in SMRC region, be it for residential purposes or otherwise, that Legal and Practical Access to the purchased land is the responsibility of the purchaser" and
- B. That Council action this Motion within 21 days of today's date.

Moved Councillor Maslin

Seconded Councillor Last

CARRIED

Note 45: Record of Voting

Councillors For: Mayor Beer, Councillor Corbett, Councillor Ewart, Councillor Last, Councillor Maslin, Deputy Mayor Miners.

Councillors Against: Councillor Castellari, Councillor Rooney and Councillor Stewart.

Councillor Old was absent during item 10.1.

11. MAYORAL MINUTES

Nil.

12. QUESTIONS WITH NOTICE

12.1 SNOW SEASON 2020

Councillor Rogan Corbett

Question: Can Council request a briefing from NSW Government regarding what plans are in place for the 2020 Snow Season, for the prevention of COVID-19 affecting Snowy Monaro Residents?

12.2 PANEL TO ASSIST BUSHFIRE AFFECTED AREAS WITH RECOVERY

Councillor John Last

Question: Are we going to pursue an application for the Snowy Monaro Area? Were we aware of this body being set up? Did we make an application for representation on this body?

12.3 POLO FLAT ROUNDABOUT

Councillor Lynley Miners

Question: Re. Substandard. Heavy vehicles are having trouble negotiation this intersection.

13. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

115/20

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 Clarification and Update on Cmnt Matter

Item 13.1 is confidential in accordance with s10(A)(2)(g) of the Local Government Act because it contains advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.2 Option to purchase land - Jindabyne

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 Legal Actions and Potential Claims Against SMRC as at 30 April 2020

Item 13.3 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.

13.4 Judgment of Court of Criminal Appeal on Tropic Asphalts case

Item 13.4 is confidential in accordance with s10(A)(2)(g) of the Local Government Act because it contains advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

13.5 Additional Information - Delgate Bridge Repairs Tender

Item 13.5 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 Ewart

Seconded Councillor Stewart

CARRIED

Note 46: 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 47: Confidential Session of Committee

At 9:21PM the meeting was closed to the press and public.

Note 48: Resumption of Open Committee Meeting

At 9.55PM the Closed Session ended and the Council meeting continued in Open Session.

14. REPORT FROM CONFIDENTIAL SESSION

13.1 CLARIFICATION AND UPDATE ON CMUNT MATTER

COUNCIL RESOLUTION	116/20
That Council receive and note the status of "Cmunt" legal matters	
Moved Councillor Stewart	Seconded Deputy Mayor Miners
	CARRIED

Note 49: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

13.2 OPTION TO PURCHASE LAND - JINDABYNE

COUNCIL RESOLUTION	117/20
That Council notify Housing and Property NSW of its interest in acquiring the property.	
Moved Councillor Stewart	Seconded Deputy Mayor Miners
	CARRIED

Note 50: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

13.3 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC AS AT 30 APRIL 2020

COUNCIL RESOLUTION	118/20
That Council receive and note the information in the Legal Actions and Potential Claims Against SMRC as at 30 April 2020 report.	
Moved Councillor Stewart	Seconded Deputy Mayor Miners
	CARRIED

Note 51: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

13.4 JUDGMENT OF COURT OF CRIMINAL APPEAL ON TROPIC ASPHALTS CASE

COUNCIL RESOLUTION	119/20
That Council	
A. Get report on the costing;	
B. Report from staff on the progress of the case;	
C. Proceed with the case; and	
D. Receive and note the information in the report on the Court of Criminal Appeal's judgment in the Tropic case.	
Moved Mayor Beer	Seconded Deputy Mayor Miners CARRIED

Note 52: Record of Voting

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

Councillors Against: Councillor Maslin.

Councillor Old was absent during item 13.4

13.5 ADDITIONAL INFORMATION - DELGATE BRIDGE REPAIRS TENDER

COUNCIL RESOLUTION	120/20
That Council receive and note the information in the report on the tender for the repairs to the Delegate River bridge.	
Moved Councillor Stewart	Seconded Deputy Mayor Miners CARRIED

Note 53: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 84/20 above as there was no challenge by Councillors.

There being no further business the Mayor declared the meeting closed at 9.58PM.

CHAIRPERSON



The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 21 May 2020 were confirmed by Council at a duly convened meeting on 18 June 2020 at which meeting the signature hereon was subscribed.