



**SNOWY MONARO**  
REGIONAL COUNCIL

# **BUSINESS PAPER**

**PUBLIC EXHIBITION COPY**

**Ordinary Council Meeting  
16 September 2021**

## **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 Chief Executive Officer, or another Council employee to determine whether or not a person may have a conflict of interest.

## **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 and Council employees 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 Chief Executive Officer 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 Mayor, members of staff, delegates of the Council and members of the public attending a Council or a meeting of a committee of Council.

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### **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 Council's website [www.snowymonaro.nsw.gov.au](http://www.snowymonaro.nsw.gov.au)*

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

**ON THURSDAY 16 SEPTEMBER 2021  
COMMENCING AT 5:00PM**

**BUSINESS PAPER**

- 1. OPENING MEETING**
- 2. ACKNOWLEDGEMENT OF COUNTRY**
- 3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS**
- 4. CITIZENSHIP CEREMONIES**
- 5. DISCLOSURE OF INTEREST**  
(Declarations also to be made prior to discussions on each item)
- 6. MATTERS DEALT WITH BY EXCEPTION**
- 7. CONFIRMATION OF MINUTES**
  - 7.1 Ordinary Council Meeting held on 19 August 2021
  - 7.2 Extraordinary Council Meeting held on 26 August 2021
  - 7.3 Closed Session of the Extraordinary Council Meeting held on 26 August 2021
- 8. PLANNING AND DEVELOPMENT APPLICATION MATTERS**
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13.2 Cooma Sports Hub	
<i>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.</i>	
13.3 Sharp Street/Baron Street Roundabout Water Mains Replacement - Sole Source Tender Procurement	
<i>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.</i>	

8.1 DEVELOPMENT APPLICATION 10.2021.210.1 - INSTALL STEEL HORSE YARDS - 10.2021.210.1

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**8.1 DEVELOPMENT APPLICATION 10.2021.210.1 - INSTALL STEEL HORSE YARDS -  
10.2021.210.1**

Record No: I21/65

Responsible Officer: Chief Operating Officer  
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: 8.1.3 Development assessment processes are streamlined to support regional development and growth  
Attachments: 1. DRAFT Conditions  
2. Plans  
3. Statement of Environmental Effects  
4. AHIMS Report  
5. Development Application Form

Further Operational Plan Actions:

Applicant Number:	10.2021.210.1
Applicant:	Adaminaby Pony Club
Owner:	Snowy Monaro Regional Council
DA Registered:	27/06/2021
Property Description:	15 Scenic Drive ADAMINABY NSW 2629 Lot 155 DP 756677 Ph Bolaira
Parcel Number:	253337
Zone:	RU5 - Village
Current Use:	Recreation facilities (outdoor)
Proposed Use:	Recreation facilities (outdoor)
Permitted in Zone:	Yes
Recommendation:	Approved

**EXECUTIVE SUMMARY**

The purpose of this report is to seek approval for the construction of steel horse yards for the Adaminaby Pony Club at 15 Scenic Drive, Adaminaby.

The application is referred to Council for determination in line with Councils' Policy "Referral of Development Applications to Council" as the application is located on Council owned land.

Upon assessment, the assessing officer is satisfied that the development complies with the provisions of the Snowy River Local Environmental Plan 2013 and Snowy River

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Development Control Plan 2013 and it is recommended that it be approved with conditions.

If Council decides to make a determination other than as included in the recommendation, it must follow the requirements of Council Procedure – *Council Decision Contrary to Staff Recommendation* (attached to this report).

## RECOMMENDATION

That Council, pursuant to section 4.16(1)(a) of the *Environmental Planning and Assessment Act 1979 (as amended)*, grants consent to DA 10.2020.216.1 for the **Construction of Steel Horse Yards** at 15 Scenic Drive, Adaminaby (Lot 155 DP 756677), with draft conditions of consent attached to this report.

## BACKGROUND

The proposed development is for the erection of eight (8) steel horse yards for the use of the Adaminaby Pony Club.

The development requires approval due to the proposed location of the yards being within 10m of a public road and within 200m of any side boundary, which otherwise would have allowed the development to be carried out under the State Environmental Planning Policy – Exempt and Complying Codes.

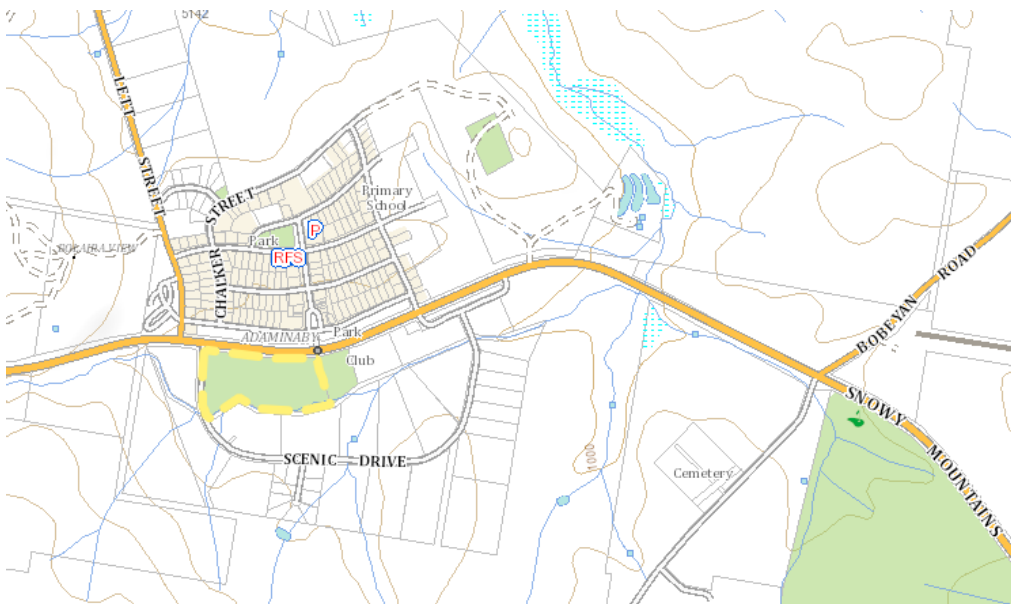
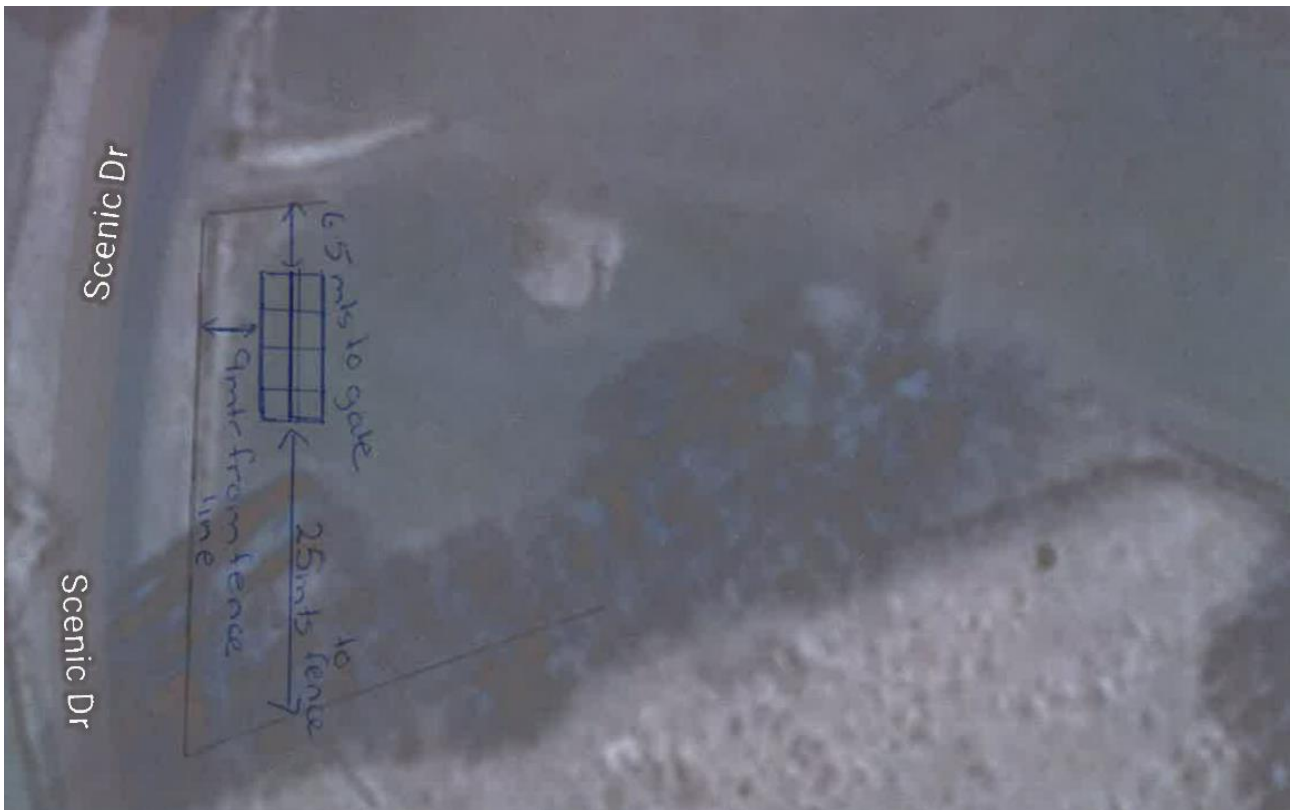


Figure 1 – Location Map



*Figure 2 – Site Plan*

**ASSESSMENT**

The application has been assessed against the provisions of the following documents:

<b>State Environment Planning Policies (SEPPs)</b>	There are no SEPP’s relevant to this development.
<b>Local Environmental Plan (LEP) (including draft LEPs)</b>	Snowy River Local Environment Plan 2013
<b>Development Control Plans</b>	Snowy River Development Control Plan 2013

**SECTION 4.15**

Section 4.15 and EP&A Act Checklist

<b>The suitability of the site for the development:</b>	The site is generally suitable for development.
<b>The provisions of any environmental planning instrument and draft environmental planning instrument:</b>	<p>The proposal has been assessed against the provisions of all SEPP’s and no SEPPs were deemed relevant to this proposal.</p> <p>The proposal has been examined in detail against the provisions of SRLEP 2013 and has been found <b>to</b> achieve an acceptable level of compliance.</p>

<p><b>The provision of any development control plan:</b></p>	<p>The application generally complies with the provisions of Council’s relevant development control plan being the Snowy River Development Control Plan 2013.</p>
<p><b>Any matters prescribed by the regulations:</b></p>	<p>The application generally complies with the <i>EP&amp;A Regulation 2000</i>.</p>
<p><b>The likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality:</b></p>	<p>The likely impacts of the development have been appropriately considered as part of this application, and appropriately addressed above.</p>
<p><b>Any submissions made in accordance with the EP&amp;A Act or the regulations:</b></p>	<p>The application was not notified or advertised under the provisions of the Snowy Monaro Planning and Development Community Participation Plan 2019.</p>
<p><b>The public interest:</b></p>	<p>The proposal is not contrary to the public interest, as it complies with the Council’s standards and will not contribute to creating an undesirable precedent.</p>

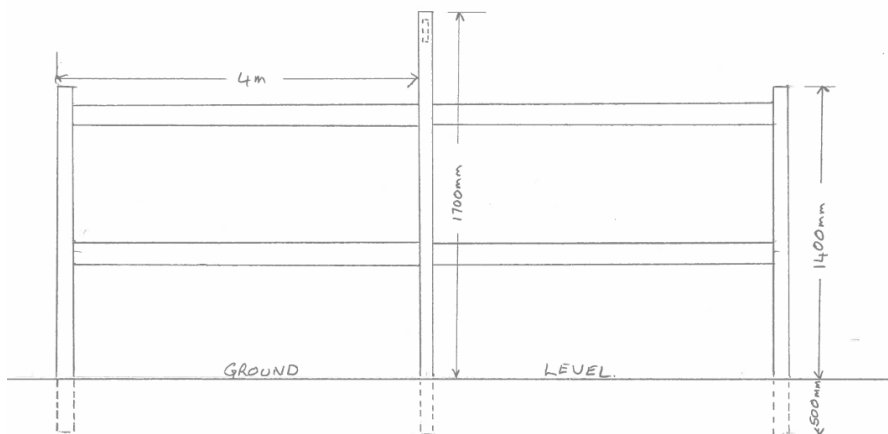


Figure 3 – The Subject Site



## 1.0 PROPOSED DEVELOPMENT IN DETAIL

The proposed development is for the construction of eight (8) steel horse holding yards for use by the Adaminaby Pony Club.



*Figure 4 – Proposed development elevation*

## 4.0 INTEGRATED DEVELOPMENT

The proposed development was reviewed against the relevant provisions of the EP&A Act 1979 to identify whether the application was integrated development. It is was not deemed to be Integrated Development under Section 4.46 of the Environmental Planning and Assessment Act 1979.

## 5.0 REFERRALS

### 5.1 External Referrals

No external referrals were required for the subject application.

### 5.2 Internal Referrals

The development application was referred to the following sections of Council for comment:

Section	Comments
Building	Acceptable subject to conditions
Heritage	Acceptable – no foreseen impacts

## 6.0 LEGISLATIVE REQUIREMENTS ASSESSMENT UNDER SECTION 4.15 OF EP&A ACT

As required by the Environmental Planning and Assessment Act, 1979, Section 4.15, the following relevant matters are addressed below:

- Suitability of the site;

8.1 DEVELOPMENT APPLICATION 10.2021.210.1 - INSTALL STEEL HORSE YARDS - 10.2021.210.1

- Environmental planning instruments (State Environmental Planning Policies, Local Environmental Plans);
- Draft environmental planning instruments;
- Development control plans;
- Likely Impacts of the Development - environmental (natural and built), social and economic;
- Any Planning Agreement or Draft Planning Agreement;
- The EP&A Regulations;
- Submissions; and
- Public interest.

**6.1 The suitability of the site for the development:**

<b>Slope</b>	Gentle slope exists – no impediment to development exists
<b>Significant vegetation</b>	NA
<b>Adjoining development</b>	Similar in nature, scale and design to proposal
<b>Suitability of proposed works / building</b>	Generally acceptable having regard to constraints of the land
<b>Streetscape</b>	The proposal is generally compatible with adjoining development
<b>Stormwater disposal</b>	Into council system
<b>Services</b>	All services existing on-site - electricity / telephone/water
<b>Views</b>	nil impact to and from site
<b>Contamination</b>	nil identified
<b>Bushfire</b>	The site is not mapped as bush fire prone land
<b>Flooding</b>	nil impact
<b>Vehicular access</b>	The site has coinciding legal and practical access
<b>Easements and restriction on use</b>	NA
<b>Aboriginal sites</b>	nil identified on-site
<b>Threatened species</b>	nil identified on-site
<b>Grasslands</b>	nil identified on-site
<b>Rivers/streams</b>	Not applicable
<b>Effluent disposal</b>	nil
<b>Prevailing winds</b>	nil impact

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<b>Easements</b>	nil affected by this proposal
<b>Other matters</b>	nil

**Previous Development History**



*Figure 5 – Proposed development site and view towards water course*



*Figure 6 – Existing Club House, tennis courts and view towards the Snowy Mountains Highway*

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## **6.2 The provisions of any environmental planning instrument**

### **6.2.1 State Environmental Planning Policies**

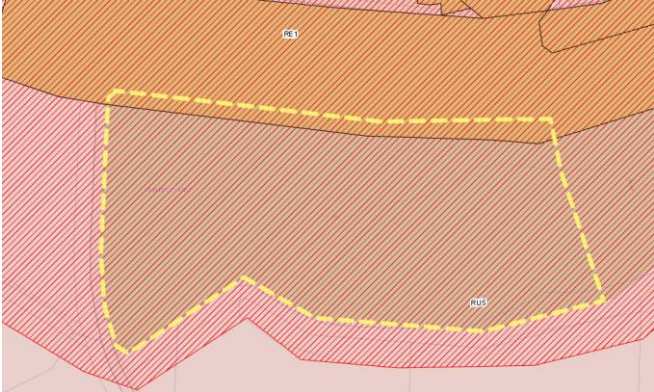
The proposal has been assessed against the provisions of all known SEPP's and the development has been found to achieve an acceptable level of compliance. There are no relevant SEPPs.

### **6.2.2 Permissibility of the development under the Snowy River LEP 2013**

- The subject land is zoned: RU5 - Village
- Definition of land usage under Snowy River LEP 2013: Recreation Facility (Outdoor)
- The proposal is permissible with development consent from Council pursuant to Zone RU5 of the SRLEP 2013.
- The proposal is considered to be consistent with the aims and objectives of the plan

In the assessment of this application, the following special provisions from **Snowy River LEP 2013** are of relevance and have been assessed for compliance:

<b>Provision</b>	<b>Response/Acceptable Solution</b>
<b>PART 1 Preliminary</b>	Satisfactory
<b>PART 2 Permitted or prohibited development</b>	Recreation Facilities (Outdoors) is a land use permitted with consent in the zone of RU5.
<b>PART 3 Exempt and Complying Development</b>	<i>Not Applicable</i>
<b>PART 4 Principal development standards</b>	
Clause 4.3 Height of building	Complies – 1.4m in height
Clause 4.4 Floor space ratio	Not Applicable
Clause 4.6 Exception to development standards	Not Applicable
<b>PART 5 Miscellaneous provisions</b>	
Clause 5.1 Relevant acquisition authority	Not Applicable
Clause 5.2 Classification and reclassification of public land	Not Applicable
Clause 5.3 Development near zone boundaries	Not Applicable

Clause 5.4 Controls relating to miscellaneous permissible uses	Not Applicable
Clause 5.5 Development within the coastal zone	Not Applicable
Clause 5.6 Architectural roof features	Not Applicable
Clause 5.7 Development below mean high water mark	Not Applicable
Clause 5.8 Conversion of Fire Alarms	Not Applicable
<p>Clause 5.10 Heritage conservation</p> 	<p>No Aboriginal items identified – AHIMS 613936</p> <p>The northern boundary of the subject land is adjoining Heritage item 23 – Snowy Mountains Highway Streetscape and is mapped as part of the Adaminaby Conservation Area.</p> <p>The proposal was referred to Councils Heritage Advisor</p> <p>The proposed development considered to have no foreseen impacts of the heritage listed street scape or on the conservation area.</p>
Clause 5.11 Bushfire hazard reduction	Not Applicable
Clause 5.12 Infrastructure development and use of existing buildings of the crown	Not Applicable
Clause 5.13 Eco-tourism facility	Not Applicable
<b>PART 6 Land release areas</b>	
<p>Clause 6.1 Public utility infrastructure</p> <p>Clause 6.2 Development control plans for land release areas</p>	Not Applicable
<b>PART 7 Additional local provisions</b>	
Clause 7.1 Flood planning	The property is located in proximity to an unnamed but there is no foreseen flood impacts.
Clause 7.2 Terrestrial biodiversity	The property is not mapped as Terrestrial Biodiversity affected land.
Clause 7.3 Riparian land and watercourses	The property is located in proximity to an

	unnamed water course. The proposed development is located outside the mapped Riparian and water course areas and as such there are no foreseen impacts.
Clause 7.4 Wetlands	Not Applicable
Clause 7.5 Active street frontages	Not Applicable
Clause 7.6 Development within the Lake Eucumbene and Lake Jindabyne scenic protection areas	Not Applicable
Clause 7.7 Development within the eastern approaches to Kosciuszko National Park	Not Applicable
Clause 7.8 Serviced apartments	Not Applicable
Clause 7.9 Essential services	The proposal does not require any additional servicing. The subject site has direct access on to Scenic Drive.
<b>SCHEDULE 1 Additional permitted uses</b>	
Clause 1 Uses of certain land at Rushers Bay Av and Old Kosciuszko Rd, East Jindabyne.	Not Applicable
Clause 2 Uses of certain land at The Station Jindabyne	Not Applicable
Clause 3 Use of certain land on the foreshore of Lake Jindabyne	Not Applicable
<b>SCHEDULE 2 Exempt development</b>	Not Applicable
<b>SCHEDULE 3 Complying development</b>	Not Applicable
<b>SCHEDULE 4 Classification and reclassification of public land</b>	Not Applicable
<b>SCHEDULE 5 Environmental heritage</b>	Not Applicable

The proposal has also been examined in detail against the provisions of Council's LEP and has been found to achieve an acceptable level of compliance.


### 6.3 Provision of any proposed Environmental Planning Instruments

There are no other proposed environmental planning instruments applying to this site which are relevant to the proposed development.

### 6.4 Assessment against the relevant provisions of Snowy River Development Control Plan 2013

In the assessment of this application, the following DCP provisions are of relevance and have been assessed for compliance:

Provision	Response/Acceptable Solution
<b>A1 Introduction</b>	Acceptable
<b>A2 Development application requirements</b>	
1. Background	<p>The Adaminaby Pony Club is a well establish community club with a rich 50year history. The pony club has been utilising the subject site for over 7 years.</p> <p>Participants have provided their own temporary holding yards in the past or secured horses to vehicles for overnight event.</p> <p>This practice is not covered by the clubs insurance and as such are applying for eight (8) permanent holding yards.</p>
2. Preparing DA Application	Satisfactory
3.Site Analysis	<p>Site Analysis</p> <ul style="list-style-type: none"> <li>- Water course located to the west of the property.</li> <li>- The eastern boundary is the Snowy Mountains Highway.</li> <li>- The access is of public sealed road Scenic Drive.</li> <li>- The site of the proposed structure is free from trees.</li> <li>- Existing structures include: <ul style="list-style-type: none"> <li>○ Club House (change rooms, Toilets, Canteen and Storage Rooms)</li> <li>○ Tennis Courts</li> </ul> </li> </ul>

4. Site planning & layout	Satisfactory
5. Required information	Not Required
<b>A3 Public Notification</b>	The application was not neighbour notified or publically advertised in accordance with the Snowy Monaro Planning and Development Community Participation Plan 2019.
<b>B1 Rural localities, Towns &amp; Villages</b>	The development is considered to be complimentary to the key planning response for Adaminaby.
<b>B2 Town &amp; Village Plans</b>	
2. Adaminaby Village	The development is considered to be complimentary to the Adaminaby Village plan.
<b>C General planning considerations</b>	
C1 Subdivision	Not Applicable
C2 Design	<p>The proposed development will be constructed out of galvanised steel and will be of a post and rail design (similar to the image below).</p> 
C3 Car-parking, Traffic & Access	There is more than adequate space for parking on the subject site.
C4 Heritage	<p>No Aboriginal items identified – AHIMS 613936</p> <p>The northern boundary of the subject land is adjoining Heritage item 23 – Snowy Mountains Highway Streetscape. The proposed yards are located 25m from the southern boundary and considered to have no foreseen impacts of the heritage listed street scape.</p>
C5 Tree preservation & Landscaping	The proposed development will not require the removal of any existing trees.



C6 Signage & Advertising	There is no signage or advertising proposed in association with this development.
C7 Natural Hazard Management	The property is located in proximity to an unnamed watercourse and is mapped along the western boundary as being Riparian and Watercourses. The proposed development is located outside the riparian mapped area and as such there are no foreseen impacts.
C8 Environmental Management	There are no foreseen impacts
C9 Energy & Waste Efficiency, Water Supply & Effluent Disposal	Not Applicable
C10 Waste management & Recycling	All waste generated at the site is to be disposed of lawfully. This will form a condition of consent.
<b>D Residential Development</b>	Not Applicable
<b>E Non-residential Development</b>	
<b>E5 Recreation Facility</b>	<p><b>1.1 Appropriate Site Selection - Satisfactory</b></p> <p>The subject site is currently used for the purposes of a Horse Riding facility and is considered that the scale of the proposed development is suitable for the site.</p> <p>The site is a cleared site with a gentle slope towards the west, and there is no proposed changes to the site.</p> <p><b>1.2 Management of Impacts – Satisfactory</b></p> <p>The property to the east of the subject site is a developed with a residential dwelling. The dwellings living spaces are orientated towards the east and away from the development. As such, it is considered that the development will have no foreseen unreasonable visual or privacy impacts. Refer to figure 8 below.</p> <p><b>1.3 Environmental Impacts – Satisfactory</b></p> <p>The subject site is defined by Myack Creek on the western boundary. The proposed development is located over 100m from the Riparian and water course mapped areas. The land is currently provided holding yards for up to 14 house and there is no additional holding yards as part of this development. Given the use is established and there is no proposed intensification in regards to the number of</p>

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	<p>horses at the site there are no foreseen environmental impacts. Conditions regarding the management of the associated animal waste will be imposed.</p> <p><b>1.4 Car Parking – Satisfactory</b></p> <p>It is considered that the site has provided adequate space for car-parking.</p> <p><b>1.5 Access for Persons with a Disability – Not Relevant</b></p> <p><b>1.6 Waste Management – Satisfactory</b></p> <p>Condition of consent will required the lawful disposal of any waste generate at the site.</p> <p><b>1.7 Animal Protection – Satisfactory</b></p> <p>No foreseen impacts.</p>
<b>F Controls for specific sites &amp; localities</b>	Not Applicable

## 6.5 Planning Agreements

No planning agreements have been entered into under section 7.4, or any draft planning agreement that a developer has offered to enter into under section 7.5.

## 6.6 Any matters prescribed by the regulations

The application generally complies with the *EP&A Regulation 2000*.

## 6.7 Submissions

The proposed development was not required to be notified as per the requirements of the Snowy Monaro Community Participation Plan 2019. Zero (0) submission were received.

## 6.8 Impacts of the Development – Environmental, Social & Economic

<b>Access, transport and traffic</b>	Direct from existing driveway access to Scenic Drive.
<b>Easements/88B Restrictions on Use</b>	Not Applicable
<b>Bushfire Assessment s4.14</b>	Not Applicable
<b>Impacts on supply of utilities</b>	The proposed development is considered unlikely to result in any significant impacts upon the supply of utilities within the locality.
<b>Heritage</b>	The northern boundary of the subject land is adjoining Heritage item 23 – Snowy Mountains Highway Streetscape - no foreseen impacts.

<b>Natural and other land resources</b>	The proposed development is considered unlikely to result in any significant impacts upon natural or other land resources within the locality.
<b>Water supply and potential impacts on surface and ground water</b>	No impact foreseen
<b>Soils</b>	Not Applicable
<b>Air quality, pollution and microclimate impacts (e.g. odour)</b>	The proposed development is unlikely to have any significant impact on the air quality of the site and any surrounding properties due to the nature of the development.
<b>Flora and fauna &amp; Consideration of Threatened Species</b>	Not Applicable
<b>Waste facilities and controls</b>	Not Applicable
<b>Energy efficiency and greenhouse gas emissions</b>	Not applicable
<b>Noise and vibration</b>	Some noise will result from the construction of the proposed development however, such noise would be temporary and have no lasting impact. The use of the site is not proposing to change and as such current noise levels would not be considered to increase with ongoing operation.
<b>Safety, security and crime prevention</b>	Not Applicable
<b>Social impact in locality</b>	The proposed development will result in a positive social impact within the locality of the development.
<b>Economic impact in locality</b>	The proposed development will result in minimal economic impact within the locality of the development.
<b>Site and internal design issues</b>	Satisfactory
<b>Impacts during construction</b>	While it is unlikely that the construction of the proposed yards will result in any impacts.
<b>Cumulative impacts</b>	The proposed development in conjunction with surrounding residential development is considered unlikely to result in any significant cumulative impacts.
<b>Impact on pedestrian movements and safety</b>	Not Applicable
<b>Mineral resources and/or deposits in the vicinity</b>	There are no known mineral resources or deposits in the vicinity.
<b>Impacts on aboriginal heritage</b>	Nil

<b>Health Impacts of High Voltage Power Lines</b>	Not Applicable
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## 6.9 Public Interest

The proposal is not contrary to the public interest, as it complies with the Council's standards and will not contribute to creating an undesirable precedent

## 7.0 OTHER MATTERS

<b>Crown Land</b>	Not Applicable
<b>Approvals under other Acts</b>	Not Applicable
<b>Internal Referrals</b>	Building – construction of the yards will require a construction certificate. Heritage - acceptable no foreseen impacts.

## SUBMISSIONS

The proposed development was not placed on public exhibition and adjoining landowners were not notified in accordance with the provisions of the Snowy Monaro Planning and Development Community Participation Plan 2019 for a period of 14 days. Zero (0) submissions have been received.

## CONCLUSION

It is considered that the proposed development generally complies with the relevant provisions of Section 4.15 of the Act, LEP, REP, DCPs, Codes and Policies. The key issues arising out of the assessment of this application comprise:

1. The proposal is compliant with the development standards of the Snowy River LEP and DCP 2013.
2. The structure will foster growth in a well establish community group.

In conclusion, it is considered that the proposal is generally aesthetically, economically, socially and environmentally acceptable having regard to the surrounding natural and built environment. Accordingly, approval is recommended subject to the imposition of the conditions of consent listed below.

## QUADRUPLE BOTTOM LINE REPORTING

### 1. Social

The proposed development is considered to have a positive social impact as the site will be better equipped to service the requirements of the Adaminaby Pony Club community members through suitable permanent holding yard facilities.

## **2. Environmental**

The proposed development is considered to have no negative environmental impacts. There will be no impact upon air quality and noise impacts through construction will be managed via appropriate conditions of consent.

## **3. Economic**

The development will have no economic impact on Council resources

## **4. Civic Leadership**

The application is referred to Council for determination rather than being determined by staff under delegation, as the development as the development is proposed on Council owned land. This is in accordance with Councils Policy – *Referral of Development Applications to Council*.

In accordance with section 4.16 (1) of the Environmental Planning and Assessment Act 1979; a consent authority is to determine a development application by—

- (a) granting consent to the application, either unconditionally or subject to conditions, or
- (b) refusing consent to the application.

If Council decides to make a determination other than as included in the recommendation, it must follow the requirements of Council Procedure – *Council Decision Contrary to Staff Recommendation*.

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**CONDITIONS OF CONSENT**

10.2021.210.1

**Part A – Administrative Conditions**

**Reason for imposition of conditions:** Unrestricted consent may affect the environmental amenity of the area and would not be in the public interest.

**ADM\_01 Endorsed plans and supporting documentation:**

Development must be carried out in accordance with the following plans and documentation, except where amended by Council and/or the conditions of this development consent.

Plan No.	Plan Title.	Drawn By.	Dated.
SK1 – 10.2021.210.1	Site Plan	Unknown	Unknown
SK2 – 10.2021.210.1	Front/Rear Elevations	Unknown	Unknown
SK3 – 10.2021.210.1	End Elevation	Unknown	Unknown

Document Title.	Prepared By.	Dated.
Statement of Environmental Effects	Kim Jameson	Unknown

In the event of any inconsistency between the approved plans and the supporting documentation, the plans will prevail.

*Reason: It is in the public interest that work is carried out in accordance with the approved plans. Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, as amended.*

**ADM\_02 Inconsistency between documents**

In the event of any inconsistency between conditions of this consent and the drawings/documents referred to above, the conditions of this consent prevail.

SNOWY MONARO REGIONAL COUNCIL

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**ADM\_03 Compliance with the Building Code of Australia and insurance requirements under the Home Building Act 1989**

For the purposes of section 4.17(11) of the Act, the following conditions are prescribed in relation to a development consent for development that involves any building work:

- a. that the work must be carried out in accordance with the requirements of the Building Code of Australia.
- b. in the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.

This condition does not apply:

- c. to the extent to which an exemption is in force under the Home Building Regulation 2004, or
- d. to the erection of a temporary building.

**Note:** In this condition, a reference to the BCA is a reference to that code as in force on the date the application for the relevant Construction Certificate is made

*Reason: To ensure the development complies with the requirements of Clause 98 of the Environmental Planning and Assessment Regulations 2000, and Section 4.17(11) of the Environmental Planning and Assessment Act 1979, as amended*

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**Part C – Prior To the Issue of the Relevant Construction Certificate**

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**PCC\_06 Long service levy**

In accordance with Section 6.8(1)(b) of the Environmental Planning and Assessment Act 1979, a Construction Certificate must not be issued until any long service levy payable under Section 34 of the Building and Construction Industry Long Service Payments Act 1986 (or where such levy is payable by instalments, the first instalment of the levy) has been paid. Council is authorised to accept payment. Where payment has been made elsewhere, proof of payment must be provided to Council.

**PCC\_07 Compliance with Australian Standards and Building Code of Australia**

The development is required to be carried out in accordance with all relevant Australian Standards and the requirements of the Building Code of Australia. Details demonstrating compliance must be submitted to the Principal Certifying Authority prior to the issue of the Construction Certificate.

**PCC\_08 Information required prior to the issue of a Construction Certificate**

The following documentation must be submitted to the satisfaction of the Principal Certifying Authority, prior to the granting of the construction certificate (where applicable):

- A. Detailed building plans and specifications containing sufficient information to verify that the completed building will comply with the Building Code of Australia and the relevant Australian Standards.
- B. A report prepared by a professional engineer detailing the proposed methods of excavation, shoring or pile construction, and what measures are to be implemented to prevent damage from occurring to adjoining or nearby premises as a result of the proposed excavation works. (NOTE: Any practices or procedures specified to avoid damage to adjoining or nearby premises are to be incorporated into the plans and specifications for the Construction Certificate).

Details or design documentation including details of the following where relevant:

- Reinforced concrete strip footings.
- Structural steelwork.

*Reason: To ensure the design of the proposed work may be assessed in detail before construction commences and because it is in the public interest that the development complies with the appropriate construction standards. Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, as amended*

**Part D – Prior To the Commencement of Works**

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**PCW\_01 Prior to the commencement of works**

No construction works approved by this consent are to commence unless the



SNOWY MONARO REGIONAL COUNCIL

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following have been satisfied:

- A. A Construction Certificate has been issued by a certifying authority.
- B. A Principal Certifying Authority has been appointed by the person having benefit of the development consent.
- C. A notice of commencement of building or subdivision works, and details of the appointed Principal Certifying Authority (in the event that Council is not appointed), are issued to Council at least 48 hours prior to the commencement of works.
- D. The Principal Certifying Authority is notified in writing of the name and contractor license number of the owner/builder intending to carry out the approved works.

**PCW\_03 Erection of signage**

A sign must be erected in a prominent position on any site on which any approved work is to be carried out:

- showing the name, address and telephone number of the certifying authority for the work;
- showing the name of the principal contractor (if any) for any demolition or building work and a telephone number on which that person may be contacted outside working hours; and
- stating that unauthorised entry to the work site is prohibited.

The sign must be maintained while the approved work is being carried out and must be removed when the work has been completed

*Reason: To ensure the development complies with the requirements imposed under Clause 98 of the Environmental Planning and Assessment Regulations 2000, as amended, and Section 4.17(11) of the Environmental Planning and Assessment Act 1979, as amended.*

**Part E – During Construction**

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**DC\_01 Erosion and drainage management**

Erosion and sediment control works must be implemented in accordance with the

SNOWY MONARO REGIONAL COUNCIL

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endorsed erosion and sediment control plan and maintained throughout the construction process.

*Reason: It is in the public interest that the development works do not damage existing Council infrastructure and accordingly a record of existing conditions is required. Section 4.15(e) of the Environmental Planning and Assessment Act 1979.*

**DC\_05 Use of Power Tools - Residential and Village Areas**

The developer is to ensure that work on the development site by all persons using power tools and equipment is limited to the following hours:

Monday to Friday:	7.00am to 6.00pm
Saturday:	7.00am to 5.00pm
Sunday:	No work
Public Holidays:	No work

*Reason: To ensure building works do not have adverse effects on the amenity of the area.*

**DC\_06 Principal Certifying Authority**

A Principal Certifying Authority appointed to replace another must ensure that notice of the appointment and of the approval of the appointment is given to the consent authority and Council (if not the relevant consent authority) within 48 hours of the appointment.

**DC\_07 Inspections**

All mandatory inspections required by the Environmental Planning and Assessment Act 1979 and any other inspections deemed necessary by the Principal Certifying Authority must be carried out during the relevant stage of construction. Work must not proceed beyond each critical stage until the Principal Certifying Authority is satisfied that work is proceeding in accordance with this consent, the Construction Certificate(s) and the Act. Council must be given 48 hours' notice to undertake the inspections..

*Reason: It is in the public interest that critical stage inspections be issued for these components of the development in accordance with Section 162A of the Environmental Planning and Assessment Regulations 2000 as amended.*

**DC\_08 Items not to be placed on roadway**

The following items must not be placed on the footpath, roadway or nature strip at any time throughout the construction process:

- building materials, sand, waste materials or construction equipment;
- bulk bins/waste skips/containers; or
- other items that may cause a hazard to pedestrians.

**DC\_09 Site maintenance**

The principal contractor, owner-builder or any other person having benefit of the development consent must ensure that:

- approved sediment and erosion control measures are installed and maintained during the construction period;
- building materials and equipment are stored wholly within the work site unless an approval to store them elsewhere is held; and
- the site is clear of waste and debris at the completion of works.

Such measures will be in place throughout the construction process.

**DC\_11 Archaeology**

If any unexpected archaeological finds (relics/foundations associated with early European occupation) or Aboriginal relics are encountered during excavation, work must cease in the affected area(s) and the Heritage Council of NSW must be notified. Additional assessment and approval shall be completed if required to disturb relics, based on the nature of the discovery.

**DC\_16 Cut and fill**

Soil removed from or imported to the site must be managed in accordance with the following principles:

- A. All excavated material removed from the site must be classified in accordance with the Department of Environment, Climate Change and Water NSW's Waste Classification Guidelines prior to disposal to an approved waste

SNOWY MONARO REGIONAL COUNCIL

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management facility and reported to the Principal Certifying Authority.

- B. All fill material imported to the site is to wholly consist of Virgin Excavated Natural Material (VENM) as defined in Schedule 1 of the Protection of the Environment Operations Act 1997 or a material approved under the Department of Environment and Climate Change's general resource recovery exemption.

**DC\_20 Protecting Water supply services**

Council's existing water supply infrastructure including rising mains, trunk and reticulation pipelines which are exposed, accidentally or deliberately during construction shall be protected from damage.

Council must be informed immediately of any damage to any Council infrastructure. The damage shall be repaired/reinstated to new condition at the applicant's expense following consultation with Council.

Note: Repair work may require a Section 68 Application for water supply works under the Local Government Act 1993.

*Reason: It is in the public interest that the development works do not damage existing Council infrastructure. Section 4.15(e) of the Environmental Planning and Assessment Act 1979.*

**DC\_23 Approved Plans on Site**

A copy of the approved and certified plans, specifications and documents incorporating conditions of approval and certification will be kept on the site at all times during construction and will be readily available for perusal by any officer of the Council or the PCA.

**DC\_24 Public Access and Site Security**

It is the responsibility of the applicant to restrict public access to the building site, building works or materials or equipment on the site when building work is not in progress or the site is otherwise unoccupied.

SNOWY MONARO REGIONAL COUNCIL

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**DC\_27 Revegetation Works**

At the completion of site works the following landscaping works are to be carried out:

- a) all disturbed areas are to be weed free hay mulched.
- b) topsoil is spread over all disturbed areas with priority given to cut and fill batters;
- c) All disturbed areas are re-vegetated using drylands grass mix with a complete fertiliser;

**Part F – Prior To the Issue of an Occupation Certificate**

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**POC\_01 Occupation Certificates**

The owner, principal contractor or owner-builder must meet all costs associated with the foregoing conditions which must be completed prior to the issue of the relevant Occupation Certificate, unless otherwise stated.

**POC\_09 Waste management**

All refuse, spoil and/or material unsuitable for use must be removed from the site and lawfully disposed of upon completion of the building works and prior to the issue of the relevant Occupation Certificate.

**PART H – ONGOING USE AND OPERATION**

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**OU\_01 Occupation Certificate to be submitted**

An Occupation Certificate must be obtained from the Principal Certifying Authority and a copy submitted to Council (if Council is not the Principal Certifying Authority) prior to the commencement of occupation, or use of the whole or any part of a new building, an altered portion of, or an extension to an existing building

SNOWY MONARO REGIONAL COUNCIL

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*Reason: It is in the public interest that an Occupation Certificate be issued prior to occupation of the building. Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, as amended.*

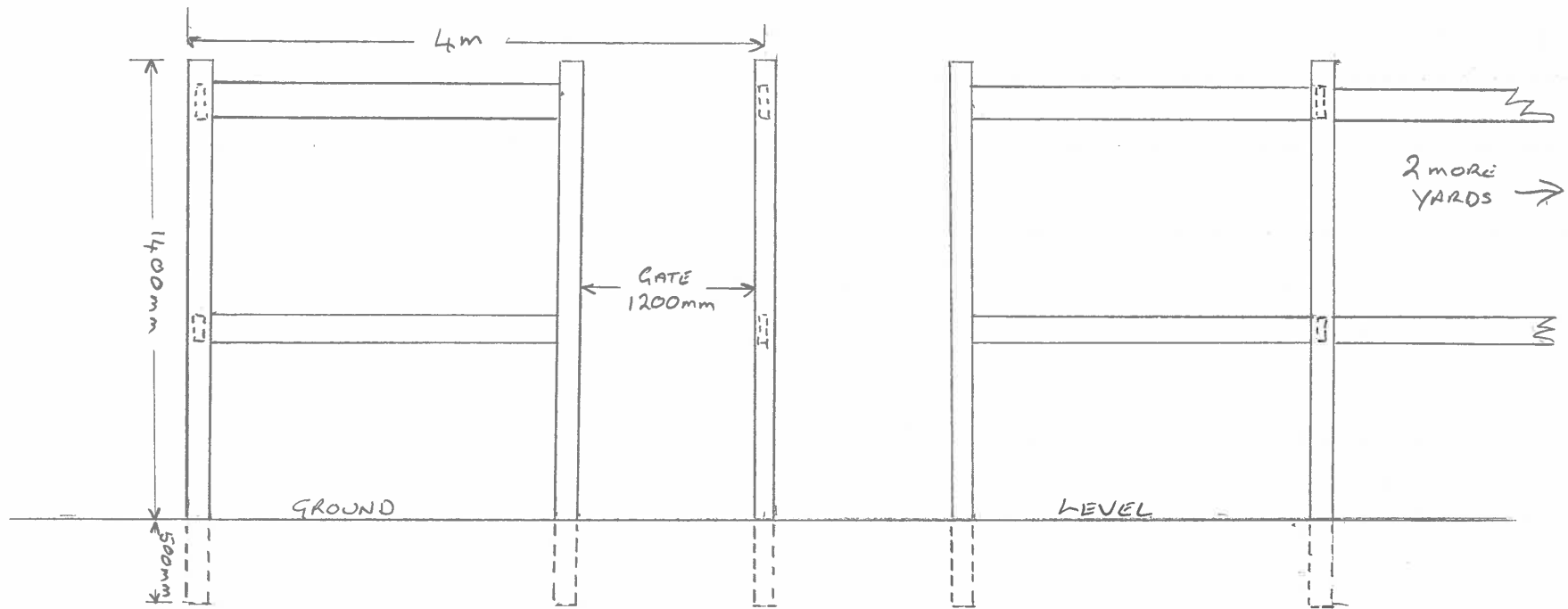
**OU\_28 External Finishes**

The materials and colours of external features of any building, driveways, walkways or large paved areas shall be in colours that blend with the surrounding natural materials (e.g. olive or mist green, light or slate grey, light browns) and shall be non-reflective.

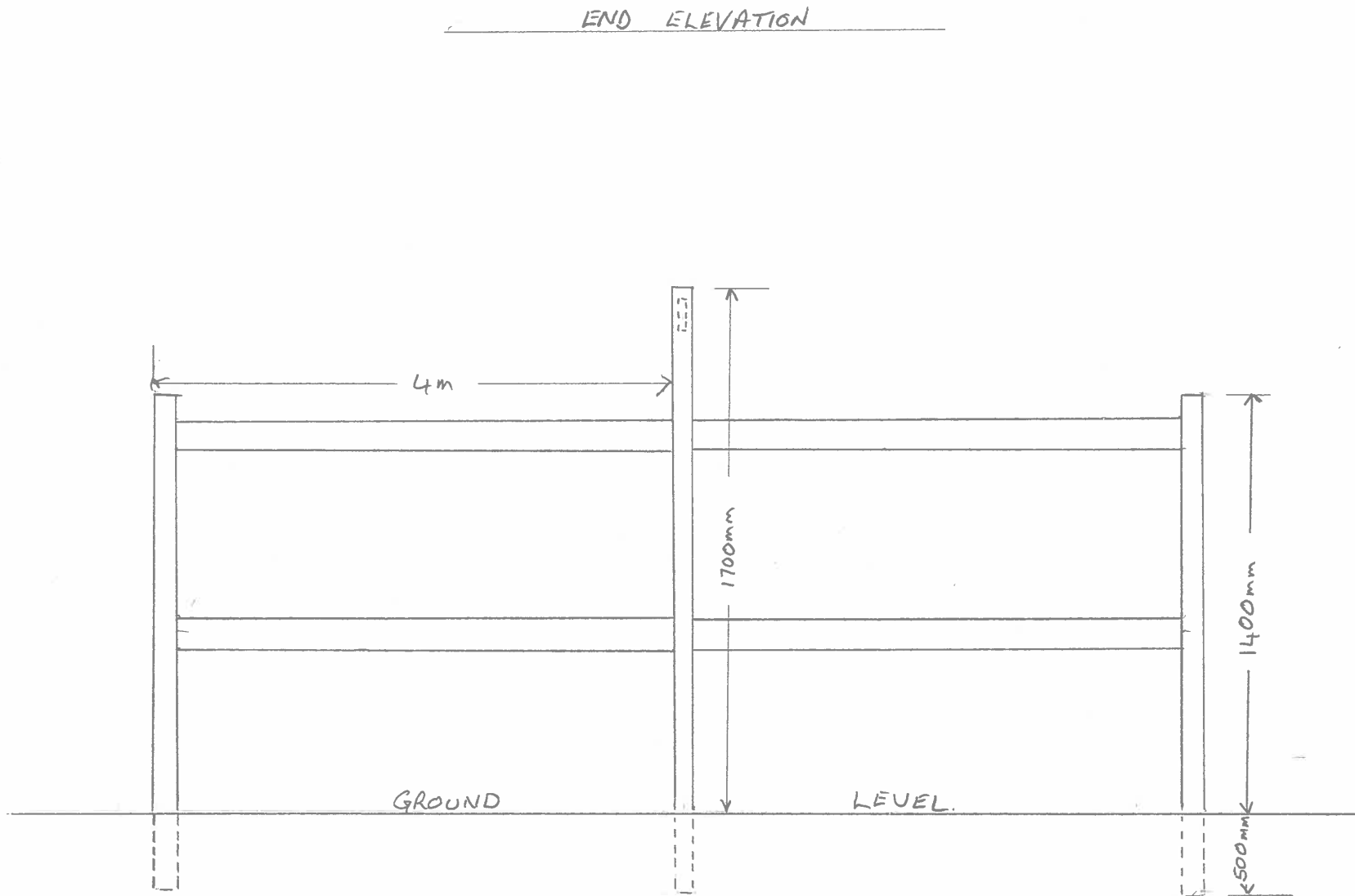


similar structure - these are at Dalgety Showground

FRONT/REAR ELEVATION









NOT TO SCALE

Residential Development (Dwellings & Associated Structures)



# Statement of Environmental Effects

**A Statement of Environmental Effects must be submitted with all Development Applications in accordance with Schedule 1 of the *Environmental Planning & Assessment Regulations 2000*.**

If an answer requires additional details to be provided on likely impact(s) and the proposed means of mitigating or reducing such impact(s), additional space is provided on the last page. This Statement of Environmental Effects is not exhaustive and should be expanded where appropriate. *If more space is required, attach additional sheets.* In accordance with Section 148B of the *Environmental Planning and Assessment Act*, it is an offence to provide information that is false or misleading.

## 1 Author

Name: Kim Jameson

Company (if applicable): Adaminaby Pony Club

## 2 Proposal

- |   |  |
|---|--|
| Proposal: <ul style="list-style-type: none"> <li><input type="checkbox"/> New Dwelling</li> <li><input type="checkbox"/> Dual Occupancy or Secondary Dwelling</li> <li><input type="checkbox"/> Residential Flat Building</li> <li><input type="checkbox"/> Multi Dwelling Housing</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Ancillary Outbuilding (ie garages and sheds)</li> <li><input type="checkbox"/> Additions and Alterations</li> <li><input type="checkbox"/> Change of Use (not involving building works)</li> <li><input checked="" type="checkbox"/> Other:</li> </ul> |
|---|--|

Number of dwellings/units proposed: N/A

Area of dwellings/units proposed: N/A

Number of bedrooms proposed: N/A

Number of storeys proposed: N/A

Proposed parking arrangements: N/A

Type and extent of landscaping proposed: N/A

Proposed materials:	External Wall finishes	<u>N/A</u>
	Roof finishes	<u>N/A</u>
	Internal driveways/parking	<u>N/A</u>
	Fences/privacy screens	<u>N/A</u>
	Others	<u>N/A</u>

### Statement of Environmental Effects

#### 3 Site & Surrounding Area

##### 3.1 Site Analysis

Property address	15 Scenic Drive Adaminaby
Lot/DP/SP	
Site area (m <sup>2</sup> /ha)	
Existing vegetation cover	Grass covered area. Natural.
Existing structures	Nil
Existing access arrangements	Entry via Showgrounds gates.
Describe how water is supplied to the site	Town water to Showground.
Describe how effluent is currently managed	N/A
Describe how stormwater is currently managed	N/A
Describe how electricity and/or gas is supplied to the site	N/A

**Note:** This information is also to be shown the submitted plans

## Statement of Environmental Effects

### 3.2 Surrounding Area Analysis

Describe the types of development within the surrounding area

Change Rooms, Male & Female toilets. Canteen  
Storage Rooms.

Outline the distances to neighboring dwellings/structures

Describe any Heritage items within the surrounding area

400mts Service Station on Highway.  
Timber Mill 750 mter on Scenic Drive.

Describe the existing streetscape (ie landscaping, fences and building facades)

N/A

If applicable outline the predominant Heritage style within any conservation areas

N/A

**Note: This information is also to be shown the submitted plans**

## 4 Environmental Impacts

### 4.1 Traffic & Utility Services

Describe the type/number of vehicles expected to be parked on-site

Cars, 4WD, Horse Floats./Trucks.  
Up to 50 per event

Describe how the development will gain legal vehicular access

Public Drive & entrance to Showground.

Describe how water will be supplied to the development

Water will not be supplied to yard. Carted  
from taps at building.

## Statement of Environmental Effects

Describe how effluent associated with the development will be managed

N/A

Describe how stormwater associated with the development will be managed

N/A

Describe how electricity and/or gas will be supplied to the development

N/A

**Note: This information is also to be shown the submitted plans**

### 4.2 Neighbourhood Amenity

Describe proposed measures to minimise privacy, noise and security impacts (ie fencing/privacy screens, landscaping, etc)

No houses in close proximity to yards.  
Yards to be used on Event days or as  
emergency yards.

Describe proposed measures to minimise the overshadowing of neighbouring living areas (shadow diagram must be supplied for buildings over two storeys)

N/A

Describe how the proposed development will address the existing streetscape (ie front fences, landscaping, building facade etc)

Will not, will be on showground, behind  
boundary fence.

If applicable describe how development will complement the existing Heritage items or conservation area

N/A

**Note: This information is also to be shown the submitted plans**

## Statement of Environmental Effects

### 4.3 Natural Environment

Describe how the proposed development will impact upon native flora and fauna (including the removal of vegetation for bushfire protection etc)

No levelling of ground required. No vegetation to be removed.

Describe proposed measures to minimise the impacts outlined above (ie Property Vegetation Plan, Biobanking etc)

N/A

Outline proposed measures to minimise any impacts on natural waterways (i.e. diversion banks, separation etc)

Yards are not located near natural water way.

Outline proposed measures to minimise any potential contamination (i.e. storage of chemicals, bunded areas etc)

N/A

Outline the levels of excavation/fill associated with the development

Excavation only to dig holes to put posts in.

If applicable/appropriate describe how the development will manage flood waters (levy banks, construction etc)

Not required.

If applicable/appropriate describe how the development will manage bushfire events (asset protection zones, construction etc)

Yards are steel construction. Showgrounds would be protected if require by firefighters.

**Note: This information is also to be shown the submitted plans**

## Statement of Environmental Effects

### 4.4 Construction Issues

Describe erosion and sediment control measures proposed (ie silt fences, hay bales etc)

N/A

Outline the expected duration of construction

Total Days:

10 days.

Hours:

Monday - Friday

Saturday - Sunday

9

am

3

pm

9

am

3

pm

Outline how the site will be secured during the construction process

The yards will be erected by volunteers so construction will be due to their availability.

Outline any demolition proposed as part of the development (including the removal of any asbestos materials)

N/A

Outline how building materials will be stored on the site during construction (ie storage sheds/containers etc)

Build materials & tools to be stored in container on site.

Describe how waste generated during construction will be managed

#### Waste Management Plan

Complete a Waste Disposal Plan for all developments that include construction and/or demolition works. You may attach a Plan or use the table below. Waste includes, but is not limited to vegetation, trees, soil, construction waste, demolition waste, timber, asbestos, metals

Waste/left overs will be removed by volunteers & disposed of privately

**Note: This information is also to be shown the submitted plans**



## Statement of Environmental Effects

### 4.5 Waste Management Plan

Type of waste	Estimated Amount/Volume	Where/how it will be stored on site	Where it will be disposed	Method of transportation/disposal
N/A.				

**PRIVACY INFORMATION:** The information you provide in this Statement will enable your application to be assessed by Council and any relevant state agency. If the information is NOT provided, your application may not be accepted. Your application will be publicly notified in accordance with Clause 8 of Snowy Monaro Regional Council's Development Control Plan 2013. The application details will also be kept by Council in a register that may be viewed by the public at any time. The Act provides that for the purposes of public notification, specific internal layouts of a dwelling maybe excluded from a plan prepared for such exhibition.

## Statement of Environmental Effects

### 5 Additional Notes

The metal yard construction will have a minimal impact on the area to be erected. Used on days of Horse Event, it could be used as evacuation point if required.

There will be limited waste & this will be removed by volunteers.

These yards will be erected by local Adaminaby volunteers & members of the Pony Club.



Your Ref/PO Number : 10.2021.210.1

Client Service ID : 613936

Snowy Monaro Regional Council - Cooma

Date: 16 August 2021

PO 714

Cooma New South Wales 2630

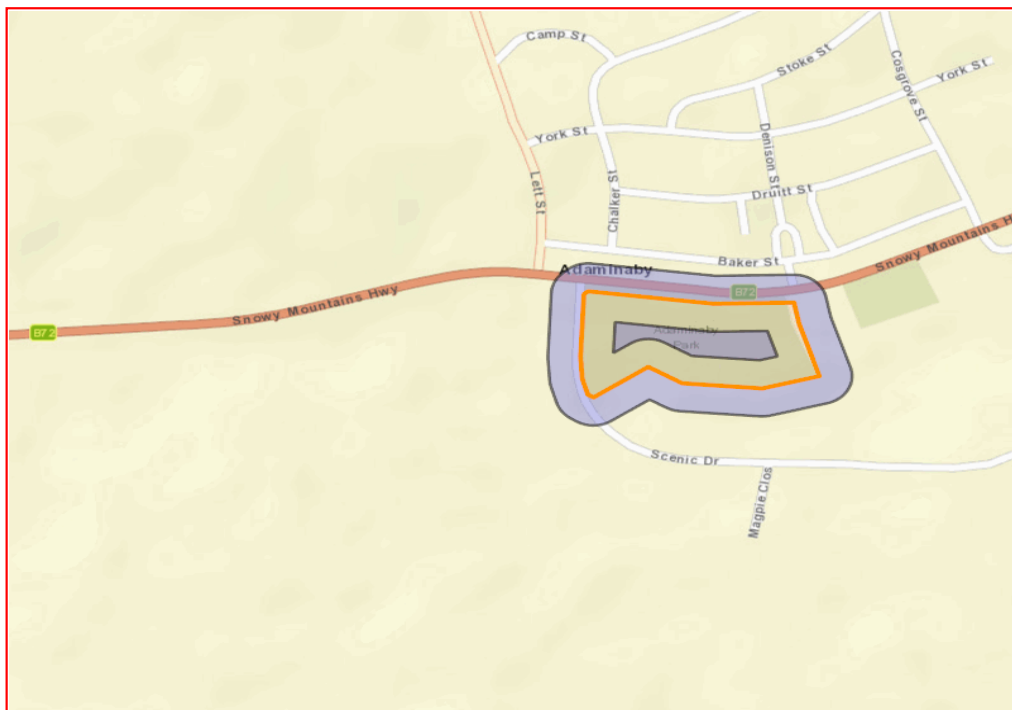
Attention: Sarah Brown

Email: sarah.brown@snowymonaro.nsw.gov.au

Dear Sir or Madam:

**AHIMS Web Service search for the following area at Lot : 155, DP:DP756677, Section : - with a Buffer of 50 meters, conducted by Sarah Brown on 16 August 2021.**

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.



A search of Heritage NSW AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0	Aboriginal sites are recorded in or near the above location.
0	Aboriginal places have been declared in or near the above location. *

**If your search shows Aboriginal sites or places what should you do?**

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.
- You can get further information about Aboriginal places by looking at the gazettal notice that declared it. Aboriginal places gazetted after 2001 are available on the [NSW Government Gazette \(https://www.legislation.nsw.gov.au/gazette\)](https://www.legislation.nsw.gov.au/gazette) website. Gazettal notices published prior to 2001 can be obtained from Heritage NSW upon request

**Important information about your AHIMS search**

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not to be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Heritage NSW and Aboriginal places that have been declared by the Minister;
- Information recorded on AHIMS may vary in its accuracy and may not be up to date. Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months.



# Development Application

made under the Environmental Planning and Assessment Act 1979 Section 75A

Office Use Only  
 DA Number 10

**PLEASE COMPLETE ALL SECTIONS**

APPLICANT	
Name/Company	Adaminaby Pony Club
Contact Name (if Company)	Kim Jameson
Postal Address	57 Hickeys Road
Town	Dalgety
State	NSW
Postcode	2628
Phone:	
Fax:	
Mobile:	[REDACTED]
Email:	[REDACTED]@dalgety.com

OWNER	
Name/Company	Snowy Monaro Regional Council
Contact Name (if Company)	Peter Bascomb (CEO)
Postal Address	P.O. Box 714
Town	Cooma
State	N.S.W.
Postcode	2630
Phone:	1300 345 345
Fax:	
Mobile:	
Email:	council@snowymonaro.nsw.gov.au
Is the subject land Crown Land <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES → Please attach Authority	

LAND TO BE DEVELOPED (Please attach additional sheet if inadequate space provided)					
No:	15	Street:	Scenic Drive	Town	Adaminaby
Lot:	155	Section:	DP/SP 756677	Lot:	
Section:		DP/SP:		Section:	
DP/SP:		Lot:		DP/SP:	

PROPOSED DEVELOPMENT	
Description of development: to build permanent steel yards	
<input checked="" type="checkbox"/> Erect, alter or add to a building or structure	<input type="checkbox"/> Subdivide land or building
<input type="checkbox"/> Change the use of land or building (or classification under the BCA)	<input type="checkbox"/> Demolition
<input type="checkbox"/> Carry out a work	<input type="checkbox"/> Signage/Advertising
<input type="checkbox"/> Other (specify)	
TYPE OF DEVELOPMENT (tick all that apply)	
<input type="checkbox"/> Single dwelling	<input type="checkbox"/> Storage Shed
<input type="checkbox"/> Residential alterations/additions	<input type="checkbox"/> Garage
<input type="checkbox"/> Multi-Unit	<input type="checkbox"/> Industrial
<input type="checkbox"/> Second Occupancy	<input type="checkbox"/> Commercial/Business
<input type="checkbox"/> Seniors Living	<input type="checkbox"/> Retail
<input type="checkbox"/> Other residential	<input type="checkbox"/> Office
<input type="checkbox"/> Mixed	<input type="checkbox"/> Food Premises
<input type="checkbox"/> Tourist	<input type="checkbox"/> Other
<input type="checkbox"/> Subdivision	
<input checked="" type="checkbox"/> Infrastructure	
<input type="checkbox"/> Community/Education Facilities	
<input type="checkbox"/> Education Facility	
<input type="checkbox"/> Event	

COST (including materials and labour)	
This is the estimated total cost of any construction, internal fit-out and demolition, including GST and labour. Council checks your estimate against current building cost indices. Developments with no construction work such as subdivisions or change of uses have a separate standard fee and no estimated cost is required.	
COST (including materials and labour):	\$ 5,000.00

**RECEIVED**  
 22 JUN 2021  
 Snowy Monaro Regional Council  
 Council Office

**STAGED DEVELOPMENT**

Are you lodging a Staged Development Application?  YES  NO

Section 83B of the *Environmental Planning and Assessment Act 1979* defines a staged Development Application (DA) as one which sets out concept proposals for the development of a site, and for which detailed proposals for separate parts of the site are to be the subject of subsequent DAs. The application may set out detailed proposals for the first stage of development.

**INTEGRATED DEVELOPMENT (Approvals from State Agencies)**

Is this application for Integrated Development?  YES  NO

Please tick which other approvals are required. If yes Council requires an additional set of plans, a Statement of Environmental Effects (SEE) and a fee for each relevant government agency. Please check with Council for current applicable fee.

Roads Act 1993  s138      Heritage Act 1977  s58      National Parks and Wildlife Act 1974  s90

Rural Fires Act 1997  s100B      Protection of the Environment Operations Act 1997

Petroleum (on shore) Act 1991  s9       s43(a)  s43(b)  s43(d)  s47  s48  s55  s122

Fisheries Management Act 1994  s141  s201  s205  s219      Water Management Act 2000

Mine Subsidence Compensation Act 1961  s15      Mining Act 1992  s63  s64

Integrated Development is defined by the *Environmental Planning and Assessment Act 1979* as development which needs a Development Consent and one or more additional approvals under the Acts mentioned above in order to be legally carried out. Further explanatory notes are available from Council on request.

IS/DOES THE PROPOSED DEVELOPMENT:	YES	NO
Designated Development <sup>1</sup> ?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Likely to significantly affect a threatened species, population or ecological community, or it's habitat?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Involve the use of or work on a Crown Road Reserve or other land owned by the Crown?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Development by the Crown? (Part 5A of the Act applies to development by the Crown)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
On land which is also subject to a Property Vegetation Plan under the <i>Native Vegetation Act 2003</i> ?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Development which requires a Site Compatibility Certificate from the Department of Planning prior to lodgement in accordance with <i>State Environmental Planning Policy (Infrastructure) 2007</i> , <i>State Environmental Planning Policy (Housing for seniors or people with a disability) 2004</i> , or any other State Environmental Planning Policy?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Development which requires a BASIX Certificate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Involve land which has easements or restrictions on the Title? (If yes, please specify the nature of these easements or restrictions in your Statement of Environmental Effects)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Likely to affect a threatened species, population or ecological community protected under the <i>Commonwealth Environment Protection and Biodiversity Conservation Act 1999</i> ?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Require an approval under Section 68 of the <i>Local Government Act 1993</i> for any of the activities listed on the next page?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<i>Biodiversity compliant development</i> <sup>2</sup> ? If yes, please specify the reason in your Statement of Environmental Effects	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Require <i>Concurrence</i> <sup>3</sup> from any authorities?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is the proposal <i>State significant development</i> ? If yes, please provide (a) a list of authorisations and the applicable Act, (b) the capital investment value of the development.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is the land the subject of this application critical habitat?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

APPROVALS UNDER SECTION 68 – LOCAL GOVERNMENT ACT, 1993	
Do you wish to carry out any S68 activities (listed below) <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES – Complete details below	
<p>If you wish to carry out one of the following activities, you need the approval of Council. Identify the activities you propose to carry out, and the relevant documents you need to include in your Application, by placing a cross in the appropriate boxes. Please include the relevant documents as detailed in the Section 68 Checklist with your Application. Note: Alternatively these can be applied for separately using 'Section 68 Application' form.</p> <p>Under Section 78A of the <i>Environmental Planning and Assessment Act 1979</i> a person can apply to Council for both a development consent and a S68 Approval in the one Development Application. In determining the Development Application, Council may apply any of the provisions under the Local Government Act 1993 that it could apply if the Development Application were an application under that Act for the relevant approval. In particular, if the Development Consent is granted, Council may impose a condition that is authorised under that Act to be imposed as a condition of consent.</p> <p>In granting a Development Consent in which a Section 68 approval is also contained, Council may, (without limiting any other condition in the Consent) impose in relation to the approval taken to have been granted under Section 68, either or both of the following conditions:</p> <p>(a) A condition that the approval is granted only to the applicant and does not attach to or run with the land to which it applies</p> <p>(b) A condition that the approval is granted for specific time</p>	
<p><b>A Structures</b></p> <p><input type="checkbox"/> A1 Installing a manufactured home, moveable dwelling or associated structure on land.</p> <p><b>B Water supply, wastewater and stormwater drainage work</b></p> <p><input type="checkbox"/> B1 Carrying out water supply work Please choose <input type="checkbox"/> Install/alter private ^ water system <input type="checkbox"/> Install/alter public infrastructure <input type="checkbox"/> Other: _____</p> <p><input type="checkbox"/> B2 Draw water from a Council water supply or a standpipe or sell water so drawn.</p> <p><input type="checkbox"/> B3 Install, alter, disconnect or remove a meter connected to a service pipe. <input type="checkbox"/> Establish new water service/meter connection <input type="checkbox"/> Other: _____</p> <p><input type="checkbox"/> B4 Carry out wastewater drainage work <input type="checkbox"/> Establish new wastewater consumer service <input type="checkbox"/> Install/alter internal wastewater drainage <input type="checkbox"/> Other: _____</p> <p><input type="checkbox"/> B5 Carry out stormwater drainage work</p> <p><input type="checkbox"/> B6 Connect a private drain or wastewater drain with a public drain or wastewater drain under the control of a Council or with a drain or sewer which connects with such a public drain or wastewater drain.</p> <p><b>C Management of waste</b></p> <p><input type="checkbox"/> C1 For fee or reward, transport waste over or under a public place.</p> <p><input type="checkbox"/> C2 Place waste in a public place.</p> <p><input type="checkbox"/> C3 Place a waste storage container in a public place</p> <p><input type="checkbox"/> C4 Dispose of waste into a wastewater drain of the council</p> <p><input type="checkbox"/> C5 Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility. (eg Install Septic System, AWTS etc) Please choose: <input type="checkbox"/> Aerated Waste Treatment System (AWTS) <input type="checkbox"/> Dry Composting System <input type="checkbox"/> Septic Tank <input type="checkbox"/> Wet Composting System <input type="checkbox"/> Other: _____</p> <p><input type="checkbox"/> C8 Operate a system of wastewater management (within the meaning of Section 68A).</p>	<p><b>D Community Land</b></p> <p><input type="checkbox"/> D1 Engage in a trade or business</p> <p><input type="checkbox"/> D2 Direct or procure a theatrical, musical or other entertainment for the public</p> <p><input type="checkbox"/> D3 Construct a temporary enclosure for the purpose of entertainment.</p> <p><input type="checkbox"/> D4 For fee or reward, play a musical instrument or sing.</p> <p><input type="checkbox"/> D5 Set up, operate or use loudspeaker or sound amplifying device</p> <p><input type="checkbox"/> D6 Deliver a public address or hold a religious service or public meeting.</p> <p><b>E Public roads</b></p> <p><input type="checkbox"/> E1 Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway</p> <p><input type="checkbox"/> E2 Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road</p> <p><b>F Other activities</b></p> <p><input type="checkbox"/> F1 Operate a public car park ↔</p> <p><input type="checkbox"/> F2 Operate a caravan park or camping ground.</p> <p><input type="checkbox"/> F3 Operate a manufactured home estate</p> <p><input type="checkbox"/> F4 Install a domestic oil or solid fuel heating appliance, other than a portable appliance</p> <p><input type="checkbox"/> F5 Install or operate amusement devices (within the mean of the Construction Safety Act 1912).</p> <p><input type="checkbox"/> F6 Use a standing vehicle or any article for the purpose of selling any article in a public place</p> <p><input type="checkbox"/> F7 Carry out an activity prescribed by the regulations or an activity of a class or description by the regulations</p> <p><b>Note:</b></p> <p>^ <i>Private</i> means work/infrastructure that will be the responsibility of landowners, usually all development from the water meter or sewer tapping point, back to the dwelling/building.</p> <p>• <i>Public</i> means work/infrastructure that will be handed over for the responsibility of Council, eg, Council mains work/extensions etc</p>

**REQUIRED ATTACHMENTS**

1 copy of the relevant Council checklist/s applying to the proposed development.

All plans/reports/documentation required by the above checklist.

1 copy of directional map/details to the site for remote rural properties.

**POLITICAL DONATIONS AND GIFTS DISCLOSURE STATEMENT [Sec 117(4) EP&A Act]**

Have you or any person with a financial interest in this development application made a political donation or gift within the last 2 years?

No       Yes - please complete and attach a Political Donations and Gifts Disclosure Statement (available from Council's website)

Please sign below for both Yes & No responses

Applicants Signature: [Redacted]      Name: Kim Jameson      Date: 11-5-2021

**CONSENT OF ALL OWNERS**

All owners must sign this application form or provide written authority for the lodgement of the application.

**Note: Company Ownership**  
 In the case of a company ownership, in accordance in s127 of the Corporations Act 2001, please state in the signature/name area the authority of each signatory (Director/Secretary etc) (eg as Director of ABC Holdings Pty Ltd) OR attach further documentation as required.

Owners consent attached OR ↓

As the owner/s of the above property described in this application I/we consent to its lodgement I/we hereby permit any duly authorised officer of Snowy Monaro Regional Council to enter the land or premises to carry out inspections and surveys or take measurements or photographs as required for the administration the Act(s), Regulations, or Planning Instruments. We advise that as landowners we are not aware of any known hazards that may be of harm to officers visiting the site

Signature: [Redacted]      Name: Peter Barcomb      Date: 14 Aug 2021

Signature: [Redacted]      Name:      Date:

**DECLARATION AND SIGNATURE OF APPLICANT**

I/we the undersigned hereby apply for approval of the development proposal as described and as per the plans and specifications and documents accompanying the Application. I/we undertake to develop in accordance with any approval granted by Council and conform with the provisions of the relevant Act(s), Regulations, codes and the Local Environmental Plan. I/we further undertake to pay any fee or charge assessed by Council in connection with development and indemnify Snowy Monaro Regional Council against all claims arising from negligence (or otherwise) resulting from work carried out in connection with the development within the road reserve.

Signature: [Redacted]      Name: Kim Jameson      Date: 16-6-21

Signature:      Name:      Date:

**SITE WORKS MUST NOT COMMENCE WITHOUT COUNCIL APPROVAL**  
 Construction materials purchased/work done/arrangements made prior to consent are at the owner/applicants' risk.

\* Designated Development: are listed in Schedule 3 of the Environmental Planning and Assessment Regulations 2000. Special procedures apply to the notification and assessment of Designated Development under the Act)

◆ Development that requires Consent is listed in 19B of the Environmental Planning and Assessment Act 1970

◆ biodiversity compliant development means

(a) development proposed to be carried out on biodiversity certified land within the meaning of Part 7AA of the Threatened Species Conservation Act 1995, or

(b) development in respect of which a biobanking statement has been issued in respect of the development under Part 7A of the Threatened Species Conservation Act 1995, or

(c) development to which the biodiversity certification conferred by Part 7 of Schedule 7 to the Threatened Species Conservation Act 1995 applies, or

(d) development for which development consent is required under a biodiversity certified EPI (within the meaning of Part 8 of Schedule 7 to the Threatened Species Conservation Act 1995)



**8.2 DEVELOPMENT APPLICATION 10.2021.16.1 - ECO-TOURIST FACILITY (4 X CABINS + MANAGERS RESIDANCE)**

Record No: I21/137

- Responsible Officer: Chief Operating Officer
- 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. Applicant Letter Regarding ROC Access (*Under Separate Cover*)
  2. Letter To SMRC Regarding Access - Alpine Law (*Under Separate Cover*)
  3. Supporting Document Bundle for Council (*Under Separate Cover*)
  4. DRAFT Conditions (*Under Separate Cover*)
  5. Plans (*Under Separate Cover*)
  6. Statement of Environmental Effects (*Under Separate Cover*)
  7. Bushfire Report (*Under Separate Cover*)
  8. BASIX Certificate (*Under Separate Cover*)
  9. NatHERs (*Under Separate Cover*)
  10. RFS Response and Bushfire Authority (*Under Separate Cover*)
  11. Submission 1 (*Under Separate Cover*)
  12. Submission 2 (*Under Separate Cover*)
  13. Submission 3 (*Under Separate Cover*)
  14. Submission 4 (*Under Separate Cover*)
  15. Submission 5 (*Under Separate Cover*)
  16. Submission 6 (*Under Separate Cover*)
  17. Applicants Response to Submissions (*Under Separate Cover*)
  18. Development Application (*Under Separate Cover*)

Application Number:	10.2021.16.1
Applicant:	Niven Investments Pty Ltd
Owner:	Niven Investments Pty Ltd
DA Registered:	29/01/2021
Property Description:	Westons Road CRACKENBACK NSW 2627 Lot: 402 DP: 841251
Property Number:	261630
Area:	81.2 Hectares
Zone:	E3 - Environmental Management

Current Use:	Vacant land
Proposed Use:	Eco-Tourist Facility
Permitted in Zone:	Yes
Recommendation:	Approval

### EXECUTIVE SUMMARY

The purpose of this report is to seek approval for an Eco-tourist Facility, comprising of four (4) cabins and a two bedroom manager's residence on Westons Road, Jindabyne. The siting of the development components has been sensitively selected and responds to the topography of the land. The design of the cabins and manager's residence has applied modern alpine architecture including single storey skillion roof form, with views towards Lake Jindabyne. The cabins have been selected with sustainability in mind and to be consistent with the objectives for Eco Tourist Development (Clause 5.13) of the Snowy River Local Environmental Plan 2013.

In accordance with Council policy "Referral of Development Applications to Council" the application is referred to Council for determination as it has received more than five (5) submissions.

Upon assessment, the assessing officer is satisfied that the development complies with the provisions of the Snowy River Local Environment Plan 2013 (SRLEP) and the Snowy River Development Control Plan 2013 (SRDCP).

At its meeting of the 26 August 2021 Council requested further clarification regarding access and maintenance of the Right of Carriageway to allow Council to determine the application.

The background section of this report has been updated to include clarification of the matters requested. The remainder of this report is unchanged from the report presented to Council on 26 August.

In addition the applicant has provided a letter of response and has sought legal advice on the matters raised. A copy of the letter and legal advice are attached to this report.

It is recommended that the development application, DA 10.2021.16.1 for an Eco-tourist Facility (4 cabins and a manager's residence) on Lot 402 DP 841251 Ph Wallace be determined pursuant to section 4.16 of the Environmental Planning and Assessment Act 1979, by granting consent subject to conditions.

### RECOMMENDATION

That pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979 (as amended)* Council grants consent to DA 10.2021.16.1 for an Eco-tourist Facility (4 cabins and a manager's residence) on Lot 402 DP 841251 Ph Wallace, with conditions of consent attached to this report.

## **BACKGROUND**

### **Clarification of matters raised at Council meeting of 26 August 2021**

#### Access

The property is accessed via Westons Road which is a Council public road terminating at the property boundary for lot 7 DP 703737.

For the subject lot to have coinciding legal and practical access over Lot 7 a Right-of-Carriageway is required to be present on the deposited plan which benefits the subject lot.

A Right of Carriageway provides full and free right for the body in whose favour this easement is created, and every person authorised by it, to go, pass and repass at all times and for all purposes with or without animals or vehicles or both over the land indicated herein as the servient tenement (*Conveyancing Act 1919* Part 1).

There is a Right of Carriageway (of approximately 120m) across Lot 7 DP 703737, which benefits the subject lot and as such forms coinciding legal and practical access.

The applicant has provided legal advice as to the status of the Right of Carriageway accessing the property (attached).

#### Can a Right of Carriageway (ROC) be removed from a title?

A ROC can be removed if both the burdened and benefited land owners agree and appropriate documentation is prepared by a registered surveyor or solicitor and is lodged with the NSW Land Registry Services. As such one party cannot extinguish ROC without the knowledge of the other(s). This is a civil matter that would be dealt with by the courts and not a matter to be considered as part of a development application.

#### Who is responsible for maintaining the ROC?

Schedule 8B (7) "Rights and obligations implied in certain easements" of the Conveyancing Act 1919, outlines the sharing of costs of maintenance and repair in respect of an easement that gives a right of vehicular or personal access. The subject deposited plan does not have a maintenance deed of agreement in place, as such sub clause (1)(b) applies and the maintenance of the ROC is a civil matter to be negotiated between the affected parties.

#### **7 Sharing of costs of maintenance and repair**

*(1) The costs of maintenance and repair in respect of an easement that gives a right of vehicular or personal access or an easement for services to which this Schedule applies are to be borne by the persons concerned—*

*(a) in the proportions specified in the instrument by which the right or easement was created or, if the proportions so specified have been varied, those proportions as varied, or*

*(b) where no such proportions are so specified in equal proportions.*

This is further explained by the applicant's legal advice attached to this report.

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Can Council specify a condition of consent that the s88B instrument be amended to address maintenance?

Conditions of consent must meet the Newbury test which outlines that conditions:

1. be for a planning purpose;
2. reasonably relate to the development to which they are addressed and
3. be reasonable.

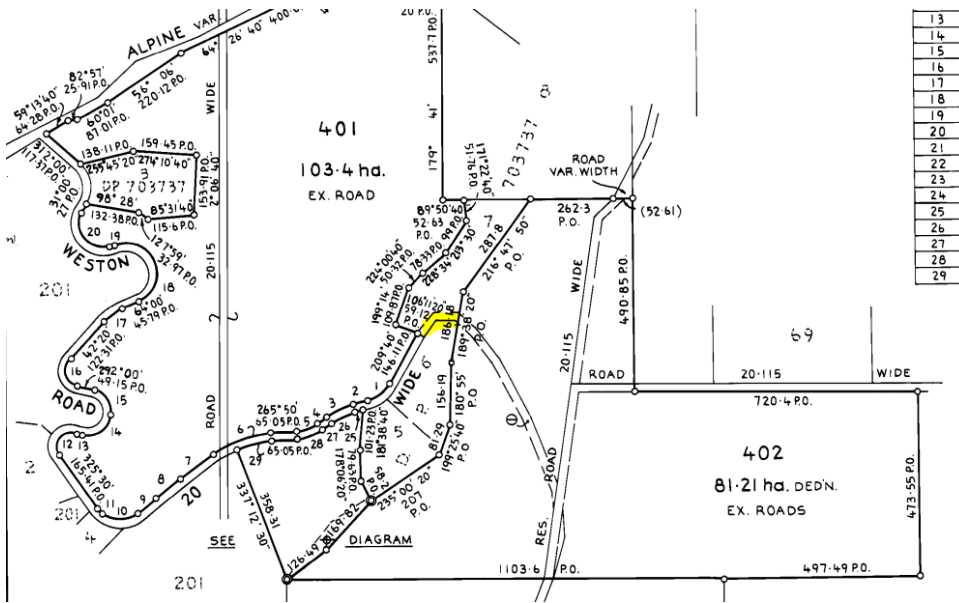
In this instance it would be an unnecessary condition as the maintenance obligations of a ROC is regulated by other legislation (Conveyancing Act 1919).

Figure 1.1 Council managed road in blue



8.2 DEVELOPMENT APPLICATION 10.2021.16.1 - ECO-TOURIST FACILITY (4 X CABINS + MANAGERS RESIDENCE)

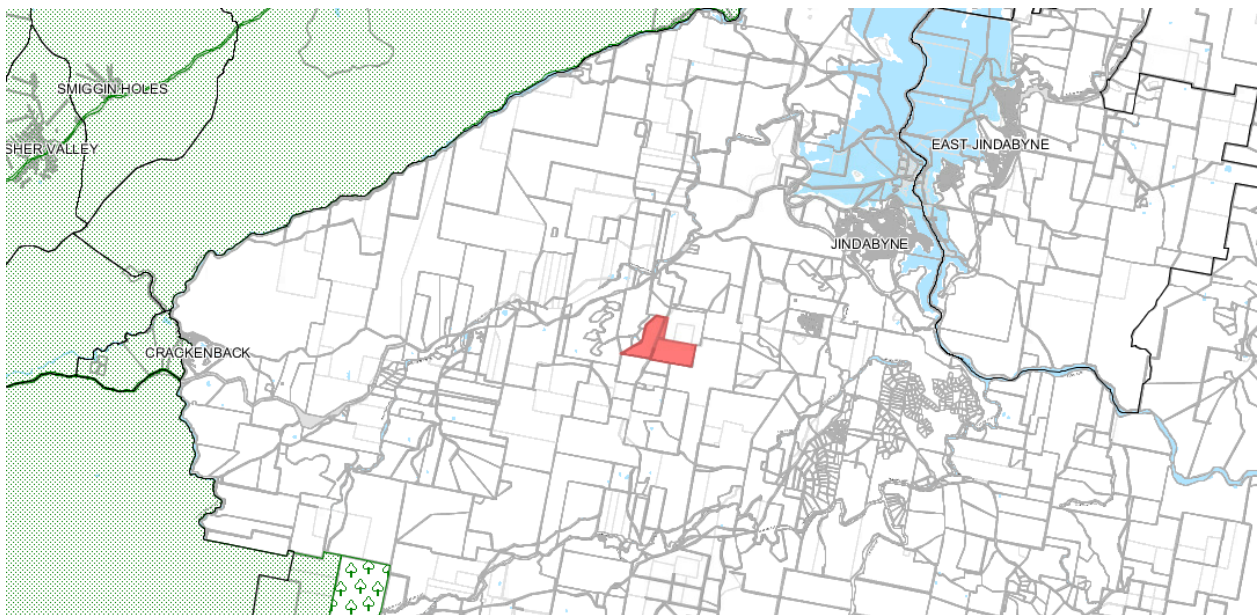
Figure 1.2 Right of Carriage way in yellow



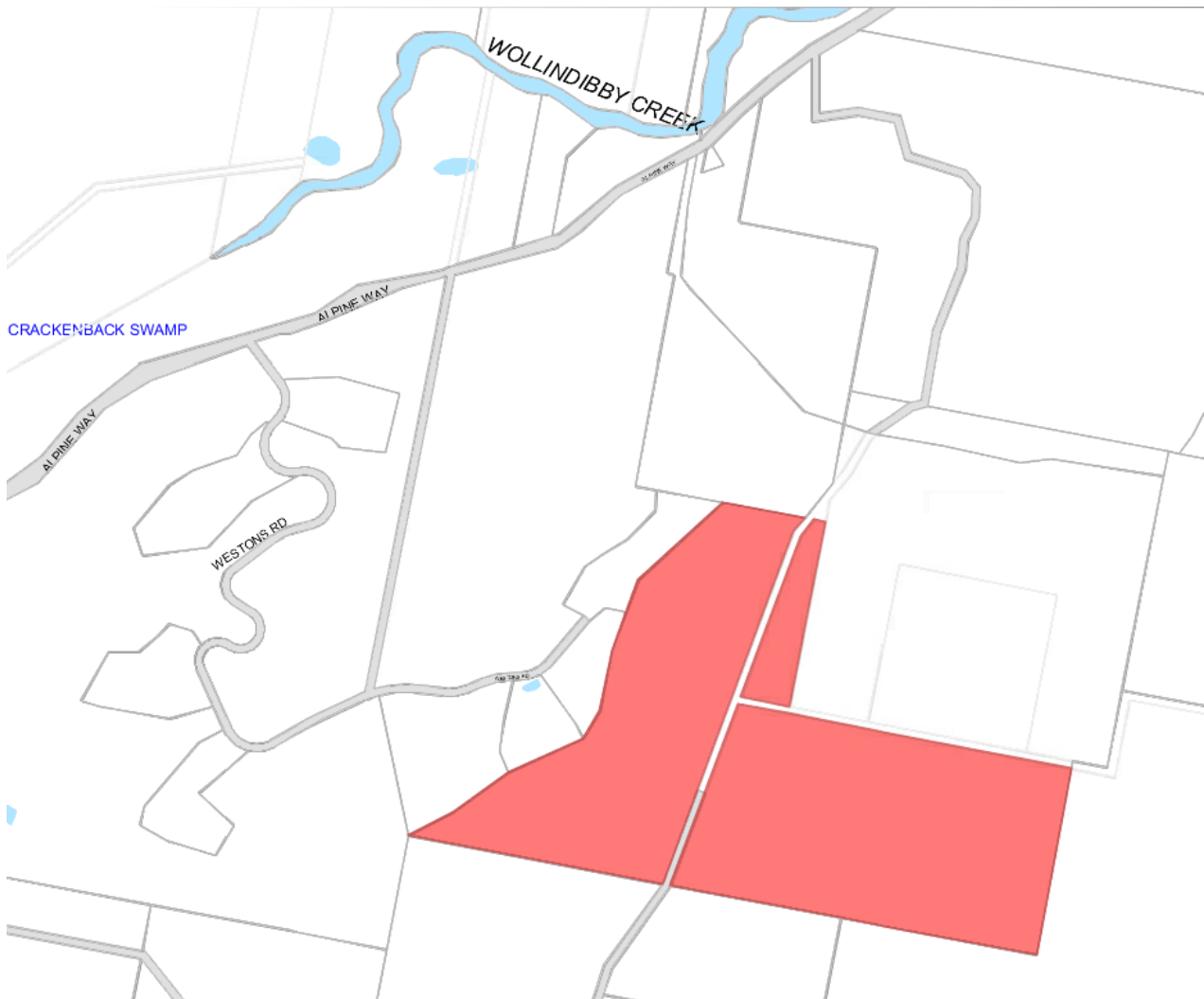
Proposal in Detail:

The proposal is for the construction of an Eco-tourist facility on a forty hectare rural lot on Westons Road, south-west of Jindabyne Township accessed via the Alpine Way.

Figure 1 – Location Map:



**Figure 2 – Subject Lot:**



The application seeks approval for the development of four (4) eco-tourist cabins and a manager's residence.

There are three (3) proposed two (2) bedroom cabins and one (1) cabin comprised of a single bedroom. The proposed occupancy number for the facility is fifteen (15) persons.

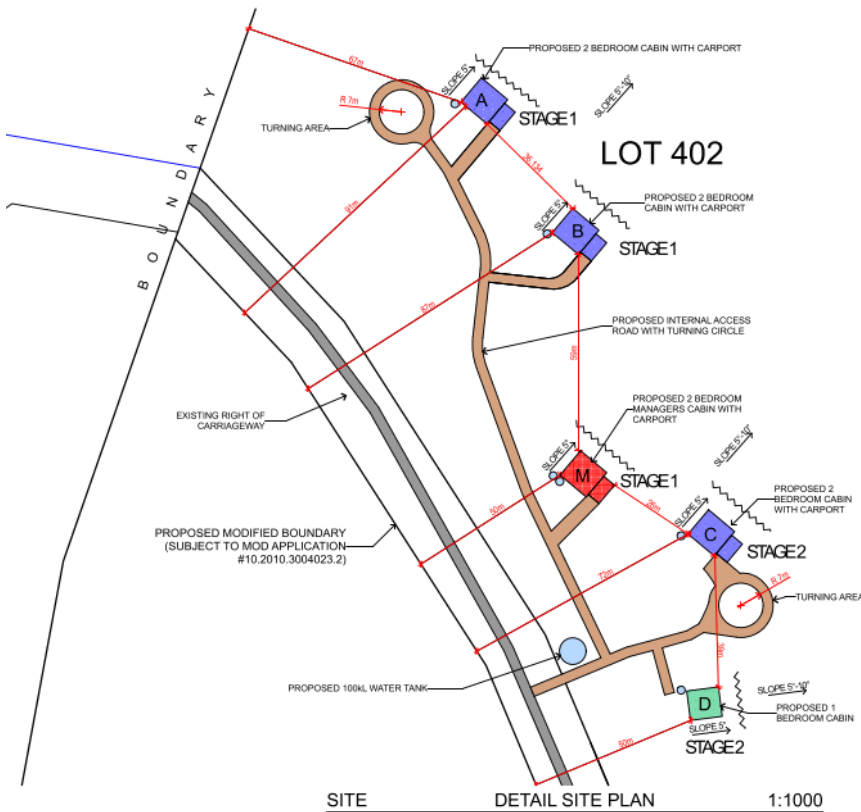
The manager's residence is proposed as two (2) bedrooms.

The development will be staged:

Stage 1: Cabins A, B & M (Manager's Residence)

Stage 2: Cabins C & D

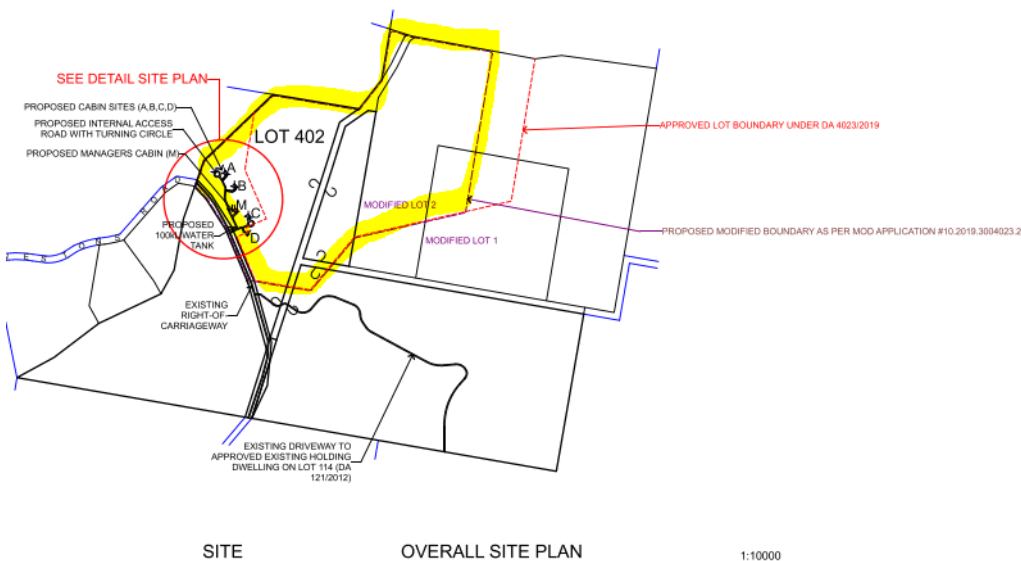
**Figure 3: Proposed Site layout**



The land on which this development is proposed was a subdivision (DA4023/2019) which created two lots, one with a residential building entitlement and one as a residual allotment.

A subsequent approval was issued (MOD 10.2019.3004023.002) to amend the subdivision layout which re-aligned the boundaries of proposed lots one and two. The result being as outlined in Figure 2 Site plan on new lot plan.

**Figure 4: Site plan on new lot plan**



**Figure 5: Perspectives – Manager’s Residence**



CABIN: MANAGER 3D VIEW NW



CABIN: MANAGER 3D VIEW SW

**Figure 6: Perspectives – Cabin Residence**



CABIN: 2 BEDROOM 3D VIEW NW



CABIN: 2 BEDROOM 3D VIEW SE

**ASSESSMENT**

The application has been assessed against the provisions of the following documents:

<b>State Environment Planning Policies (SEPPs)</b>	All relevant SEPPs have been considered
<b>Local Environmental Plan (LEP) (including draft LEPs)</b>	Snowy River Local Environment Plan 2013
<b>Development Control Plans</b>	Snowy River Development Control Plan 2013



## SECTION 4.15

### Section 4.15 and EP&A Act Checklist

<p><b>The suitability of the site for the development:</b></p>	<p>The surrounding land uses are consistent to the proposed development being a mixture of rural residential and tourist and visitor accommodation.</p>
<p><b>The provisions of any environmental planning instrument and draft environmental planning instrument:</b></p>	<p>The proposal has been assessed against the provisions of all relevant SEPP's and the development has been found <b>to</b> achieve an acceptable level of compliance.</p> <p>The proposal has been examined in detail against the provisions of SRRLEP 2013 and has been found to achieve an acceptable level of compliance.</p> <p>The use proposed are permitted in the zone and consistent with the zone objectives.</p>
<p><b>The provision of any development control plan:</b></p>	<p>The application generally complies with the provisions of Council's relevant development control plans.</p>
<p><b>Any matters prescribed by the regulations:</b></p>	<p>The application generally complies with the <i>EP&amp;A Regulation 2000</i>.</p>
<p><b>The likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality:</b></p>	<p>The likely impacts of the development have been appropriately considered as part of this application.</p>
<p><b>Any submissions made in accordance with the EP&amp;A Act or the regulations:</b></p>	<p>The application was notified for a period of 14 days in accordance with the provisions of the Snowy Monaro Planning and Development Community Participation Plan. Six (6) submissions were received, the submissions have been considered below.</p>
<p><b>The public interest:</b></p>	<p>The proposal is not contrary to the public interest, as it complies with the Council's standards and will not contribute to creating an undesirable precedent.</p>

**Figure 6: The subject Site**



### **INTEGRATED DEVELOPMENT**

The proposed development was reviewed against the relevant provisions of the EP&A Act 1979 to identify whether the application was integrated development. It was deemed to be Integrated Development under Section 4.46 of the Environmental Planning and Assessment Act 1979.

### **REFERRALS**

#### **External Referrals**

The development application was referred to the following external government agencies for comment/consideration:

<b>Section</b>	<b>Comments</b>
NSW Rural Fire Service	Response received, no objection to the development subject to conditions provided.

### Internal Referrals

The development application was referred to the following sections of Council for comment:

Section	Comments
Building	Disabled Access cabin not required
Development Engineering	No objection to the development subject to appropriate conditions of consent which have been provided.

### LEGISLATIVE REQUIREMENTS ASSESSMENT UNDER SECTION 4.15 OF EP&A ACT

As required by the Environmental Planning and Assessment Act, 1979, Section 4.15, the following relevant matters are addressed below:

- Suitability of the site;
- Environmental planning instruments (State Environmental Planning Policies, Local Environmental Plans);
- Draft environmental planning instruments;
- Development control plans;
- Likely Impacts of the Development - environmental (natural and built), social and economic;
- Any Planning Agreement or Draft Planning Agreement;
- The EP&A Regulations;
- Submissions; and
- Public interest.

#### The suitability of the site for the development:

<b>Slope</b>	Sloping land
<b>Significant vegetation</b>	Terrestrial Biodiversity
<b>Adjoining development</b>	Similar in nature, scale and design to proposal
<b>Suitability of proposed works / building</b>	Generally acceptable having regard to constraints of the land
<b>Streetscape</b>	The proposal is generally compatible with adjoining development
<b>Stormwater disposal</b>	On-site via detention
<b>Services</b>	Solar electricity / telephone/ Rainwater
<b>Views</b>	nil impact to and from site

<b>Contamination</b>	nil identified
<b>Bushfire</b>	A portion of the subject site is classified as bushfire prone
<b>Flooding</b>	nil impact
<b>Vehicular access</b>	The site has coinciding legal and practical access
<b>Easements and restriction on use</b>	Right-of-carriageway 20 wide – Ø (see DP plan as separate attachment)
<b>Aboriginal sites</b>	nil identified on-site – AHIMS 561911
<b>Threatened species</b>	nil identified on-site
<b>Grasslands</b>	nil identified on-site
<b>Rivers/streams</b>	not applicable
<b>Effluent disposal</b>	Onsite
<b>Prevailing winds</b>	nil impact
<b>Easements</b>	nil affected by this proposal
<b>Other matters</b>	nil

## **6.2 The provisions of any environmental planning instrument**

### **6.2.1 State Environmental Planning Policies**

The proposal has been assessed against the provisions of all known SEPP's and the development has been found to achieve an acceptable level of compliance. The relevant SEPP's examined include:

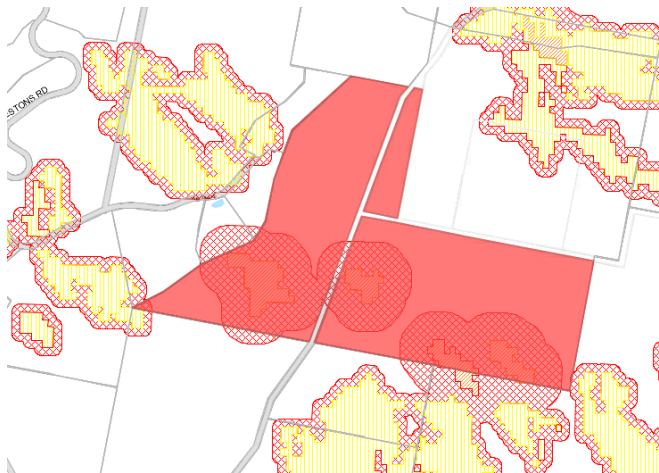
<b><i>State Environmental Planning Policies</i></b>	<b><i>Compliance/Relevance</i></b>
<b>SEPP – Building Sustainability Index: BASIX 2004</b>	Complies

### **6.2.2 Permissibility of the development under the Snowy River Local Environmental Plan 2013**

- The subject land is zoned: Environmental Management – E3
- Definition of land usage under SRLEP 2013: *Eco-tourist facility*
- The proposal is permissible with development consent from Council pursuant to Zone E3 of the SRLEP 2013.
- The proposal is considered to be consistent with the aims and objectives of the plan.

In the assessment of this application, the following special provisions from SRLEP 2013 are of relevance and have been assessed for compliance:

<b>Provision</b>	<b>Response/Acceptable Solution</b>
<b>PART 1 Preliminary</b>	Snowy River Local Environmental Plan 2013
<b>PART 2 Permitted or prohibited development</b>	The proposal is permitted in the E3 zone
<b>PART 3 Exempt and Complying Development</b>	The application is not exempt or complying development.
<b>PART 4 Principal development standards</b>	The application does not include subdivision or an exemption to development standards
Clause 4.3 Height of building	Complies – 4m
<b>PART 5 Miscellaneous provisions</b>	

<p><b>Clause 5.11 Bush Fire hazard reduction</b></p> 	<p>The property is bushfire prone and has been referred to the RFS as integrated development. Under 100B of the Rural Fires Act a Bush fire safety authority (BFSA) is required Special Fire Protection Purpose development.</p> <p>RFS have provided conditions and a Bush Fire Safety Authority has been issued (see attachment 15).</p>
<p><b>Clause 5.13 Eco-tourism facility</b></p> <p>13 Eco-tourist facilities</p> <p>(1) The objectives of this clause are as follows:</p> <p>(a) - to maintain the environmental and cultural values of land on which development for the purposes of eco-tourist facilities is carried out,</p> <p>(b) - to provide for sensitively designed and managed eco-tourist facilities that have minimal impact on the environment both on and off-site.</p> <p>(2) This clause applies if development for the purposes of an eco-tourist facility is permitted with development consent under this Plan.</p> <p>(3) The consent authority must not grant consent under this Plan to carry out development for the purposes of an eco-tourist facility unless the consent authority is satisfied that:</p> <p>(a) - there is a demonstrated connection between the development and the ecological, environmental and cultural values of the site or area, and</p>	<p>The environmental and cultural values of the land will not be diminished by the proposed development.</p> <p>The cabins are of an environmentally sustainable design. It has incorporated passive heating and cooling, utilises renewable energy sources and rainwater supply.</p> <p>Additionally the proposal includes a Construction Management Plan outlining how the development will manage and minimise any environmental impacts.</p> <p>(2) The property is zoned E3 and Eco-tourist facilities are a permitted land use with consent from council.</p> <p>(3) (a) The subject site provides visitors with opportunities to undertake passive onsite activities including bird watching, walking, horse and mountain bike riding.</p> <p>There are a number of local heritage items which are examples European settlement of the high country on the Alpine Way.</p> <p>Additionally the property is located in close proximity to unique alpine areas and Kosciuszko NP and Lake Jindabyne</p>

<p>(b) the development will be located, constructed, managed and maintained so as to minimise any impact on, and to conserve, the natural environment, and</p> <p>(c) the development will enhance an appreciation of the environmental and cultural values of the site or area, and</p> <p>(d) the development will promote positive</p>	<p>providing external activities including boating activities, hiking, fishing and downhill mountain biking.</p> <p>Both the Kosciuszko National Park and Lake Jindabyne are sites that have both ecological and cultural value.</p> <p>(b) the siting of the development has been selected by the applicant to minimise its impact on the native flora and fauna. There is no clearing proposed and the cabins and manager's residence are to be established in previously disturbed areas. The site has been used in the past for grazing. The development will not seek to continue the use of the land for agricultural purposes but to utilise the value of the land for a low impact tourist use. This is in keeping with the objective of the E3 zone <i>to provide for high quality tourist development that is small scale, low impact and sympathetic to the unique landscape setting and scenic qualities of the area, including the approaches to Kosciuszko National Park.</i></p> <p>A Construction Management plan has been submitted to ensure that appropriate construction management is in place.</p> <p>(c) The development will allow for appreciation of environmental and cultural values as the cabins are orientated to achieve views of the Snowy Mountains and Lake Jindabyne. Those accommodated in the buildings can feel immersed in the natural environment due to the scale of the development and the number of occupants accommodated by the development.</p> <p>(d) Development has been located to ensure positive environmental outcomes</p>
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<p>environmental outcomes and any impact on watercourses, soil quality, heritage and native flora and fauna will be minimal, and</p> <p>(e) the site will be maintained (or regenerated where necessary) to ensure the continued protection of natural resources and enhancement of the natural environment, and</p> <p>(f) waste generation during construction and operation will be avoided and that any waste will be appropriately removed, and</p> <p>(g) the development will be located to avoid visibility above ridgelines and against escarpments and from watercourses and that any visual intrusion will be minimised through the choice of design, colours, materials and landscaping with local native flora, and</p>	<p>by providing accommodation in a form which is low scale and allows guests to explore the natural environment within the site. The buildings have been located to ensure minimal impact on native flora &amp; fauna as they are within an area of the site that is cleared. The cabins and the associated onsite effluent disposal systems are located a considerable distance from any water course. The locally listed heritage items are not within the visual curtilage of the proposed development and it will have no impact on the values of these buildings and places.</p> <p>(e) Satisfactory with appropriate conditions of consent. The developer will be required to maintain the site and for the ongoing management of the development.</p> <p>(f) The Construction Management Plan is considered to be satisfactory to ensure that during construction all waste is minimized and appropriately removed.</p> <p>Ongoing waste generation during operation will be managed by the onsite manager's of the facility. A draft condition of consent that all waste is removed from site and disposed of in a lawful manner has been proposed.</p> <p>(g) The applicant included a visual impact assessment in the statement of environmental effects submitted with the development application. It is considered that the applicant has adequately addressed the visual impact of the development on the surrounding landscape.</p>
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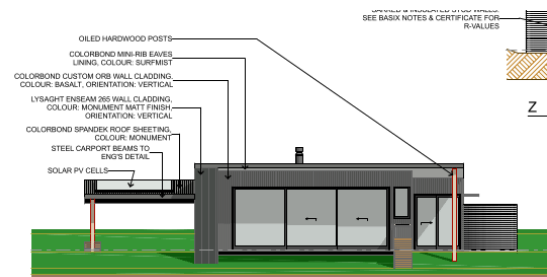
The proposed cabins are low scale being single storey with the majority being two bedrooms and with one studio cabin. A total of 15 guests can be accommodated on site which allows for a low impact development on the site. No significant earthworks are proposed either for the establishment of the cabins or for road access within the site.

The location is below any ridgelines and avoids watercourses. The materials and colour choices are as follows:

Roof – Monument

Walls – Basalt and Monument

Eaves – Surfemist



These colours blend into the mountain environment ensuring that the development does not dominate the landscape.

(h) any infrastructure services to the site will be provided without significant modification to the environment, and

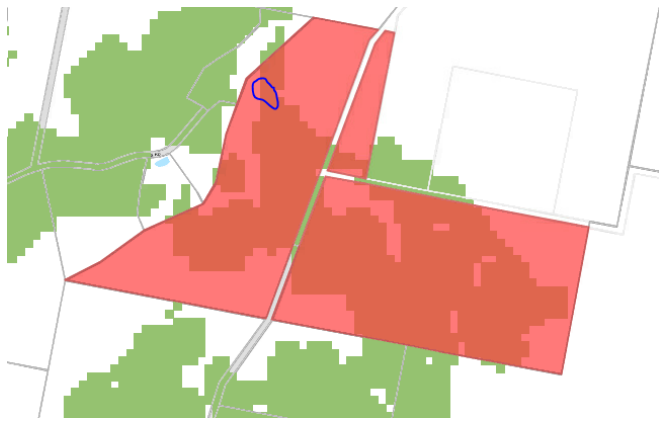
(h) Self-supporting and sustainable infrastructure is proposed. Being solar power, onsite sewerage management facilities and water tanks. These services will not require significant modification of the environment.

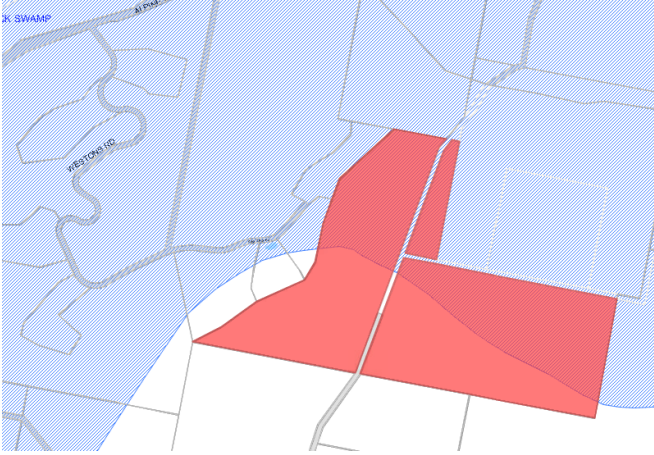
(i) any power and water to the site will, where possible, be provided through the use of passive heating and cooling, renewable energy sources and water efficient design, and

(i) The design of the development includes the principles of passive heating & cooling and the cabins will primarily use solar power and are supplied with rain water only.

(j) the development will not adversely affect the agricultural productivity of adjoining land, and

(j) There are no foreseen impacts on agricultural productivity as the subject lot is located away from agricultural areas. The development is proposed on land in

<p>(k) the following matters are addressed or provided for in a management strategy for minimising any impact on the natural environment:</p> <ul style="list-style-type: none"> <li>(i) measures to remove any threat of serious or irreversible environmental damage,</li> <li>(ii) the maintenance (or regeneration where necessary) of habitats,</li> <li>(iii) efficient and minimal energy and water use and waste output,</li> <li>(iv) mechanisms for monitoring and reviewing the effect of the development on the natural environment,</li> <li>(v) maintaining improvements on an on-going basis in accordance with relevant ISO 14000 standards relating to management and quality control.</li> </ul>	<p>the E3 Environmental Management zone with the surrounding land uses being predominated by tourist and visitor accommodation and large residential holdings.</p> <p>(k) (i) The development is proposed on already managed land and away from areas with potential native flora and fauna, there are no foreseen environmental impacts.</p> <p>(ii) Not applicable.</p> <p>(iii) The development has complied with the requirement of the BASIX SEPP. Renewable energy is proposed, rainwater and an onsite sewer management system.</p> <p>(iv) The existing dwelling will be utilised as a manager’s residence to monitor and review any impacts.</p> <p>(v) The development will be centrally managed by onsite management who will be required to ensure that the development meets all relevant standards for ongoing management and quality control.</p>
<p><b>PART 7 Additional local provisions</b></p>	
<p>Clause 7.2 Terrestrial biodiversity</p> 	<p>The property is mapped with Terrestrial Biodiversity. The location of proposed of the development is predominantly cleared and will require minimal vegetation removal and no significant trees are to be interfered with.</p> <p>The development site is located close to the road and existing infrastructure to minimise any associated impact and leaving the remaining parts of the property untouched.</p> <p>There is no foreseen additional disturbance, fragmentation to the biodiversity or composition of the land or</p>

<p>Clause 7.7 Development within the eastern approaches to Kosciuszko National Park</p> 	<p>habitat connectivity.</p> <p>The development site is visible from the Alpine way (westbound traffic only). The applicant has adequately addressed the potential impact of the development on the Eastern Approaches.</p> <p>The cabins have been sited below Weston's road in a cleared area and below any ridgeline. As there is higher land to the east the buildings will not protrude into the skyline.</p> <p>The design of the cabins are single storey, have used low profile skillion roofs and a colour schedule, which are compatible with the surrounding natural and built environment.</p>
<p>Clause 7.9 Essential services</p>	<p><b>Access</b> – the property is accessed via Weston's road which is a Council managed road terminating at the property boundary for lot 7 DP 703737 (adjoining the subject lot 9)</p> <p>There is a Right of Carriageway across Lot 7 DP 703737, which benefits the subject lot. (see attachment – DP 703737) The right of carriageway allows full and free right of access to subject lot (Lot 9) for any purpose including that proposed.</p> <p><b>Water</b> – The proposed water provision for the cabins is solely rain water. Each cabin is proposed to have a 10,000litre tank for domestic use and all cabins are further connected to a combined 100,000 litre storage tank.</p> <p>The Rural Fire Service require a static water supply for each cabin of 15,000litres with a 30,000litre static supply for the manager's residence.</p> <p><b>Sewage</b> - The cabins will be connected to a new septic system. The location, size and type of system has been recommended by a qualified On-site Sewer Management Specialist (refer to the Site and Soil assessment -Water check Report). A further approval under S68 of the Local</p>

	Government Act will be required to install the system as well as an ongoing approval to operate the system.
<b>SCHEDULE 5 Environmental heritage</b>	There are no adjoining heritage items. An AHIMS search was carried out revealing zero (0) aboriginal sites or locations within 50m of the subject site. AHIMS report 561911.

### 6.3 Provision of any proposed Environmental Planning Instruments

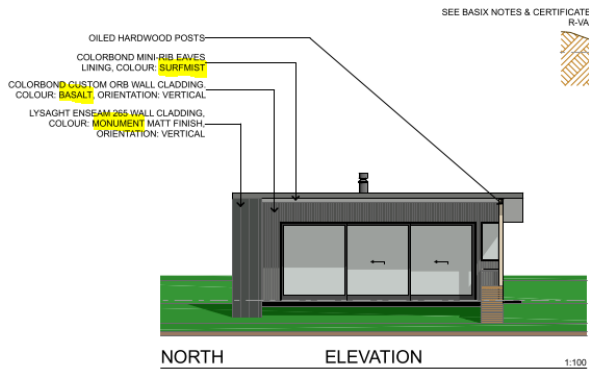
There are no proposed environmental planning instruments applying to this site which are relevant to the proposed development.

### 6.4 Assessment against the relevant provisions of Snowy River Development Control Plan 2013

In the assessment of this application, the following DCP provisions are of relevance and have been assessed for compliance:

<b>Provision</b>	<b>Response/Acceptable Solution</b>
<b>A1 Introduction</b>	
<b>A2 Development application requirements</b>	Satisfactory
<b>A3 Public Notification</b>	16/02/2021 – 02/03/2021 Extension granted until 10/03/2021 Submissions are discussed further in the body of this report
<b>B1 Rural localities, Towns &amp; Villages</b>	
1.7 – Crackenback	<i>Satisfactory</i>
<b>C General planning considerations</b>	
C2 Design	The design of the cabins and manager's residence has applied modern alpine architecture including single storey skillion roof form, with views towards Lake Jindabyne.  The design of the cabins are single storey, have used low profile roofs and a colour schedule, which are compatible with the surrounding natural and built environment.

8.2 DEVELOPMENT APPLICATION 10.2021.16.1 - ECO-TOURIST FACILITY (4 X CABINS + MANAGERS RESIDANCE)

 <p><b>Colour Schedule</b> <b>Roof:</b> Monument <b>Wall:</b> Surfmist, Basalt and Monument</p>	<p>The selected materials for the construction of the cabins and manager’s residence include timber frame, metal cladding, with a high level of insulation and double glazed windows paired with a concrete slab for thermal mass.</p> <p>The design of the cabins have incorporated passive solar design to allow for the buildings to gain heat in winter and reduce heat in summer.</p> <p>The primary energy source for the development will be renewable sources such as solar panels.</p>
<p>C3 Car-parking, Traffic &amp; Access</p>	<p>Complies - In accordance with Table C3. 4-2 each cabin require one (1) space and one (1) additional space per two (2) employees.</p> <p>The proposal provides one car space per unit and a single carport for the manager’s residence. There is also more than adequate space on the subject lot for uncovered parking options if additional car parking is required.</p> <p>Access – the property is accessed via Westons Road which is a Council managed road terminating at the property boundary for lot 7 DP 703737.</p> <p>There is a Right of Carriageway across Lot 7 DP 703737, which benefits the subject lot.</p> <p>The internal driveway is located off the Right of Carriageway portion of Weston’s Road inside the property boundary.</p> <p>As the developer is intending to build five dwellings on a lot without a dwelling entitlement, Council considers the additional development to be traffic generating and as such requires a section of Westons Road to be upgraded by the developer to comply with the standard set in Council’s Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.</p>

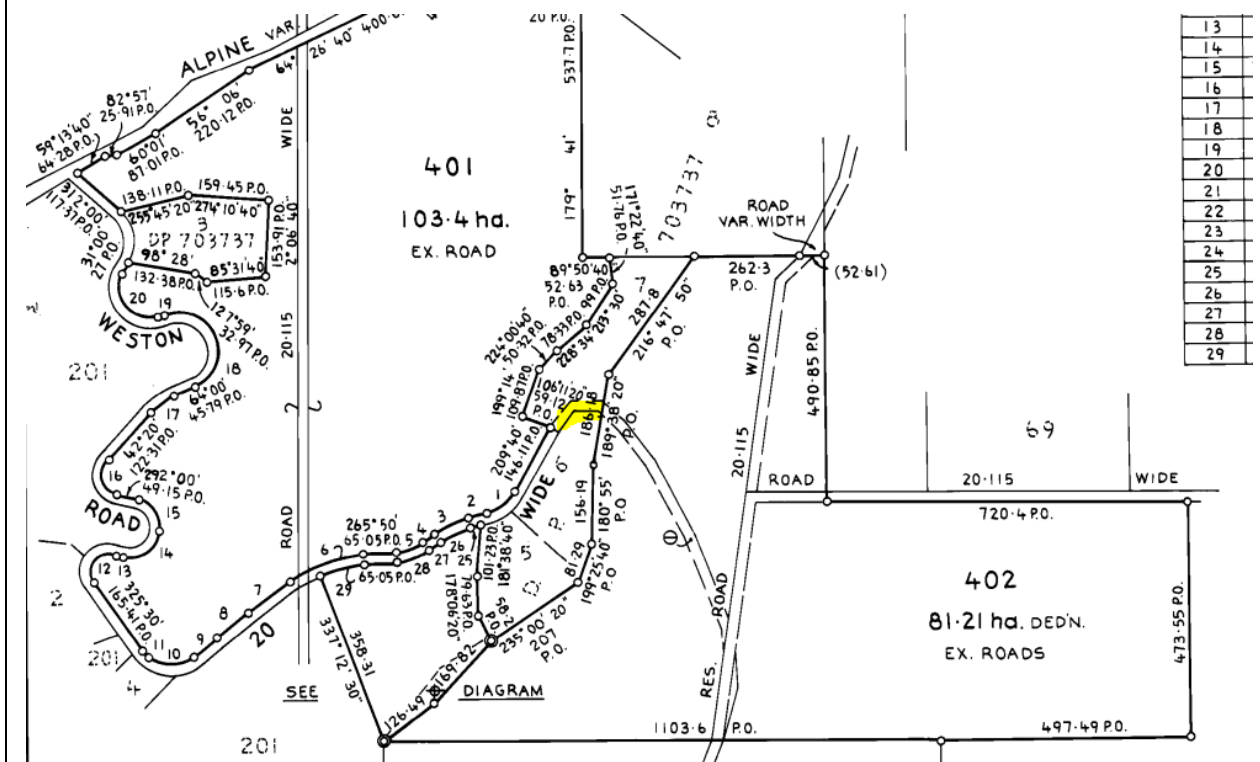
Conditions of consent are included in the draft conditions requiring the developer to;

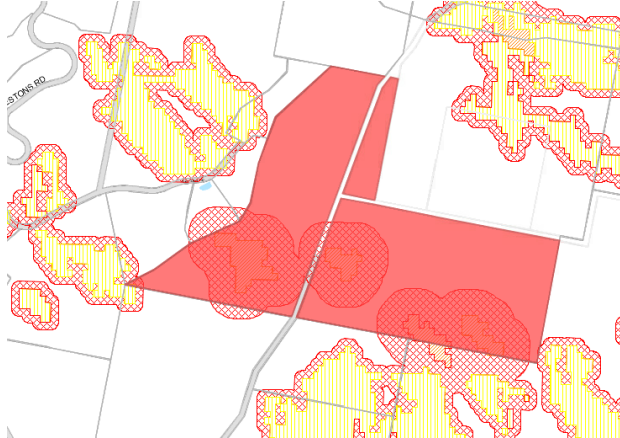
- Widen the Rural Right of Carriageway
- Road construction – two lane unsealed – light traffic

Council managed road in blue



Right of Carriage way in yellow



<p>C4 Heritage</p>	<p>There are no adjoining heritage items</p> <p>An AHIMS search was carried out revealing zero (0) aboriginal sites or locations within 50m of the subject site.</p> <p>AHIMS report 561911.</p>
<p>C5 Tree preservation &amp; Landscaping</p>	<p>The development is proposed in an area with scattered trees and the application does not require the removal of any trees.</p>
<p>C6 Signage &amp; Advertising</p>	<p>No signage is proposed as part of the development.</p> <p>Any future signage will be the subject of a separate development application, unless it meets the development standards of the Exempt and Complying Code SEPP 2008.</p>
<p>C7 Natural Hazard Management</p>  <p>The map displays several irregularly shaped areas with red and yellow hatching, indicating bushfire-prone land. A road labeled 'STONES RD' is visible on the left side of the map. The development site is highlighted in a solid red color, overlapping with some of the hatched areas.</p>	<p>The land is mapped as being bushfire prone land and has been referred to the RFS as integrated development. Under 100B of the Rural Fires Act a Bush fire safety authority (BFSA) is required as the development is classified as a Special Fire Protection Purpose.</p> <p>RFS have provided conditions and a BFSA has been issued (see attachment 15).</p>
<p>C8 Environmental Management</p>	<p>The property is mapped with Terrestrial Biodiversity. The location of proposed of the development selected is predominantly cleared and will require minimal vegetation removal and no significant trees.</p> <p>The development site is located close to road and existing infrastructure to minimise any associated impact and leaving the remaining parts of the property untouched.</p> <p>There is no foreseen additional disturbance, fragmentation to the biodiversity or composition of the land or habitat connectivity.</p>
<p>C9 Energy &amp; Waste Efficiency, Water Supply &amp; Effluent Disposal</p>	<p>The applicant has provided a BASIX and NatHERs report for the cabin which demonstrates compliance with the principle</p>

	<p>of efficient building.</p> <p>As discussed in the assessment of cl 7.9 of the SRLEP water is to be provided by rainwater tanks, effluent disposal via an on-site management system and electricity from renewable solar power.</p>
C10 Waste management & Recycling	<p>There is no council waste collection service to the subject site.</p> <p>The proposed waste management of the development is either manual delivery to the Jindabyne landfill or via a private collection service.</p>
<b>E Non-residential Development</b>	
<b>E1 Tourist Accommodation</b>	
4. Eco-tourist Accommodation	<p>Complies</p> <p>The application falls within the objectives for eco tourist facilities as defined within the DCP. The locality is renowned for its environmental features and the site is suitable for the proposed use.</p> <p><u>Site Design</u> – the proposed materials are considered to be sympathetic to the surrounding environment and will blend with the landscape.</p> <p>The proposed development has been designed for eco-tourist purposes and demonstrates that there will be significant practical reliance on renewable energy and water use.</p> <p><u>Parking</u> - There is more than adequate provision for parking on the site. One (1) car park is proposed per cabin which is in accordance with the DCP.</p> <p><u>Education and awareness</u> – The development proposes to provide written information regarding the location of key natural off site features (eg National Parks).</p> <p><u>Access</u> – See assessment of C3</p> <p><u>Management</u> – The development proposes accommodation of fifteen (15) and in accordance with the requirements of the DCP an on-site manager’s residence has been</p>



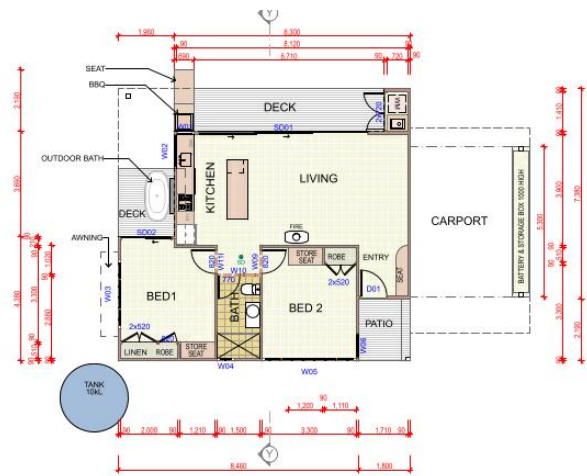
proposed.

Conditions relating to the DCP apply to the consent in terms of use of the eco tourist facility.

Occupation Rates

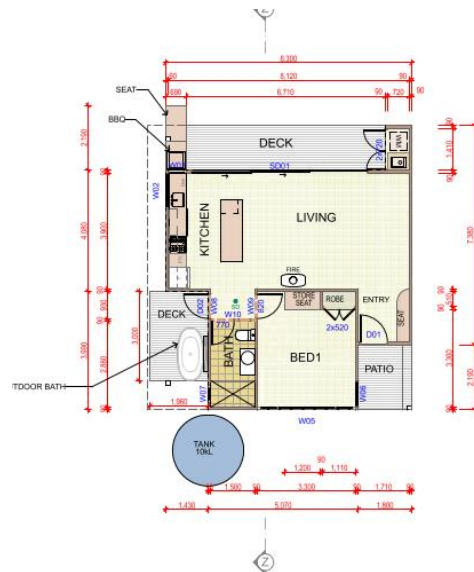
The development consisted of four (4) cabins to be used as an Eco-Tourist Facility and a manager’s residence.

The proposed cabins A, B, & C are a two (2) bedroom design and will be conditioned to sleep a maximum of four (4) people each.

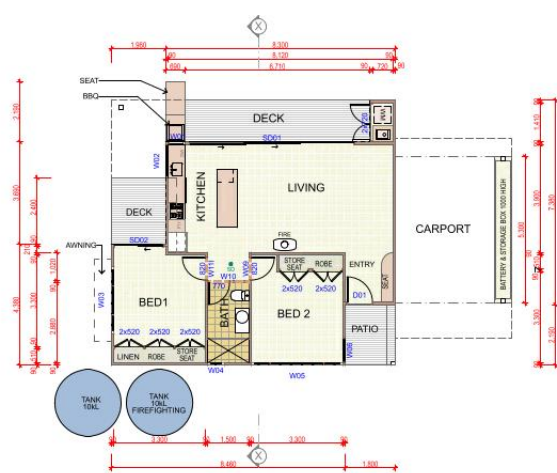


CABIN: 2 BEDROOM FLOOR PLAN 1:100

The proposed cabins D is a studio design and will be conditioned to sleep a maximum of three (3) people each.



CABIN: 1 BEDROOM FLOOR PLAN 1:100

	<p>The proposed manager’s cabin is a two (2) bedroom design and will be conditioned to sleep a maximum of four (4) people.</p>  <p style="text-align: center;">MANAGERS CABIN FLOOR PLAN</p> <p>Contributions apply at a rate of 0.29ET per room.</p> <ul style="list-style-type: none"> <li>- 0.29 ET x 6 (3 cabins - 2 bedroom)</li> <li>- 0.29 ET x 1 (1 cabin – 1 bedroom)</li> </ul> <p>Contributions apply at a rate of 0.71 per 2 bedroom dwelling.</p> <ul style="list-style-type: none"> <li>- 0.71 ET x 1 (Manager’s residence)</li> </ul>
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**6.5 Planning Agreements**

Any planning agreement that has been entered into under section 7.4, or any draft planning agreement that a developer has offered to enter into under section 7.5.

**6.6 Any matters prescribed by the regulations**

The application generally complies with the *EP&A Regulation 2000*.

**Clause 92 (1)**

<b>(b) Demolition - provisions of AS 2601 have been taken into consideration</b>	NA
<b>(c) carrying out of development on land that is subject to a subdivision order made under Schedule 7 to the Act the provisions of that order and of any development plan prepared for the land by a relevant authority under that Schedule</b>	NA

**Clause 93 – Fire safety change of use of buildings where the applicant does not seek the rebuilding, alteration, enlargement or extension of a building**

<b>(1) Is the fire protection and structural</b>	NA
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<b>capacity of the building will be appropriate to the building's proposed use.</b>	
<b>(3) The building complies (or will, when completed, comply) with such of the Category 1 fire safety provisions as are applicable to the building's proposed use.</b>	NA
<b>Are upgrades required as per clause 94</b>	NA

### 6.7 Impacts of the Development – Environmental, Social & Economic

<b>Access, transport and traffic</b>	Access is via public road Westons Lane and with right-of-carriage way across Lot 7 DP 703737, which benefits the subject lot. Each cabin has dedicated car spaces.
<b>Easements/88B Restrictions on Use</b>	There is a Right of Carriageway across Lot 7 DP 703737, which benefits the subject lot. The 88B has no restriction on the use of the carriageway.
<b>Bushfire Assessment s4.14</b>	The land is mapped as bushfire prone land and has been referred to the RFS as integrated development. Under 100B of the Rural Fires Act a Bush Fire Safety Authority (BFSA) is required and one has been issued.
<b>Impacts on supply of utilities</b>	The cabins have been designed utilising environmentally sustainable principles and solar panels are proposed.
<b>Heritage</b>	AHIMS Search ID: 561911 – nil results. There are no adjoining heritage items.
<b>Natural and other land resources</b>	The proposed development is considered unlikely to result in any significant impacts upon natural or other land resources within the locality as the proposal will not be drawing on the riparian access rights of the subject lot but proposes rain water to be the sole water supply.
<b>Water supply and potential impacts on surface and ground water</b>	No impact foreseen.
<b>Soils</b>	Not applicable.
<b>Air quality, pollution and microclimate impacts (eg odour)</b>	The proposed development is unlikely to have any significant impact on the air quality of the site and any surrounding properties due to the nature of the development.

<b>Flora and fauna &amp; Consideration of Threatened Species</b>	Not applicable.
<b>Waste facilities and controls</b>	<p>The proposed development will be utilising an on-site sewer management system as such no impact to council's infrastructure.</p> <p>Waste will be disposed of manually by the developer to the Jindabyne landfill or via a private waste collect service provider. There are no Council services in the area.</p>
<b>Energy efficiency and greenhouse gas emissions</b>	BAISX and NatHERs certificate provided meeting the requirements for energy efficient building.
<b>Noise and vibration</b>	Some noise will result from the construction of the proposed development however, such noise would be temporary, be restricted to occur within time limits and have no lasting impact. Due to the limited number of guests to be accommodated there will be minimal ongoing noise impacts.
<b>Safety, security and crime prevention</b>	It is likely the safety and security of the area are to benefit with the addition of a new accommodation through increased public surveillance. Due to the limited number of guests being accommodated and the onsite management provided there would be limited impacts from the guests on surrounding properties. Any impacts could be managed by the onsite manager's should they occur. Appropriate conditions of consent include a requirement for signage to alert guests of the rural nature of the site and that there are residences in close proximity that need to be considered.

<b>Social impact in locality</b>	<p>Whilst the proposed development will increase the number of tourists to the area, it is of a low scale allowing for only an additional fifteen (15) persons. In addition to the tourist accommodation, there is also a two (2) bedroom manager's residence proposed.</p> <p>The maximum number of tourists permitted at one time will be fifteen (15), this is significantly less tourists that can be accommodated currently at the Altitude 1260 Lodge.</p> <p>The existing Altitude 1260 Lodge, Rural Tourist Accommodation, offers accommodation for up to 48 people. Additionally, there is also Silvertop Snowy Mountains Retreat Lodge, 30 guests, and a Bed &amp; Breakfast comprising of 5 bedrooms.</p> <p>Given the established tourist accommodation options along Weston's Road the proposal is considered to be reasonable in the locality.</p> <p>With appropriate signage, the potential of cars passing the accommodation and carrying on to other residences further on Weston's road is considered unlikely.</p>
<b>Economic impact in locality</b>	<p>The proposal for additional tourism accommodation is in line with the objectives of the wider area and will be a positive influence on the economy.</p>
<b>Site and internal design issues</b>	<p>Satisfactory.</p>
<b>Impacts during construction</b>	<p>It is unlikely that the construction of the proposed cabins will result in any significant impacts given the size of the lots in the area.</p>

<b>Cumulative impacts</b>	<p>The proposed development in conjunction with surrounding development is considered to result in significant cumulative impacts to the existing public road.</p> <p>As the developer is intending to build five dwellings on a lot without a dwelling entitlement, it is considered that the additional traffic generated by this development requires that a section of Westons Road which is of particular concern to adjoining residents should be upgraded by the developer to comply with the standard set in Council's Development Design Specification. It is considered that in order to facilitate the development an upgrade of the type proposed in the draft conditions of consent would mitigate the additional impact that the development will have on the public road. In addition to the works required on Westons Road it is considered that in order to provide a safe access to the development that the right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.</p>
<b>Impact on pedestrian movements and safety</b>	Not Applicable.
<b>Mineral resources and/or deposits in the vicinity</b>	There are no known mineral resources or deposits in the vicinity.
<b>Impacts on aboriginal heritage</b>	Nil
<b>Health Impacts of High Voltage Power Lines</b>	Not Applicable.

## 6.8 Public Interest

The proposal is not contrary to the public interest, as it complies with the Council's standards and will not contribute to creating an undesirable precedent

## 7.0 OTHER MATTERS

<b>Developer Contributions</b>	<p>Contributions apply at a rate of 0.29ET per eco-tourist room.</p> <ul style="list-style-type: none"> <li>- 0.29 ET x 6 (3 cabins - 2 bedroom)</li> <li>- 0.29 ET x 1 (1 cabin – 1 bedroom)</li> </ul>
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	<p>Contributions apply at a rate of 0.71 per 2 bedroom dwelling.</p> <ul style="list-style-type: none"> <li>- 0.71 ET x 1 (Manager's residence)</li> </ul>
<b>Approvals under other Acts</b>	RFS – 100B
<b>Internal Referrals</b>	<p>Development Engineer comments</p> <p>Westons Road is a Council public road, maintained by Council. It commences at the Alpine Way and rises at a steep and winding gradient for 2.6 km to Lot 7, DP 703737. Westons Road provides the only vehicular access to the development.</p> <p>There is a relatively straight section between Lot 302 (DP747746) and Lot 5 (DP703737) with a carriageway width generally between 4.0 and 4.6m. There is a small mound along the northern edge of the road after which it drops steeply. This section of road is too narrow to be functional as a two way, two lane rural road.</p> <p>Council's (Snowy River) Development Design Specification provides minimum carriageway widths for unsealed rural roads. For a minor road with up to 150 AADT, a 6.4m wide gravel pavement should be provided or be available.</p> <p>As the developer is intending to build five dwellings, it is considered that the additional traffic generated by this development requires that this section of Westons Road should be upgraded by the developer to comply with the standard set in Council's Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.</p> <p>The recommended conditions of consent have been provided.</p>

## SUBMISSIONS

The proposed development was placed on public exhibition and adjoining landowners were notified in accordance with the provisions of the Snowy Monaro Planning and Development Community Participation Plan 2019 for a period of 14 days.

### Submissions

Snowy Monaro Planning and Development Community Participation Plan requirements and the relevant statutory regulations required notification of the development. Notification letters were

sent out to adjoining landowners and exhibited for a period of 14 days. Several interested parties contacted Council and requested additional time for the lodgement of submissions. Additional time was provided and all submissions below were received either within the original time frame or within the additional time provided upon request.

The application was not required to be publicly advertised.

Six (6) submissions were received all objecting to the proposed development.

The main theme of the submissions related to the impact that the development would have on Westons Road from a traffic perspective and the safety of the road users.

The submissions are attached to the report with consideration of the issues raised below.

### **Officer Response to Issues Raised by Submission 1**

#### Traffic safety and Road condition

As the developer is intending to build five dwellings on a lot without a dwelling entitlement, Council considers the additional development to be traffic generating and that this should require a section of Westons Road to be upgraded by the developer to comply with the standard set in Council's Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.

Conditions of consent are included in the draft conditions requiring the developer to;

- Widening of Rural Right of Carriageway
- Road construction – two lane unsealed – light traffic

#### ROC contribution

The subject site is accessed via a legal easement (right-of-carriageway) over lot 7 DP 703737 therefore has legal and practical access.

The road then traverses through the subject site, owned by the applicant. The subject lot is both burdened and benefited by the easement which creates the road and provides a right-of-carriageway (ROC) (easement) access to the properties to the south.

The contribution to the maintenance of the ROC is not serviced by a Deed of Agreement and as such is a civil matter between the benefiting land owners.

#### Visual Impact from the Alpine Way

The corridor whilst travelling westbound along the Alpine way is the most visible location of the development, which is over 2km away shown in the photo below.

The view corridor from the Alpine way already comprises multiple buildings. The proposed individual cabins are smaller in design than other larger existing developments which dominate view corridor.

The siting of the development is below Westons Road and is not located near the top of a ridgeline or the top of the hill on which the property lies. It is considered that the location of the development will maintain the ridgeline and not protrude against the skyline.





The proposed colour schedule are considered to be complimentary to the natural surroundings and will blend with the existing built environment.

The spacing of the cabins ranges between 26 – 59m which is considered to create sufficient distance between the cabins so as not to present as a residential subdivision and still be close enough to be accessible to the on-site manager, share the same access and infrastructure.

#### Bushfire

The development is integrated development in accordance with the requirements of 100B of the Rural Fires Act. The RFS have provided conditions of consent and a Bush Fire Safety Authority has been issued.

### **Officer Response to Issues Raised by Submission 2**

#### Traffic safety and Road condition

As the developer is intending to build five dwellings on a lot without a dwelling entitlement, Council considers the additional development to be traffic generating and that this should require a section of Westons Road to be upgraded by the developer to comply with the standard set in Council's Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.

Conditions of consent are included in the draft conditions requiring the developer to;

#### Widen the Rural Right of Carriageway

Road construction – two lane unsealed – light traffic

#### ROC contribution

The subject site is accessed via a legal easement (right-of-carriageway) over lot 7 DP 703737 therefore has legal and practical access.

The road then traverses through the subject site, owned by the applicant. The subject lot is both burdened and benefited by the easement which creates the road and provides a right-of-carriageway (ROC) (easement) access to the properties to the south.

The contribution to the maintenance of the ROC is not serviced by a Deed of Agreement and as such is a civil matter between the benefiting land owners.

#### **Officer Response to Issues Raised by Submission 3**

#### Traffic safety and Road condition

As the developer is intending to build five dwellings on a lot without a dwelling entitlement, Council considers the additional development to be traffic generating and that this should require a section of Westons Road to be upgraded by the developer to comply with the standard set in Council's Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.

Conditions of consent are included in the draft conditions requiring the developer to;

Widen the Rural Right of Carriageway

Road construction – two lane unsealed – light traffic

#### **Officer Response to Issues Raised by Submission 4**

#### Proximity to existing dwelling

The location of the proposed development site is approximately 125m south of the neighbouring development. The development will be visible from the adjoining property, however each cabin is orientated to the north east and the predominant view is away from the neighbouring property. The orientation of the neighbouring dwelling is orientated also to the north east and way from the development site. Therefore, given the development is located over 100m to the south away from the views and in a similar location to the previously approved dwelling 2 location mentioned in the Statement of Environmental Effect (DA 10.2019.3004023.1), the development site is considered satisfactory and does not unduly impact on neighbouring properties.



### Traffic safety and Road condition

As the developer is intending to build five dwellings on a lot without a dwelling entitlement, Council considers the additional development to be traffic generating and that this should require a section of Westons Road to be upgraded by the developer to comply with the standard set in Council's Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.

Conditions of consent are included in the draft conditions requiring the developer to;

- Widen the Rural Right of Carriageway
- Road construction – two lane unsealed – light traffic

### Visual Impact from the Alpine Way

The corridor whilst travelling westbound along the Alpine Way is the most visible location of the development, which is over 2km away.

The view corridor from the Alpine Way already comprises multiple buildings. The proposed individual cabins are smaller in design than other larger existing developments which dominate the view corridor.

The siting of the development is below Westons Road and is not located near the top of a ridgeline or the top of the hill on which the property lies. It is considered that the location of the development will maintain the ridgeline and not protrude against the skyline.

The proposed colour schedule are considered to be complimentary to the natural surroundings and will blend with the existing built environment.

The spacing of the cabins ranges between 26 – 59m which is considered to create sufficient distance between the cabins so as not to present as a residential subdivision and still be close enough to be accessible to the on-site manager, share the same access and infrastructure.

#### Design of buildings

The design of the cabins and manager's residence has applied modern alpine architecture including single storey skillion roof form, which is considered to be consistent with the established characteristics of the locality.

The design of the cabins are single storey, have used low profile skillion roofs and a colour schedule, which are compatible with the surrounding natural and built environment.

The selected materials for the construction of the cabins and manager's residence include timber frame, metal cladding, with a high level of insulation and double glazed windows paired with a concrete slab for thermal mass.

The design of the cabins have incorporated passive solar design to allow for the buildings to gain heat in winter and reduce heat in summer.

#### Bushfire

The development is integrated development in accordance with the requirements of 100B of the Rural Fires Act. The RFS have provided conditions of consent and a Bush Fire Safety Authority has been issued.

#### Impact on native fauna

The proposed development site is located within the paddocks with the most cleared areas and have undergone pasture improvement and grazed over a long period of time with no substantial clearing of natural vegetation required.

The development site is located close to the existing road and infrastructure, other buildings and utilising the existing entrance and internal access tracks, therefore mitigating the impacts associated with the clearing of natural vegetation.

### **Officer Response to Issues Raised by Submission 5**

#### Traffic safety and Road condition

As the developer is intending to build five dwellings on a lot without a dwelling entitlement, Council considers the additional development to be traffic generating and that this should require a section of Westons Road to be upgraded by the developer to comply with the standard set in Council's Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.

Conditions of consent are included in the draft conditions requiring the developer to;

- Widen the Rural Right of Carriageway
- Road construction – two lane unsealed – light traffic

#### Visual Impact from the Alpine Way

The corridor whilst travelling westbound along the Alpine Way is the most visible location of the development, which is over 2km away.

The view corridor from the Alpine Way already comprises of multiple buildings. The proposed individual cabins are smaller in design than other larger existing developments which dominate the view corridor.

The siting of the development is below Westons Road and is not located near the top of a ridgeline or the top of the hill on which the property lies. It is considered that the location of the development will maintain the ridgeline and not protrude against the skyline.

The proposed colour schedule are considered to be complimentary to the natural surroundings and will blend with the existing built environment.

The spacing of the cabins ranges between 26 – 59m which is considered to create sufficient distance between the cabins so as not to present as a residential subdivision and still be close enough to be accessible to the on-site manager, share the same access and infrastructure.

#### Bushfire

The development is integrated development in accordance with the requirements of 100B of the Rural Fires Act. The RFS have provided conditions of consent and a Bush Fire Safety Authority has been issued.

#### Impact on native flora and fauna

The proposed development site is located within the paddocks with the most cleared areas and have undergone pasture improvement and grazed over a long period of time with no substantial clearing of natural vegetation required.

The development site is located close to the existing road and infrastructure, other buildings and utilising the existing entrance and internal access tracks, therefore mitigating the impacts associated with the clearing of natural vegetation.

### **Officer Response to Issues Raised by Submission 6**

#### Traffic safety and Road condition

As the developer is intending to build five dwellings on a lot without a dwelling entitlement, Council considers the additional development to be traffic generating and that this should require a section of Westons Road to be upgraded by the developer to comply with the standard set in Council's Development Design Specification. The right of carriageway (particularly along the small radius curve in Lot 7, DP 703737) should also be upgraded to the development site.

Conditions of consent are included in the draft conditions requiring the developer to;

- Widen the Rural Right of Carriageway
- Road construction – two lane unsealed – light traffic

## **CONCLUSION**

It is considered that the proposed development generally complies with the relevant provisions of Section 4.15 of the Act, LEP, DCPs, Codes and Policies. The key issues arising out of the assessment of this application comprise:

1. The proposed development is a permitted use in the zone of E3 - Environmental Management
2. The use of the subject lot as a form of tourist and visitor accommodation is one, which has been previously established on Weston's Road.
3. The development complies with the standards of the SRLEP and the SRDCP.

In conclusion, it is considered that the proposal is generally aesthetically, economically, socially and environmentally acceptable having regard to the surrounding natural and built environment. Accordingly, approval is recommended subject to the imposition of the conditions of consent listed below.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

It is not considered that the development will have an overall negative social impact when compared to the surrounding land uses. Whilst holiday accommodation can have antisocial behaviour attached this can be managed through appropriate rental management. The proposed development has onsite management which will be available to deal with issues arising from the guests. The development is in keeping with established tourist accommodation options along Weston's road and within the Jindabyne context as a holiday destination.

### **2. Environmental**

The environmental impacts of the development have been considered in the assessment of the development application. The onsite waste management systems are proposed that comply with state government requirements and are situated so as not to impact on water courses. There will be minimal excavation associated with the development. There is no expected impact on air quality. There are no trees to be removed or significant vegetation removal proposed as part of the development and additional proposed screening landscaping will add to the enhancement of the environment.

### **3. Economic**

The proposed development is considered to have positive economic impacts by providing additional tourist and visitor accommodation which along with increased visitation of tourists to the area contributes positively to the economy of the region. In addition the installation of the containers on site has a positive economic impact on employment.

### **4. Civic Leadership**

The application is referred to Council for determination rather than being determined by staff under delegation, as the development received six (6) submissions. This is in accordance with Councils Policy - "Referral of Development Applications to Council" which stipulates any

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development application that receives more than five (5) objections requires determination by Council.

In accordance with section 4.16 (1) of the Environmental Planning and Assessment Act 1979; a consent authority is to determine a development application by—

- (a) granting consent to the application, either unconditionally or subject to conditions, or
- (b) refusing consent to the application.

Should the application be determined as a refusal, reasons for refusal are required to be provided by Council as per the requirements of Council Procedure – *Council Decision Contrary to Staff Recommendation* (attached to this report).

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### 9.1.1 SMRC BODY-WORN CAMERA POLICY

Record No: I21/109

Responsible Officer:	Chief Operating Officer
Author:	Coordinator Public Health & Environment
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:	1. SMRC Body-worn Camera Policy
Cost Centre	
Project	
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

Snowy Monaro Regional Council (Council) places a high priority on the safety of its employees. To assist in creating a safer environment in the workplace, Council has introduced body cameras for the use by Authorised Officers while undertaking their duties within the Council's area of operations. Data collected with body cameras supports authorised officers in the administration and enforcement of legislation which relates to the function and powers of the Council.

The data collected with body-worn cameras will most likely contain personal information about individuals. The *Surveillance Devices Act 2007* and the *Privacy and Personal Information Protection Act 1998* govern the use of optical and listening devices and the storage and accessibility of footage that captures persons in the public realm and forms the basis of this policy.

The proposed policy will provide a framework which governs the use of body-worn cameras and the data they collect.

Council presently has four body-worn cameras. The body-worn cameras are currently being field tested to ensure they meet our operational needs. Footage from the field tests will not be used as evidence.

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

#### OFFICER'S RECOMMENDATION

That Council approves the SMRC Body-worn Camera Policy.

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## BACKGROUND

Body-worn cameras assist with the lawful investigation and evidence gathering in respect of any person or company responsible for any illegal activities including waste dumping, littering, malicious damage on public land and public buildings, pollution, waste storage and disposal, unauthorised development, illegal camping in streets and reserves and illegal parking.

Body-worn cameras can provide an accurate documentation of staff-public contacts, enhance Council's ability to review incidents, identify training requirements and may be useful in documenting offences. They can also act as a deterrent to aggressive and abusive behaviour directed towards staff, therefore improving workplace health and safety outcomes. The proposed policy has been developed to ensure compliance with all relevant legislation and guidelines pertaining to the use of surveillance devices. The policy will also ensure correct management of records to protect the privacy and confidential nature of the personal information collected.

## QUADRUPLE BOTTOM LINE REPORTING

### 1. Social

Body-worn cameras may result in better transparency and accountability and thus may improve law enforcement legitimacy. In many communities, there is a lack of trust and confidence in law enforcement. This lack of confidence is exacerbated by questions about encounters between officers and community members that result in enforcement action. Video footage captured during these officer-community interactions might provide better documentation to help confirm the nature of events and support accounts articulated by officers and the community.

Body-worn cameras may also result in higher rates of community compliance to authorised officer directions during encounters and fewer complaints lodged against law enforcement. Members of the community often change their behaviour toward authorised officers when they are informed that the encounter is being recorded. This "civilizing effect" may prevent certain situations from escalating.

### 2. Environmental

Body warn cameras can assist Council's authorised officers to investigate offences under the *Protection of the Environment Operations Act 1997*. The cameras capture everything the authorised officers are looking at. This will assist with proper identification of all issues of concern, ultimately improving the environmental outcomes of investigations and clean-up activities.

### 3. Economic

The only cost is the initial purchase of the cameras which will be covered within our current budget allocations

Estimated Expenditure	Amount	Financial year	Ledger		Account string
Four Body Cameras	\$2255.22	2021	G	L	99.00000032.0038.0550

#### **4. Civic Leadership**

The use of body cameras have been introduced by other NSW Local Government Authorities to mitigate the risk of harm to their regulatory officers. It is Council is demonstrating Civic Leadership by ensuring all efforts are being made to mitigate the risk of harm to its regulatory officers.

The approval of the SMRC Body-worn Camera Policy will ensure the use of body-worn cameras complies with the following legislation and policies:

- *Surveillance Devices Act 2007*
  - *The NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places (2000)*
  - *The Workplace Video Surveillance Act 1998*
  - *The Local Government Act 1993*
  - *Evidence (audio and audio visual links) Act 1998*
  - *Evidence Act 1995*
  - *Crimes Act 1900*
  - *Privacy and Personal Information Protection Act 1998*
  - *Government Information (public access) Act 2009*
  - *Interpretation Act 1987*
  - *Telecommunications (Interception and Access) Act 1979*
  - *State Records Act 1998.*
-

# Policy



<b>Title of Policy</b>	<b>SMRC Body-worn Camera Policy</b>		
<b>Responsible Department</b>	Built and Natural Environment	<b>Document Register ID</b>	250.[document year].[document number].[document part]
<b>Policy Owner</b>	[checklist 25001 14 DD LAST VALUE]	<b>Review Date</b>	Date [document date1]
<b>Date of Council Meeting</b>	Date Approved [checklist 25002 10 DD LAST VALUE]	<b>Resolution Number</b>	Number [checklist 25002 11 DD LAST VALUE]
<b>Legislation, Australian Standards, Code of Practice</b>	See Section 7 herein		
<b>Aim</b>	The introduction of body-worn Warn cameras is intended to provide increased security and protection for Authorised Officers and Council property, when working primarily alone and/or in remote areas.		

## 1. POLICY STATEMENT

Snowy Monaro Regional Council (Council) places a high priority on the safety of its employees. To assist in creating a safer environment in the workplace, Council has introduced body-worn cameras for the use by Authorised Officers while undertaking their duties within the Council’s area of operations.

Data collected with body-worn cameras will also support authorised officers in the administration and enforcement of legislation which relates to the function and powers of the Council.

Data collected with body-worn cameras will most likely contain personal information about individuals.

The *Surveillance Devices Act 2007* and the *Privacy and Personal Information Protection Act 1998* govern the use of optical and listening devices and the storage and accessibility of footage that captures persons in the public realm and forms the basis of this policy.

## 2. PURPOSE

This policy provides approval for the use of body-worn cameras by authorised officers and direction on the ethical, lawful and efficient use of such devices and the resultant recorded data.

Body-worn camera technology is used by the Council to promote and maintain a safe work environment (e.g. by discouraging and documenting occupational violence), and will support authorised officers in carrying out their operational tasks related to investigation of breaches of legislation.

### 3. SCOPE

This policy applies to:

- Council employees
- Council Management and the Coordinator ICT insofar as they have supervisory and technical responsibilities in relation to these devices.

From time to time Council contracts authorised officers from other Councils or private organisations. This policy also applies to contract authorised officers.

### 4. OBJECTIVE

The objectives of this policy are to:

- approve the use of body-worn cameras by authorised officers and improve the safety of Council employees while undertaking their duties as authorised officers of Council
- discourage aggressive behaviour (both verbal and physical) towards Council's authorised officers
- overtly obtain and secure evidence at the scene of incidents and crimes related to the Acts, regulations and local laws which relate to the function and powers of Council
- improve investigation of incidents reported either by an authorised officer or a member of the public
- ensure that recorded data collected on body-worn cameras is handled in line with legislative and procedural requirements.

### 5. POLICY DETAILS

#### 5.1 Policies and procedures

Council has developed separate procedural guidelines to support the implementation of this policy and accommodate the use, auditing and management body-worn cameras and their recorded data in Council operations.

All authorised officers who are allocated a body-worn cameras to wear must follow the Council's procedural guidelines in relation to its use.

#### 5.2 Recording an incident

Authorised officers must activate camera recording, if deemed safe to do so, in accordance with the body-worn cameras procedural guideline:

- where they have a reasonable concern for their safety or welfare (or that of another person)
- if an occupational violence incident occurs or their assessment indicates the occurrence of an incident is imminent
- to gather evidence of a breach of legislation the Council administers
- as directed by their supervisor for purposes related to safety or welfare of employees or other persons.

Optical recording must not be activated except in accordance with this policy above. If an authorised officer becomes aware that recording has commenced inadvertently, the camera must be turned off immediately and the activation reported.

Prior to activating recording, or as soon as practicable after recording begins, authorised officers must verbally advise any persons in the vicinity that recording is being undertaken.

Activating recording for any unauthorised purpose (e.g. practical jokes, taping private conversations or any other unauthorised covert surveillance) will not be tolerated by Council and may result in disciplinary action.

### 5.3 Access, use and disclosure of recorded data

Original recordings required to be retained will be downloaded from the device to a secure storage site (master copy) by the authorised officer. The device will then be cleared of all residue recordings.

Access to the master copy of recorded data for the purposes of reviewing and extracting the recorded data will be restricted to the respective Manager and the Coordinator Governance.

Access to an extract of recorded data for the purposes of viewing, copying or disclosing the recorded data will be restricted to Council's CEO, Chief Officers, Managers, Coordinator Workforce Management, Coordinator Governance, respective Authorised Officer or any other Council employee approved by the CEO from time to time.

Data recorded by activated body-worn cameras may only be used and disclosed to a third party by the Council for the purposes of:

- incident monitoring
- identification of Council employee or public safety issues
- deterrence of aggressive behaviour towards Council officers
- improved collection of evidence for prosecutions
- prosecution of incidents of occupational violence
- prosecution of illegal activity
- providing evidence in court proceedings
- investigation of incidents where claims or complaints have been made against authorised officers and employees.

Recorded data may be provided to a third party on the condition that the third party has an official role in investigating and/or prosecuting the incident or some other legitimate reason for requiring access to the recorded data.

Extracts of data recorded by activated body-worn cameras during an incident may be used for training purposes.

Nothing in this policy affects or limits any:

- obligations the Council has under any State or Commonwealth legislation to retain and / or refer details, documents and other material relating to employee and contractor conduct
- lawful uses or disclosures that the Council may otherwise make of the recorded data.

### 5.4 Retention and storage of recorded data

Recorded data will be stored in a secure electronic location with restricted access.

Recorded data must be protected from unauthorised viewing, copying, alteration and disclosure.

Recorded data that is required (or potentially required) as evidence in any legal or regulatory process will be retained until such time as the Council determines that the recorded data is no longer required for the purposes for which the information may lawfully be used.

Subject to the above, recorded data is to be permanently deleted after a period not exceeding 180 days from the date of capture of the data. If the data is used for official purposes the tenure of storage required for record management will take precedence.

## 6.5 Privacy and compliance

### Confidentiality

Any personal information contained in recorded data will be kept confidential by all Council employees, contracted authorised officers and other parties to whom it is disclosed and otherwise handled in accordance with the Council's Code of Conduct and any other legal obligations.

Where the Council is permitted, authorised or required to use or disclose recorded data in accordance with this policy or a law of the State or Commonwealth, measures will be taken to minimise the unnecessary disclosure of personal information including facial pixilation and audio editing.

### Access to personal information

A member of the public has the right to apply for access to their personal information held by Council under the *Government Information (Public Access) Act 2009*.

### Removal and alteration of personal information

A person can apply for their personal information to be destroyed or altered (whether by way of corrections, deletions or additions) in accordance with the *Privacy and Personal Information Protection Act 1998*.

### Privacy complaints

Privacy complaints in relation to body-worn cameras usage should be made directly to Council in the first instance.

Privacy complaints in relation to body-worn cameras usage may also be made to the Information & Privacy Commission (IPC). The IPC can investigate complaints about alleged violations of privacy where Council has not responded to the complaint in the first instance or the complainant is not satisfied with Council's response to the complaint.

## 6. ROLES AND RESPONSIBILITIES

The following positions are responsible for implementing, complying with, monitoring, evaluating reviewing and providing advice on the policy and procedures:

**Implementation** : - Authorised officers who are approved and required to use body-worn cameras in the course of their duties are personally responsible for wearing and operating their allocated body-worn cameras in accordance with this policy and any other applicable procedures of the Council.

**Training** : - The Manager / Coordinator of the authorised officers (who are approved and required to use body-worn cameras) ensuring that these employees receive adequate training in the operation and use of body-worn cameras and monitoring compliance with this and any other applicable procedures on an ongoing basis.

**Data and Records Management** : - The Manager Governance is responsible for technical support, troubleshooting, secure storage of and access to recorded data and the auditing of use and access to the data.

**IT Interface and Support** : - The Coordinator ICT is responsible for technical support and maintenance as is required to keep camera equipment and software functioning properly.

**Development/Review** : - The Manager, Governance is responsible for implementing review of (or preparing a new) Policy as may be required.

## 7. SUPPORTING DOCUMENTS

This Policy should be read in conjunction with all other relevant, Council policies and procedures, as well as relevant legislative requirements.

### Enabling Legislation

- *Surveillance Devices Act 2007 (Secs 7 & 8)*

### Other Relevant Legislation / Policy

- *The NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places (2000)*
- *The Workplace Video Surveillance Act 1998*
- *The Local Government Act 1993*
- *Evidence (audio and audio visual links) Act 1998*
- *Evidence Act 1995*
- *Crimes Act 1900*
- *Privacy and Personal Information Protection Act 1998*
- *Government Information (public access) Act 2009*
- *Interpretation Act 1987*
- *Telecommunications (Interception and Access) Act 1979*
- *State Records Act 1998.*

## 8. MONITORING, EVALUATION AND REVIEW

Body-worn cameras technology is evolving rapidly and becoming more widespread. Council will review and modify its policy and related procedures and arrangements to meet legal, technological and organisational developments.

This policy will be reviewed and updated to:

- incorporate improvements identified by users of the system
- reflect the Council 's practices, operational requirements and legal obligations
- address any privacy risks
- reflect and address the changing technology and features of body-worn cameras.

Review of this policy and associated documentation will occur every two years.

Minor amendments to the policy may be authorised by the CEO at any time where such changes do not alter the substance of the policy.



## 9. NON-COMPLIANCE, BREACHES AND SANCTIONS

Failure to comply with this Council policy, supporting procedures or guidelines, will be subject to investigation which may lead to disciplinary action.

## 10. DEFINITIONS AND ABBREVIATIONS

Definitions of terms used in the policy and explanations of any abbreviations and acronyms.

**Authorised Officer** - In the context of this policy, Authorised Officer is a person who holds a current Certificate of Authority as an Authorised Officer of Snowy Monaro Regional Council.

**Body-worn Cameras** – Generally a body-worn device that is capable of recording visual images, sound or both, whether or not the device is being worn when the recording takes place. The device stores digital files which, once recorded, cannot be deleted or amended by the operator. Each file carries a unique identifier and is time and date stamped throughout.

**CEO** - Chief Executive Officer of the Snowy Monaro Regional Council

**Council** - The Snowy Monaro Regional Council

**Management** - Council's Chief Executive Officer, Chief Officers, Coordinators and Managers.

**Personal Information** - information about an individual whose identity is apparent or can reasonably be ascertained from the information captured.

## 12. APPROVAL



## 9.1.2 MONTHLY FUNDS MANAGEMENT REPORT - AUGUST 2021

Record No: I21/141

Responsible Officer: Chief Strategy Officer  
Author: Finance Officer  
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: Financial Services  
Project: Funds Management  
Further Operational Plan Actions: OP7.2 Completion of reporting requirements in accordance with legislation.

### EXECUTIVE SUMMARY

The following report details the funds management position for the reporting period ending 31 August 2021.

Cash and Investments are \$87,517,395.

### Certification

I, David Rawlings, 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.

### OFFICER'S RECOMMENDATION

That Council:

- A. Receive the report indicating Council's cash and investments position as at 31 August 2021; and
- B. Receive the certificate of the Responsible Accounting Officer.

### BACKGROUND

#### Council's Cash and Investments 31 August 2021:

Cash at Bank	\$1,675,817
Investments	\$85,841,578

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<b>Total</b>	<b>\$87,517,395</b>
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The cash at bank figure is not an indication of the long term available cash to fund the Council's operations, instead only what was held at that point in time to manage the short term cash flows. This report provides information on how the overall cash held is being managed.

## QUADRUPLE BOTTOM LINE REPORTING

### 1. Social

Total cash and investments are available to provide services and infrastructure to the community in accordance with the 2022 budget, Council resolutions and other external restrictions.

### 2. Environmental

It is considered the recommendations contained herein will not have any environmental impacts.

### 3. Economic

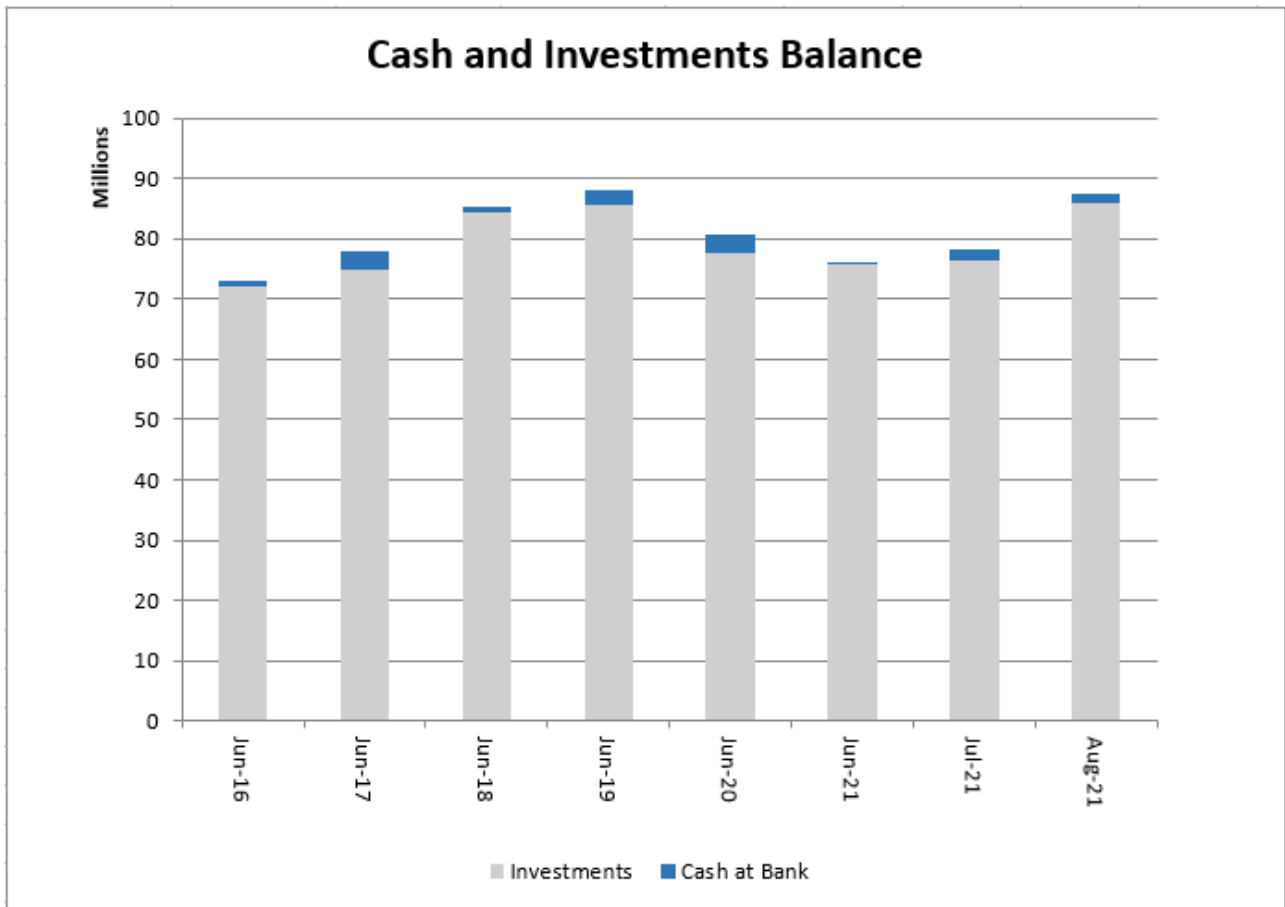
Total investments for Snowy Monaro Regional Council were \$85,841,578 on 31 August 2021.

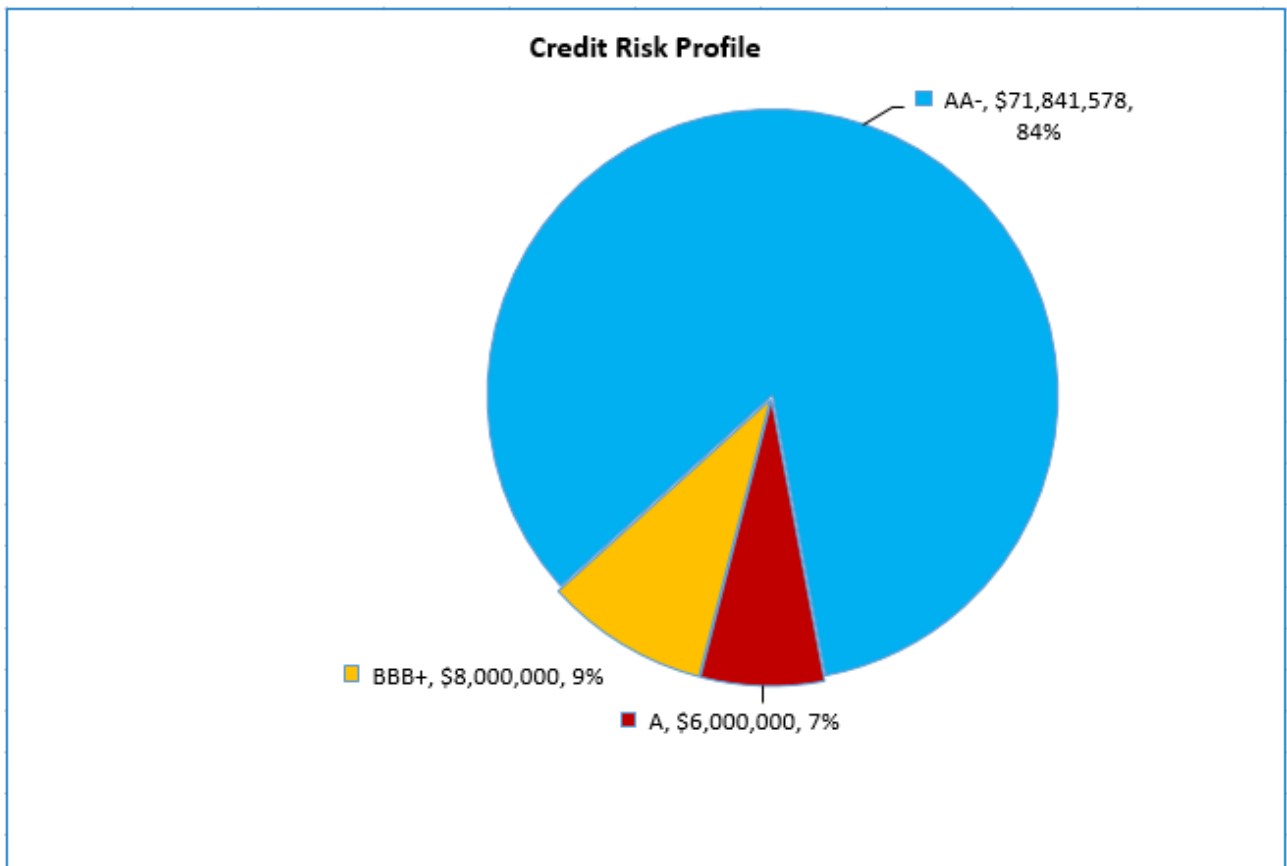
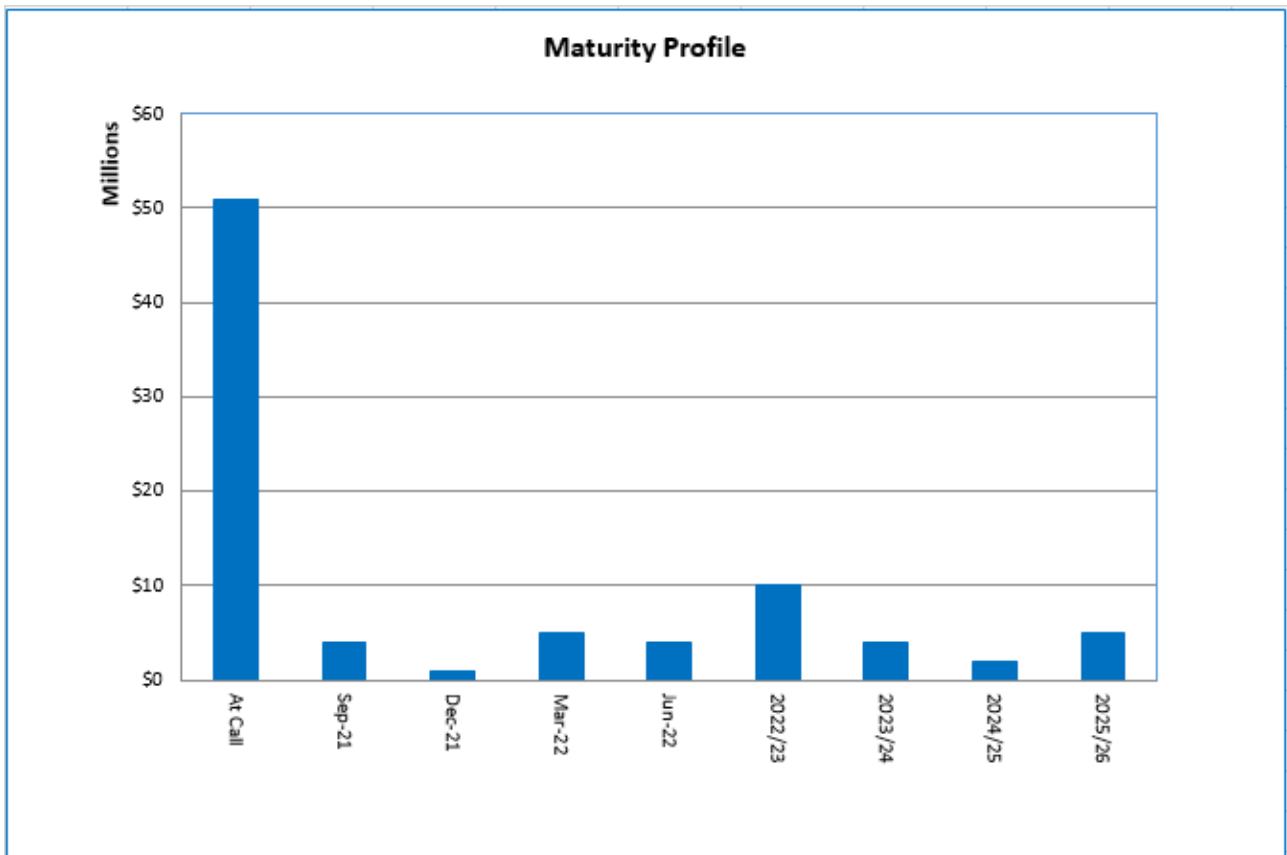
#### Investment Register – 31 August 2021:

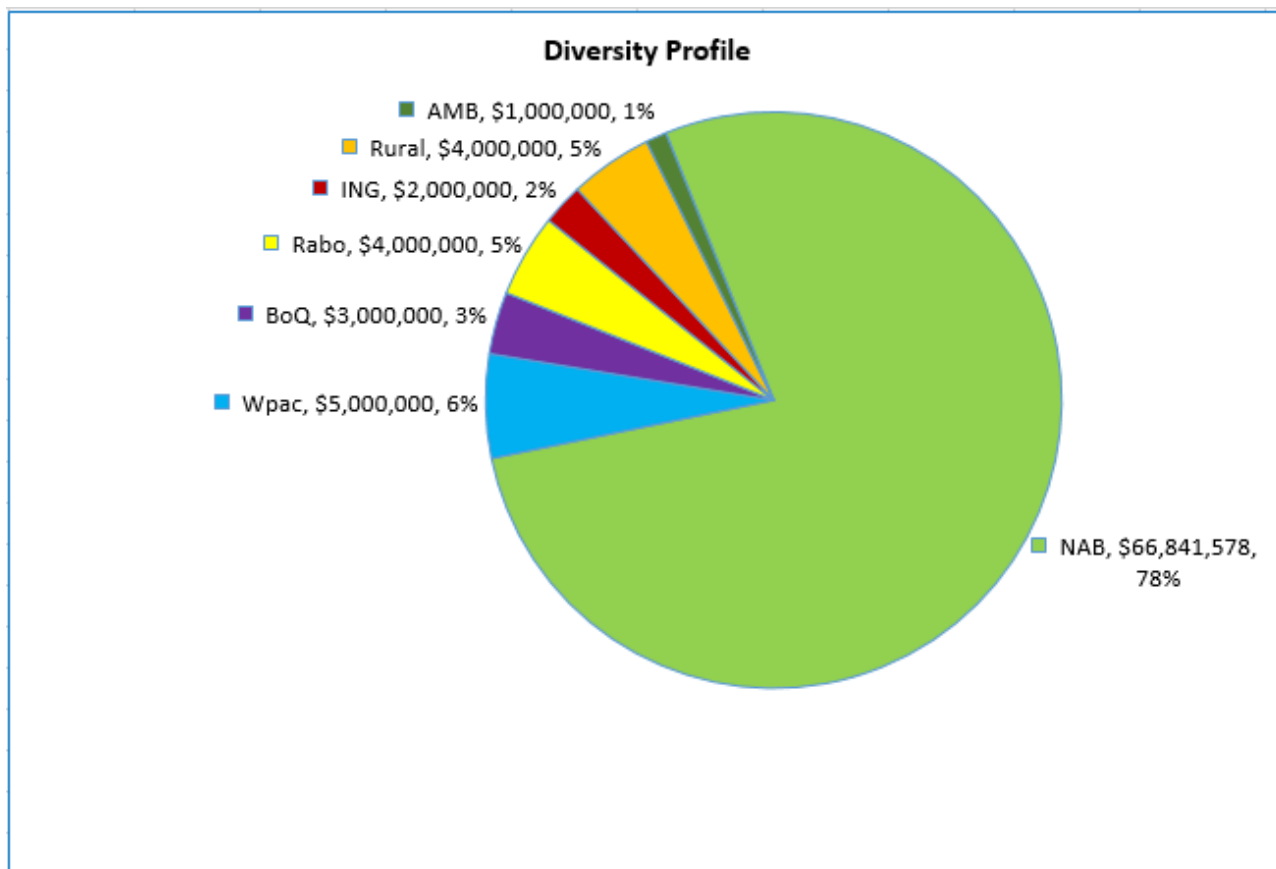
DATE INVESTED	FINANCIAL INSTITUTION	Short-Term Rating	Long-Term Rating	TYPE	CURRENT INVESTMENT	INTEREST RATE	MATURITY
n/a	National Australia Bank - At Call*	A1+	AA-	At Call	50,841,578	0.65%	At Call
29-Aug-17	Westpac Bank	A1+	AA-	TD	4,000,000	0.96%	29-Aug-22
15-Sep-17	Westpac Bank	A1+	AA-	TD	1,000,000	0.92%	15-Sep-21
29-Jun-18	National Australia Bank	A1+	AA-	TD	4,000,000	0.93%	29-Jun-23
11-Sep-18	RaboDirect	A1	A	TD	2,000,000	3.33%	08-Sep-23
17-Dec-18	Rabobank Australia	A1	A	TD	2,000,000	3.15%	16-Dec-22
17-Sep-19	Bank of Queensland	A2	BBB+	TD	1,000,000	1.85%	19-Sep-23
23-Oct-19	Bank of Queensland	A2	BBB+	TD	1,000,000	1.80%	23-Oct-23
03-Dec-19	Australian Military Bank	A2	BBB+	TD	1,000,000	1.72%	02-Dec-21
12-Mar-20	Rural Bank Limited	A2	BBB+	TD	4,000,000	1.20%	17-Mar-22
17-Mar-20	ING Bank	A1	A	TD	1,000,000	1.63%	17-Mar-25
20-Mar-20	Bank of Queensland	A2	BBB+	TD	1,000,000	1.85%	19-Mar-25
22-Jun-20	National Australia Bank	A1+	AA-	TD	4,000,000	0.95%	22-Jun-22
09-Sep-20	National Australia Bank	A1+	AA-	TD	3,000,000	0.75%	09-Sep-21
27-Jan-21	National Australia Bank	A1+	AA-	TD	5,000,000	0.80%	27-Jan-26
05-Mar-21	ING Bank	A1	A	TD	1,000,000	0.30%	04-Mar-22
					<b>85,841,578</b>		

\*National Australia Bank - At Call with the added loyalty bonus of 0.60% p.a. is generally higher than short to medium term deposits currently on offer.

**Cash and Investments Charts:**







**Investment Portfolio Return:**

Benchmarking is used by Council as a gauge for the performance of its portfolio against its investing universe (*universe*: securities sharing a common feature – liquidity, return patterns, risks and ways to invest). A suitable benchmark to review the return on Council’s portfolio is the Bank Bill Swap Rate (BBSW), or Bank Bill Swap Reference Rate – a short-term interest rate used as a benchmark for the pricing of Australian dollar derivatives and securities – most notably floating rate bonds.

Month	YTD Annualised Return	Monthly Average Interest Return	90 Day Bank Bill*	Margin
August	0.93%	0.94%	0.01%	0.93%
July (2021)	0.95%	0.95%	0.02%	0.93%

*\*The Australian Financial Market Association (AFMA)*

**Understanding Ratings:**

Credit ratings are one tool used by Council when making decisions about purchasing fixed income investments. Credit ratings are opinions about credit risk.

Standard & Poor's ('S&P') is considered one of the Big Three credit-rating agencies, which also include Moody's Investors Service and Fitch Ratings. S&P publishes financial research and analysis on stocks, bonds and commodities. S&P is known for its stock market indices such as the U.S. based S&P 500, the Canadian S&P/TSX, and the Australian S&P/ASX 200. S&P ratings express their opinion about the ability and willingness of an issuer, such as a corporation, to meet its financial obligations in full and on time. Credit ratings are not absolute measure of default probability. Since there are future events and developments that cannot be foreseen, the assignment of credit ratings is not an exact science.

Credit ratings are not intended as guarantees of credit quality or as exact measures of the probability that a particular issuer will default. S&P issues both short-term and long-term credit ratings. Below is a partial list based, on Council's Investment Register.

#### **Short-term credit ratings (term less than 1 year)**

S&P rates the issuer on a scale from A1 to D. Within the A1 category it can be designated with a plus sign (+). This indicates that the issuer's commitment to meet its obligation is very strong.

**A1:** obligor's (a person or corporation who owes or undertakes an obligation to another by contract or other legal procedure) capacity to meet its financial commitment on the obligation is strong.

**A2:** is susceptible to adverse economic conditions however the obligor's capacity to meet its financial commitment on the obligation is satisfactory.

#### **Long-term credit ratings (term greater than 1 year)**

S&P rates the issuer on a scale from AAA to D. Intermediate ratings are offered at each level between AA and CCC (for example; BBB+, BBB).

**AA:** has very strong capacity to meet its financial commitments. It differs from the highest-rated obligors (rated AAA) only to small degree. Includes AA-.

**A:** has strong capacity to meet its financial commitments but is somewhat more susceptible to the adverse effects of changes in circumstances and economic conditions than obligors in higher-rated categories.

**BBB:** has adequate capacity to meet its financial commitments. However, adverse economic conditions or changing circumstances are more likely to lead to a weakened capacity of the obligor to meet its financial commitments.

Ratings from 'AA' to 'CCC' may be modified by the addition of a plus (+) or minus (-) sign to show relative standing within the major rating categories.

*Source:* S&P Global Ratings

## **4. Civic Leadership**

In accordance with Regulation 212 of the Local Government (General) Regulation 2005, a report setting out details of money invested must be presented to Council in the following month.

Council's fund management reporting meets the requirements of Council's investment policy (SMRC258) and exceeds minimum regulatory requirements and demonstrates a commitment to accountability and transparent leadership. It provides the Council, executive and community with timely, accurate and relevant reports on which to base decisions.

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**9.1.3 MINUTES OF THE ARTS AND CULTURE 355 COMMITTEE MEETING HELD 18 AUGUST 2021**

Record No: I21/116

Responsible Officer:	Chief Executive Officer
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 355 Committee meeting held 18 August 2021 2. Draft submission by the SMRC Arts and Culture 355 Committee to the Snowy Mountains Special Activation Precinct project team

**EXECUTIVE SUMMARY**

The Arts and Culture Committee met on 18 August 2021. The Committee's recommendations are presented for Council's consideration and adoption.

**COMMITTEE'S RECOMMENDATION**

That Council

- A. Consider and expedite the development of a new developer contribution plan for the entire Snowy Monaro LGA, as a matter of urgency.
- B. Endorse the submission of the Arts and Culture Committee to be presented to the SAP project team.
- C. Creates an increased profile for arts and culture activities and initiatives in the region.

**RECOMMENDATIONS OF THE ARTS AND CULTURE COMMITTEE – 18 AUGUST 2021**

**COMMITTEE RECOMMENDATION**

That Council consider and expedite the development of a new Developer Contribution Plan for the entire Snowy Monaro LGA, as a matter of urgency.

**MOVED: P RYAN**

**SECONDED: L MATTHES**

**CARRIED**

**COMMITTEE RECOMENDATION**

That Council endorses the submission of the Arts and Culture Committee (attached) to be presented to the SAP project team via email.

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**MOVED: L MATTHES**

**SECONDED: P RYAN**

**CARRIED**

### **COMMITTEE RECOMMENDATION**

That Council through its Communications team, creates an increased profile for arts and culture activities and initiatives in the region. The Committee proposes one social media post per week with an arts and culture focus, for a minimum six month period.

**MOVED: M MINELL**

**SECONDED: B EYLES**

**CARRIED**

### **CHIEF EXECUTIVE OFFICER'S INFORMATION**

Council has already included the development of new development contributions plan in the current actions of the Operational Plan (Page 68). The due date for the plan to be developed is June 2022. This timeframe cannot be shortened without significant funds being reallocated from other budgets to fund consultancies at the level required for the desired timeframes. The process of engaging consultancies and the fixed public exhibition timeframes means that there is very little time that would be able to be saved in this process. This process will not be able to be started until Council determines what projects/services will be reduced to fund this change. The committee has not identified a funding source for this recommendation.

Resources are not available to identify and develop weekly media stories. The resource that would be required to undertake this work has already been reallocated away from planned BAU activities supporting various community groups to carry out Council's resolution to establish a new committee.

The Committee may wish to discuss the level of promotion of events and activities further with South East Art, who are funded by Council to support the arts and cultural activities within the region. South East Arts undertakes monthly bulletins and works with individual artists and organisations to assist them in undertaking promotions. Building the capacity for those groups to promote activities is considered a good strategy that will lead to a more sustainable approach to raising the profile of arts and culture in the region. The committee has not identified a funding source for this recommendation. That will need to be determined before the recommendation can be implemented.

Council will continue to identify and communicate the activities of the Council, including actions focused on arts and culture as opportunities arise.

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# Arts and Culture Committee Minutes



**Address: Via Zoom**

**Date: Wednesday 18 August 2021      Time: 4pm – 6pm**

## Agenda Items

<b>1</b>	<b>Opening of the Meeting</b>	<b>2</b>
<b>2</b>	<b>Apologies</b>	<b>2</b>
<b>3</b>	<b>Adoption of Previous Minutes</b>	<b>2</b>
<b>4</b>	<b>Conflicts of Interest</b>	<b>2</b>
<b>5</b>	<b>Committee Business</b>	<b>3</b>
	5.1 Arts and Culture and the Snowy Mountains SAP	<b>Error! Bookmark not defined.</b>
	5.2 Proposal for new member	<b>Error! Bookmark not defined.</b>
	5.3 Community arts and culture infrastructure updates	<b>Error! Bookmark not defined.</b>
	5.4 Lake Light Sculpture	<b>Error! Bookmark not defined.</b>
	5.5 Bundian Way	<b>Error! Bookmark not defined.</b>
<b>6</b>	<b>Date of next Meeting</b>	<b>5</b>
<b>7</b>	<b>Close of Meeting</b>	<b>6</b>

## 1 Opening of the Meeting

The meeting was opened to 4:02pm with an Acknowledgement of the Traditional Custodians of the region with respect to Elders past and present.

Members	Present	Apology	Absent
Sue Haslingden, SMRC Councillor	✓		
Andrew Gray, South East Arts	✓		
Donna Smith, SMRC Tourism and Events Manager			✓
Kristy Harvey, SMRC Community Development Planner	✓		
Caroline Fox, Community Representative		✓	
Anthony Sillavan, Community Representative	✓		
Merilyn Minell, Community Representative	✓		
Ben Eyles, Community Representative	✓		
Lisa Matthes, Community Representative	✓		
Pip Ryan, Community Representative	✓		
Gina McConkey, SMRC Coordinator Strategy Development	✓		
Mark Adams, SMRC Coordinator Economic Development & Tourism	✓		

## 2 Apologies

The apologies were noted

## 3 Adoption of Previous Minutes

The minutes of the previous meeting held 19 May 2021 were confirmed as an accurate record.

Moved: Anthony Sillavan                      Seconded: Pip Ryan

**Action:** Sue to write to the Raglan Board to invite them to make a presentation to Council

## 4 Conflicts of Interest

- Sue, Lisa, and Pip are on the South East Arts board. There are no agenda items where this conflict is expected to arise.
- Lisa and Ben are on the Lake Light Sculpture committee.
- Pip is on the committees for Delegate School of Arts, Delegate Progress Association and Bombala Arts and Innovation Centre
- Merilyn is a member of the Monaro Art Group.

## 5 Committee Business

### 5.1 Funding the SMRC Arts & Cultural Strategy

This discussion was held off until the end of the meeting, but minuted in line with the agenda.

It has become clear that the need for an Arts and Culture Strategy has become urgent. There is currently no strategic driver for arts and culture progress in the region, and the outcomes of the Discussion Paper (2020) highlighted the community's desire to see more action in this space. The Committee has a key role in the development of a strategy.

South East Arts may have some capacity to lead the development of a strategy, due to some of their operational goals for 2021 being impacted by COVID.

**Action:** SEArts to liaise with Kristy & Sue.

### 5.2 Developer Contributions Plans and/or levies/charges

The Committee had requested further information on how arts and culture could be better funded through Developer Contributions, levies and charges.

Brooke Davey (Senior Strategic Land Use Planner) provided information about how Developer Contribution Plans are composed and implemented. Developer Contribution Plans are a legislative mechanism for local infrastructure contributions. A Developer Contribution Plan allows for the collection of financial contributions towards things like open space, parks, community facilities, local roads, footpaths, stormwater drainage and traffic management from people creating new residential developments of more than one lot / one dwelling.

SMRC currently operates off 4 separate Developer Contributions Plans. Only the former Snowy River Plan has a mechanism for collecting contributions to support public art. The capacity for this Plan to be utilised for new projects is limited by a low apportionment rate, and the collected funds being tied to a schedule of works which was completed with extensive community engagement during the development of the Plan.

It was noted that there is no singular Developer Contributions Plan for the entire region, and that the associated schedules of works for the existing Plans are outdated. The development of a new, region wide Developer Contributions Plan was planned for 2021-22 however the budget for this project was not made available.

#### Questions from the Committee:

**Q:** Is there potential in the current Developer Contributions Plan framework to collect additional funds for arts and culture purposes?

**A:** Only relevant developments in the former Snowy River region have the capacity to collect these kinds of contributions, and how that money is spent is tied to the established schedule of works. These funds must be spent on relevant projects in the former Snowy River region and can't be distributed cross the wider LGA.

**Q:** How are the contributions currently collected in the former Snowy River used?

**A:** according to the schedule of works created as part of the development of the Plan.

**Q:** How often is the schedule of works determined and reviewed?

**A:** It was established during the process to develop the current Plan. A new Plan is needed to trigger a comprehensive review of the schedule of works.

**Q:** How can the Committee give feedback on how the accumulating fund is spent?

**A:** The best process would be through strategic planning processes such as the Community Strategic Plan, Arts and Culture Strategy. This demonstrates best practice and ensures that these strategic documents are reflective of the community's aspirations.

The Committee noted that the whole term of this committee has been hampered by the lack of access to funding, including the issue with multiple Developer Contributions Plans.

The development of an Arts and Culture Strategy for the region should be seen as urgent. This is an opportunity for the Committee and Council to advocate on behalf of the community for the importance of investment in arts and culture projects and initiatives.

One way to support these projects would be by increasing the contributions collected, through the development of a region-wide Developer Contributions Plan.

**Q:** how do we achieve this kind of outcome?

**A:** this Committee has the authority to make recommendations which are presented to Council via the minutes.

**Recommendation: That Council consider and expedite the development of a new Developer Contribution Plan for the entire Snowy Monaro LGA, as a matter of urgency.**

**Moved:** Pip Ryan **Seconded:** Lisa Matthes

### 5.3 Snowy Mountains SAP

The Committee has discussed at length the opportunities presented by the SAP, and the apparent lack of arts and culture projects and initiatives in the current draft documents on public exhibition. The Committee has previously made representations to the project team and it is noted that Council's formal submission has been drafted.

Many of the Committee members have or intend to complete individual submissions, partly framed around the previous representations of the Committee to the SAP project team. This is an effective channel for having a contribution to the draft.

It is felt that the advocacy power of the Arts and Culture Committee could be activated for the purposes of a formal submission to the SAP team. It was noted that the window to include this in Council's formal submission has passed however a submission from the Arts and Culture Committee specifically would also have its own merit.

**Recommendation: That Council endorses the submission of the Arts and Culture Committee (attached) to be presented to the SAP project team via email.**

**Moved:** Lisa Matthes **Seconded:** Pip Ryan

### 5.4 Advocating for budget allocations in SMRC Delivery and Operational Plans

The Committee members noted their disappointment that limited expenditure has been identified in the Delivery and Operational Plans recently out on public exhibition.

The Committee questioned whether SMRC would consider strategic support for key events and cultural tourism products.

Gina noted that the best way for the community (including the Committee as advocates on behalf of the community) to have an increased profile – and increased funding support – for a particular issue is to ensure that the importance is captured in strategic documents such as the Community Strategic Plan. This identifies areas of value to the community and asks the community how they would like to see funds distributed across Council's services.

The Community Strategic Plan process is currently underway, and members were encouraged to participate in this in order to highlight their support for increased support and investment in arts and culture projects.

The next part of the corporate planning process is the development of Delivery (4 year) and Operational (1 year) plans. This is an opportunity for the Committee to be an active advocate for what could be delivered in the arts and culture space as they are more heavily focussed on how projects are prioritised and resourced.

It was also noted that the development of a specific Arts and Culture Strategy would provide specific insight into the priorities of the community for arts and culture initiatives. This would form the strategic mechanism for Council investment and a sound base to support applications for external funding.

The Committee recognises the need to continue advocating through the corporate planning processes (Community Strategic Plan, Delivery and Operational Plans) to ensure that budget allocations are prioritised for arts and culture initiatives. This advocacy should be kept on the action list.

### **5.5 Letter of support for Regional Tourism Activation Funding**

- A letter of support was provided by SMRC, under the signature of the Mayor, for an application to the Regional Tourism Activation Fund. This application was made by a private enterprise. While the Committee was aware of the request for support, and some members were supportive, it was noted for the record that other members felt uncomfortable with supporting an application which would have commercial benefit to a private business. As such, the Committee as a whole abstained from supporting the letter and its content.
- It is encouraging that private enterprise sees the economic value in investing in / applying for funding to support arts and cultural initiatives. This is a good example of the public and social benefit of arts investment as part of a product offering. This gap is not currently being filled by public funds.

### **5.6 Arts and Culture facilities updates**

Withdrawn from the agenda with the intention of holding a specific meeting about the proposed Cooma community arts and culture facility in coming weeks.

It was noted that it is important to continue to engage with the stakeholder groups for this project.

### **5.7 Committee implications of postponed Local Government elections**

This Committee will hold its last meeting just prior to the Local Government elections. The meeting was scheduled for 17 November however Council will be operating in “caretaker mode” at this time, so the decision was made to bring the meeting date back to 20 October 2021, 4pm – 6pm via Zoom.

The agenda will include a summary review of activities and achievements.

### 5.8 Any other business

- The Take Flight sculpture has been installed. A “grand unveiling” event is being planned – although temporarily on hold due to COVID restrictions.
- Lisa raised the suggestion to see more arts and culture initiatives included in Council’s communications e.g. promotion of public art galleries, events, public art pieces, to showcase the region’s arts and culture sector and provide people with an avenue for recreation and engagement during COVID restrictions.

**Recommendation: That Council’s Communications team creates an increased profile for arts and culture activities and initiatives in the region. The Committee proposes 1 social media post per week with an arts and culture focus, for a minimum 6 month period.**

**Moved:** Marilyn Minell      **Seconded:** Ben Eyles

## 6 Date of next Meeting

Wednesday 20 October 2021, 4pm – 6pm, via Zoom

## 7 Close of Meeting



<SMRC Letterhead>

<Date>

Anthea Sargeant  
Executive Director – Regions, Industry & Key Sites  
NSW Department of Planning, Industry & Environment

By email - activationprecincts@dpc.nsw.gov.au

**Snowy Mountains Special Activation Precinct (SMSAP)  
Submission from  
Snowy Monaro Regional Council Arts & Culture Advisory Committee (SMRCACAC)**

**Background**

The SMRCACAC was formed in June 2019 with the primary objective of promoting arts & culture and providing strategic advice to Snowy Monaro Regional Council in relation to the development of arts and culture.

The Committee comprises representation from Council, South East Arts, and community members currently involved in delivering many of the key arts & cultural strategies, festivals, events, community engagement, facilities, and practicing artist networks in the region.

Accordingly, we would like to make the following submission for consideration in the SMSAP.

1. Infrastructure

1.1 Establishment of a civic landmark contemporary arts and culture facility inclusive of regional gallery, artist workshop hub and performance space

As the community continues to grow, the existing infrastructure (namely the Memorial Hall in Jindabyne) has become outgrown and unable to host contemporary events, community gatherings and a hub for youth, artists, older people, and other members of the community to meet, work & create. The development of a new venue would add significantly to the liveability and vibrancy for permanent residents.

The current SMSAP consideration of tourism drivers is heavily focussed on outdoor and adventure tourism. The proposal for an integrated cultural facility provides an additional and complementary tourist attraction, bolstering year-round and non-weather dependent potential. For example, a performing arts centre capable of presenting a programmed schedule of visiting performances and local amateur productions would also have the dual

benefit of providing visitors to the area with a night time offering encouraging overnight visitation.

Key spaces within the facility would include a performance theatre, regional gallery, exhibition rooms, workspaces for artists (messy space), a youth space, community / function rooms for people to meet, make, learn and explore, and a café which could be run as a social enterprise.

This concept addresses all four of the current Master Plan focus areas:

- ✓ increasing year-round tourism to grow the regional economy
- ✓ creating year-round employment opportunities
- ✓ investing in the region's infrastructure to meet the growing needs of residents, seasonal workers and temporary visitors, and
- ✓ attracting more visitors to the region from Australia and the world, transforming the Snowies into Australia's Alpine Capital

#### 1.2 Lakefront Infrastructure upgrade

Many outdoor events are hosted in the Banjo Paterson Park precinct of the Lake Jindabyne foreshore. Arguably the premier event on the Arts & Cultural calendar is the annual Lake Light Sculpture Festival which attracts over 80 artists and 130 sculptures each Easter. This event attracts visitors both from within the immediate region (e.g. Berridale, Cooma) and from further afield (regional, state and national), with approx. 25,000 people attending in 2019. The event has been growing in popularity over the last 17 years but is now becoming constrained due to inadequate power infrastructure along the sculpture trail.

The unique element of this event is the illumination of all sculptures each evening which transforms the event into another magic experience under the Easter full moon. A digital light projection show and twilight food festival are elements which require enhanced underground power installations and supplies.

The area is not universally designed and in many places is not accessible. Large sculpture installations are constrained by the lack of level footing areas along the lakefront sculpture trail. Some lakefront area needs to be retained with level grassed areas to enable large sculptures to be safely installed against the stunning Snowy Mountains backdrop.

Upgrade work which will specifically improve the ability to hold events should be conducted in Banjo Paterson Park and the footpath along the foreshore, potentially as far as the Claypits open air stage, to enhance and grow existing events as well as encouraging new ones.

This concept addresses three of the current Master Plan focus areas:

- ✓ increasing year-round tourism to grow the regional economy
- ✓ investing in the region's infrastructure to meet the growing needs of residents, seasonal workers and temporary visitors, and

- ✓ attracting more visitors to the region from Australia and the world, transforming the Snowies into Australia's Alpine Capital

#### 1.3 Public art, mural and graffiti spaces

It is important that the consideration of how space is used, in particular within the Jindabyne township and in any new development areas (e.g. residential lot expansion, work within KNP), retains some space for the display of permanent public art such as sculpture and murals. For sculptures, this should include flat, safe open spaces with access to environmental safety features such as lighting and visibility. For murals, new infrastructure such as buildings, water tanks, and concrete bollards/barriers could be used in creative ways.

Members of the Jindabyne community, particularly young people and their advocates, have expressed a desire for larger expression spaces such as legal graffiti, street art and mural sites. There are a number of potential sites currently such as the walls of the skate park however this should be considered within the opportunities presented by the SAP (e.g. the development of additional sporting infrastructure such as basketball courts).

This concept addresses three of the current Master Plan focus areas:

- ✓ increasing year-round tourism to grow the regional economy
- ✓ investing in the region's infrastructure to meet the growing needs of residents, seasonal workers and temporary visitors, and
- ✓ attracting more visitors to the region from Australia and the world, transforming the Snowies into Australia's Alpine Capital

## 2. Arts & Cultural Tourism

### 2.1 Year Round Arts & Cultural Trail

A permanent, year-round Arts & Culture trail incorporating significant installations would become a pivotal attraction, drawing domestic and international tourists and providing opportunities for local, national and international artists.

The Committee proposes the development of the longest art trail in the world, as a bold drawcard for the region. While parts of this trail sit outside the defined SAP boundaries, there is the potential for significant activity within the SAP boundaries, and for the trail to end / culminate / center within the SAP boundaries e.g. at the proposed cultural facility. It is proposed to begin the trail at the border of Snowy Monaro Regional Council and the Australian Capital Territory. This would also enhance and embrace the proposed rail trail.

The outcome is to have the region home to a unique collection of visual art and architecture which is created in response to the scale and complexity of the unique environment and the area's fascinating and varied Indigenous and European history.

The trail could initially begin with a commissioned sculpture project and an architectural programme to design and built stunning shelter huts along existing trails which would become stopping points (especially along the Lake Jindabyne trail).

For example, past winners of the annual Lake Light Sculpture Festival whom are now acclaimed Australian sculptors such as Harrie Fasher or Jimmy Rix could be commissioned. Alternatively, internationally acclaimed artists commissioned to install works that would become international drawcards.

The trail could be seen as an opportunity to celebrate the region’s rich cultural history by featuring public artworks & appropriately placed interpretive interactions representing the various phases of Monaro history – Indigenous, Snowy Mountains Engineering project/Flooding of original Jindabyne Township, Snow Sports/Olympians, and farming heritage as examples.



Yayoi Kusama’s Pumpkin Sculpture on Japan’s Naoshima Island draws thousands of international tourists a year



Harrie Fasher’s RIO Tinto Award winning sculpture at Sculpture by the Sea, Cottesloe, WA. Harrie won Jindabyne’s Lake Light Sculpture event whilst an emerging artist



Jimmy Rix’s “Sunken Village” award winning sculpture inspired by the flooding of the original Jindabyne township.



Rainbow Container Sculpture in Fremantle has become one of Australia’s most Instagrammed Art Installations

This project would also initiate a visual arts programme that would be developed in collaboration with Australian Arts Council, Regional Arts/CreateNSW, a university or TAFE and other relevant bodies and organisations.

There are further opportunities to integrate the trail with the Bundian Way, with appropriately placed interpretative signage and information to create a culturally significant project with tangible heritage value.

Such projects will explore the interface between art, culture and architecture and include temporary and permanent works, art, cultural and architectural residencies, and structures. These will be linked through the exploration of the unique and complex landscapes, floras and fauna, seasons and their weathers, clear night skies, human habitation, and history.

It could be possible to drive this project through the establishment of a Trust with relevant stakeholder partners. The inspiration for this has been derived from a successful programme in the UK: <http://kielderartandarchitecture.com/home.html>

This concept addresses three of the current Master Plan focus areas:

- ✓ increasing year-round tourism to grow the regional economy
- ✓ creating year-round employment opportunities
- ✓ attracting more visitors to the region from Australia and the world, transforming the Snowies into Australia's Alpine Capital

## 2.2 Night-time attractions

Overnight visitations enhance the economic prosperity of a region. Accordingly, night time attractions would provide a reason for visitors to spend the night.

This can be achieved by working in consultation with Council and community to ensure that suitable public spaces are identified for this type of use, and with potential operators to gauge their requirements and interest.

Ballarat's White Night increased overnight visitation significantly



Internationally acclaimed Bruce Monroe's Field of Lights has been extended multiple times due to its success in Uluru



This concept addresses all four of the current Master Plan focus areas:

- ✓ increasing year-round tourism to grow the regional economy
- ✓ creating year-round employment opportunities
- ✓ investing in the region's infrastructure to meet the growing needs of residents, seasonal workers and temporary visitors, and
- ✓ attracting more visitors to the region from Australia and the world, transforming the Snowies into Australia's Alpine Capital

### 3. SAP specific Developer Contribution Plan

Development under the SAP should have appropriate development contribution rates and plans put in place to ensure future community cultural facilities, streetscapes and public art can be provided and maintained to position the Snowy Mountains as an arts & cultural destination for a broad demographic.

This can be achieved through the relevant legislative framework and will ensure that the SAP investment is supported by legacy funding and commitment.

This concept addresses directly addresses one of the current Master Plan focus areas:

- ✓ investing in the region's infrastructure to meet the growing needs of residents, seasonal workers and temporary visitors

### 4. Ngarigo culture and heritage

The Committee acknowledges and appreciates the commitment from the SAP team to respectfully celebrate Ngarigo history as well as supporting projects which include and empower Ngarigo people and their culture.

The Committee adds its voice to those presenting ideas such as interpretive signage, Ngarigo place names, artworks by Ngarigo artists, and cultural tourism employment opportunities for Aboriginal people.

This concept addresses three of the current Master Plan focus areas:

- ✓ increasing year-round tourism to grow the regional economy
- ✓ creating year-round employment opportunities
- ✓ attracting more visitors to the region from Australia and the world, transforming the Snowies into Australia's Alpine Capital

### 5. Environmental impacts

The Committee notes that the opportunities presented by the SAP carry with them an element of risk to the natural environment, in particular within KNP. The Committee notes the need to be sensitive to the unique environment and to balance outdoor recreation opportunities and the related infrastructure with a commitment to sustainability and the preservation of the alpine environment.

### 9.2.1 COUNCIL FINANCIAL SUPPORT FOR TOURISM SNOWY MOUNTAINS

Record No: I21/123

Responsible Officer:	Chief Communications Officer
Author:	Coordinator Economic Development
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:	1. TSM MoU
Cost Centre	WO 46
Project	
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

Cost Centre	WO 46
Project	Tourism Snowy Mountains financial stakeholder contribution
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

In June 2018, Council resolved to provide financial support to Tourism Snowy Mountains (TSM) at \$60,000 per year for three years. Council has honoured this commitment and provided the last of its annual contributions from this resolution in the 2020-21 financial year.

This MoU has now expired. To provide clarity for TSM for the current financial year it is important that Council confirms its position on continuing financial support of the organisation.

TSM has recently been the recipient (with support of their application by Council and their eligibility determined by being part of this LGA) of over \$700,000 of grant funding from the NSW government. In light of this and noting the performance of TSM against the MoU over the last three years, it is recommended that Council continue as a stakeholder but reduce its guaranteed commitment for the current financial year to \$10,000 in line with other major contributing stakeholders.

The allocated remaining \$50,000 would still be kept in the Tourism budget and made available for contributions to campaigns and other opportunities, that can be reviewed on a case-by-case value basis rather than a given. This is the current situation with a request for campaign co-contribution that other stakeholders are confirming their additional financial support of.

It is anticipated that any longer term support of TSM beyond the current financial year will be a decision for the new Council in due course.

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### **OFFICER'S RECOMMENDATION**

That Council

- A. For the 2021-22 financial year provide Tourism Snowy Mountains (TSM) with a \$10,000 up front annual support payment in line with other key stakeholders.
- B. Advise TSM that any further contributions to TSM within the 2021-22 financial year will be considered for specific nominated projects or campaigns upon receiving a request in writing (including an explanation and objectives) for that specific campaign.
- C. Maintain the remaining \$50,000 of former TSM contribution money within the tourism budget to support TSM campaigns and activities, other tourism projects, events and marketing opportunities throughout the upcoming financial year, including but not exclusively project ideas put forward by TSM.
- D. Continue its representation (currently the Chief Communications Officer) on the TSM Board as a stakeholder Director.

### **BACKGROUND**

Council agreed to a Memorandum of Understanding (MoU) with TSM in 2018. The objective of the MoU was to clearly articulate mutual expectations and outcomes expected by Council from TSM as part of its financial support. Until recently, TSM has failed to meet the terms of the MoU over the period of recent financial support, especially in terms of reporting its activities and achievements.

This has though improved recently with the appointment of a new Chair and a new Marketing Communications Officer, and a board review. It has been difficult to accurately ascertain and articulate what the return on Council's investment in the organisation has been for tourism in the Snowy Monaro over the period of the MoU.

The 2018 resolution shaped much of Council's approach to tourism in the region over the last three years. Council honoured its commitment to support Tourism Snowy Mountains (TSM) by providing its financial contribution each year as outlined in the resolution. The period of this original commitment has now ended and Council must decide if it will continue to support TSM financially and continue its membership of the TSM Board.

In the last four years Council has provided a total of \$220,000 to TSM consisting of 3 x \$60,000 annual contribution (2018-19 to 2020-21) and \$40,000 in the 2017-18 financial year. \$60,000 has been budgeted for this space in the current budget.

Members of Council's tourism team have participated on the TSM Board throughout the last four years. The Chief Communications Officer is Council's current representative on the Board.

**Copy of resolution from 21 June 2018 Council meeting:**

#### **COUNCIL RESOLUTION**

**238/18**

*That Council:*

- A. *Forms a regional tourism committee based on the UC report recommendation;*
  - B. *Resolve to support Tourism Snowy Mountains as recommended in the UC report to market and promote the Snowy Mountains brand;*
-



- C. Support Tourism Snowy Mountains by providing \$40,000 this financial year (already in budget from previous Councils contributions) and \$60,000 per year (included in draft 2018/19 budget) on an ongoing basis for the remainder of the Council term (last allocation in 2020/21 financial year);*
- D. Not set up the district tourism committees contrary to the recommendation of the UC report;*
- E. Note that an SMRC Destination Management Plan/Visitor Economy Strategy will now be prepared in conjunction with the Office of Regional Development and as required by the South East and Tablelands Regional Plan;*
- F. Note that Economic Development and Tourism staff will continue to build links with external agencies such as Destination NSW, Destination Network Southern NSW, Visit Canberra, Tourism Snowy Mountains and the CBRJO tourism working group, and;*
- G. Explore with TSM and NSW Government through its various agencies the means by which ongoing significant funding for promotional activities by TSM may be generated.*

***Moved Councillor Beer Seconded Councillor Castellari CARRIED***

***Vote Against Committee Recommendation***

*Clr Haslingden requested that her vote against the committee recommendation 238/18 be recorded in the minutes.*

The MoU lapsed on 30 June 2021 (clause H.3). If the MoU was to be renewed as is, clause H.4 required these negotiations to take place prior to 31 December 2020. No such negotiations took place and the MoU has now effectively lapsed. If Council wishes to continue to support TSM in the longer term, a new MoU would need to be negotiated with TSM although is not required for the current financial year.

Attachment Two of the former MoU outlines TSM's Performance Reporting requirements. This is mainly focussed around a yearly Business Plan which is to contain at least the following matters:

- *Addressing self-sustainability*
- *Financial position and budget*
- *Membership development*
- *Existing marketing campaign results*
- *Future marketing campaigns outlines*
- *PR and marketing to industry*
- *Industry development*
- *TSM leading the industry*
- *Supporting regional economic development*
- *Corporate Governance*
- *Destination Management Plan implementation*

Council is yet to receive a yearly Business Plan addressing these matters for any of the last three years, despite requesting it be provided. Nevertheless through its participation on the Board, Council is aware that TSM have achieved some deliverables, such as a revised and developed website, assisting and contributing to marketing campaigns and working with Council's Tourism team on projects and events.

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However it remains a significant concern that TSM has not provided Council, as the major stakeholder of the organisation, with an adequate written account of the return on its investment and the achievement of the deliverables set out in the MoU. It is difficult to articulate or quantify what contribution/influence TSM has had in the last three years towards our regional tourism.

As the major financial stakeholder, if Council elected to cease its financial support it would be expected this would have a major impact on TSM and may make it financially unsustainable to continue operating. Council is one of six major stakeholders in TSM, although they currently do not contribute at the same level as Council so this needs to be aligned. TSM is an independent incorporated association in a legal sense and in this regard will need to make its own decisions about its future. However one possible implication of Council's decision to leave is that it may also trigger the withdrawal of other major stakeholders as well.

Recently TSM was the recipient of a grant from the NSW government grant for over \$700,000. This means that TSM has significant financial resources over the next financial year to deliver specific campaigns to benefit the visitor economy of our region. A change in Council's support, whilst remaining a key stakeholder in TSM, is recommended so that Council can influence and contribute to the spend of the grant money in line with the Council approved Destination Management Plan for the region. This report recommends an annual contribution for this current financial year of \$10,000 with the remaining \$50,000 of the previous annual contribution potentially available for sponsorship of individual projects. These may potentially be projects other than TSM projects as well.

Council continues to play a major role in regional tourism. Council owns, manages and operates facilities and other infrastructure directly related to tourism, is a powerful advocate for tourism to other levels of government, currently operates two visitor centres, and maintains a social media and online presence for tourism in the region, among many other things.

With the state government implementing the Snowy Mountains Special Activation Precinct (SAP) Masterplan over the next 40 years, focused on tourism, the continued growth and development of the product and destination of Jindabyne, Kosciuszko National Park and the resorts will be strongly supported by likely unprecedented levels of government and private investment. In short a new era in visitation to the region is about to begin and this requires a more adaptive approach by Council.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

It is not clear to what degree TSM has specifically influenced the social environment of the region, but its main influence would be in the form of additional visitors. It is not considered changing financial support arrangements for TSM will have a significant impact on regional social issues.

### **2. Environmental**

There are no direct environmental impacts from the recommendations of this report.

### **3. Economic**

It is not clear exactly what financial return for the community has been achieved from investment in TSM because reporting requirements in the previous MoU were not met. If Council adopts the recommendation it will allow for more strategic involvement in direction of supported TSM projects.

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#### **4. Civic Leadership**

The recommended financial support arrangements for TSM for the current financial year enable Council to be more strategic in its support for TSM. This is important in ensuring Council's tourism budget goes as far as possible in delivering tourism outcomes for the whole of the Snowy Monaro.

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Revision, Wednesday 21 November 2018

**Memorandum of Understanding (MOU)**

between

**Tourism Snowy Mountains Inc (TSM)**

and

**Snowy Monaro Regional Council**  
.....

**Snowy Hydro Limited**  
.....

**NSW National Parks & Wildlife Service**  
.....

**Kosciuszko Thredbo Pty Ltd**  
.....

**Perisher Blue Pty Ltd**  
.....

**Blyton Group (Charlotte Pass, Selwyn Snow Resort)**  
.....

in relation to development, promotion and growth of the tourism visitor  
economy in the Snowy Mountains Region

Dated: .....

## **A. DEFINITIONS**

Memorandum of Understanding (MOU)  
Tourism Snowy Mountains (TSM)  
Snowy Monaro Regional Council (SMRC)  
Major Stakeholder – see definition in B below  
Snowy Mountains Region – the Local Government area of Snowy Monaro Regional Council, its towns and villages plus the resorts and other activities and attractions in the Kosciuszko National Park  
Small to Medium Enterprises (SME's)  
Destination NSW (DNSW)  
Destination Southern NSW (DSNSW)  
Regional Tourism Organisation (RTO)  
Canberra Region Joint Organisation (CRJO)

## **B. PARTIES TO THE AGREEMENT**

The following are parties to this MOU:

- TSM, an Incorporated Association, registered under the Associations Incorporation Act 1984.
- And;
- Those listed in Attachment # One and that have signed this MOU for the term commencing 1 July 2018 (signatories).

Additional Major Stakeholders may be invited to participate in this agreement if determined by resolution of the TSM Board.

A Major Stakeholder is defined as: a business, or group of businesses linked by ownership or a government body that is deemed by the Board to be a major stakeholder if they contribute (in the preceding or the present financial year) to the operating costs of TSM, direct or indirect funds as eligible matchable funds but no less than the "single annual contribution" as specified in Schedule A in this MOU.

## **C. ROLES AND RESPONSIBILITIES**

The parties hereby record their understandings and obligations and as signatories to this MOU agree to the following:

- 1 TSM will operate as an Incorporated Association, registered under the Associations Incorporation Act (NSW) 1984, with a Constitution, and amendments as may be required from time to time, determined by a General Meeting of members.
- 2 This MOU is subordinate to the TSM Constitution and should conflicts appear in the governance documents the Constitution will prevail.

- 3 In the event of conflicts between governance documents arising, the parties will seek to resolve any conflict by negotiation and/or by amending the Constitution at a General Meeting of members.
- 4 TSM is to play an important role in consolidating destination marketing for the Snowy Mountains region, and in representing all stakeholders involved in tourism, including but not limited to the signatories, members, tourism affiliated corporates, Chambers of Commerce and the large number of small to medium enterprises (SME's).

The activities of TSM are based on the recognition of the fundamental role of tourism in supporting socio-economic benefits and future economic development in the Snowy Mountains region.

- 5 TSM will play a major role in strategic tourism development, destination marketing for the region, and advocacy for the regional tourism industry. The role and responsibilities of TSM are defined by the Objects of the Association in Attachment # Two; The reporting obligations to stakeholders is identified in Attachment # Three of this MOU.
- 6 To strengthen TSM's considerations and planning of strategic tourism development and destination marketing for the region, Major Stakeholder appointees to the TSM Board should hold an executive position of authority with day to day operational responsibilities in their organisation.
- 7 To ensure TSM operates in a financially sound manner with responsibility for its program (strategic plan), annual operating plans and budgets, marketing campaigns, and staffing; an annual Business Plan will be developed and circulated to the signatories each year, consistent with the budget and funding available from all stakeholder sources that support the Business Plan.
- 8 TSM will by necessity operate initially under this MOU with a diversified multi-stakeholder funding model recognising that DNSW will not be providing any administration capacity funding, yet TSM will remain flexible to DNSW RTO funding changes that may occur from time to time.
- 9 Importantly, TSM will seek to establish a new substantial and sustainable funding source based on the introduction of a tourism levy of some form. This will require SMRC's support and negotiation with CRJO, DSNSW, DNSW, key Ministers and members of Parliament, Chiefs of Staff and senior advisors to influential politicians.
- 10 The overall direction of TSM will be the responsibility of its Board as determined by its Constitution. Refer to TSM Constitution for the role of the TSM Board and Directors.

#### **D. EXPECTED BENEFITS AND RETURN ON INVESTMENT FOR STAKEHOLDERS**

- 1 TSM will seek to deliver best practice regional destination marketing campaigns, summer and winter on behalf of all regional stakeholders, to underpin any local/individual marketing. This will be based on funding application success with DNSW/DSNSW)/NSW Government and matched by stakeholder investment when required. The intention of each campaign is to increase visitation levels to the overall Snowy Mountains region (see Definitions and in paragraph E1

below).

- 2 TSM will act as a strong regional voice for all tourism and tourism-related activities in the region and seek to access/influence politicians and government policy.
- 3 TSM will seek to facilitate the delivery of education and training for SME's in business development (planning, marketing and management), technology and applications relating to electronic marketing (including use of social networking), digital media, website design, etc subject to funding or the availability of such programmes offered FOC by third parties.
- 4 TSM will advocate the development of the regional tourism industry and thereby seek to contribute to increased employment, entrepreneurial investment and income for the communities of the region.
- 5 TSM being the appointed Regional Tourism Organisation (RTO) will be entitled to access NSW Government grant money for marketing campaigns that regional businesses and local government generally may not be able to access.
- 6 TSM will seek membership in the organisation from visitor economy service providers thus developing community engagement, participation, relationships and additional capacity funding pending possible establishment of a tourism levy when upon the need for these funds will be reviewed.

#### **E. DELIVERABLES TO STAKEHOLDERS**

- 1 TSM will work with all signatories, stakeholders and partners to obtain funding (from DNSW, DSNSW, sponsors, SME's and stakeholders) for, and to deliver, marketing campaigns for the Snowy Mountains region – defined as covering the local government area of Snowy Monaro Regional Council, its towns and villages plus the resorts and other activities and attractions in the Kosciuszko National Park.
- 2 Continue to build the existing "Snowy Mountains" brand as a focus for destination marketing with the brand being used to represent tourism in all four seasons of the year and to cover activities and attractions available in the region.
- 3 TSM will regularly communicate with signatories, stakeholders and the wider industry and community on the status of its activities and marketing campaigns. This will be achieved via meetings, presentations, email correspondence, press releases, social media and newsletters.
- 4 TSM will distribute its proposed annual Business Plan to all signatories in June each year (subject to timely Board approval).
- 5 TSM will plan, prepare, and manage marketing campaigns prepared in consultation with signatories and regional stakeholders.
- 6 TSM will ensure the development of online media such as websites and social media, to deliver information services and campaigns on behalf of the region.
- 7 TSM will wherever possible and applicable, support and endorse appropriate applications by SME's for regional grant applications for major events and other

activities where SME's can apply for funding directly with DNSW/DSNSW and possibly from other Government grant funds.

- 8 TSM will work with DNSW/DSNSW and where possible, applicable regional stakeholders such as the Chambers of Commerce to deliver, subject to funding, training workshops and skills development for the visitor economy SME's.  
  
Potential topics for training may include:
  - Business Planning;
  - Customer service skills development;
  - Pricing and packaging;
  - Managing your business;
  - Marketing;
  - E-commerce and digital media opportunities;
  - Flow-on effects – the role of tourism in delivering cash flow to your business.
- 9 TSM will develop the "Snowy Mountains" website, to deliver information services on behalf of the region. Functions to be delivered by the website will include:
  - Marketing the region to visitors;
  - Providing a portal to other linked sites within & outside the region;
  - Providing an information resource for major stakeholders;
  - Communications across the region, via an electronic newsletter;
  - Promoting any special deals delivered as part of campaigns.
- 10 TSM will provide a co-ordination function and assist in the marketing (and application for grants) for major regional events held by the communities within the region and will maintain an annual schedule of such events so as to avoid date conflicts, and to maximize opportunities to include events as part of the regional attractions.
- 11 TSM acknowledges the importance of including the various small towns and villages located in the SMRC Local Government area in the TSM website, in its other social media platforms and in promotion of touring routes in the region.
- 12 TSM will visit and offer its expertise to the towns and villages as they develop their respective tourism offerings against the backdrop that DSNSW will be undertaking a Product Audit and Gap Analysis study in the region which will aid such development.
- 13 TSM will work closely with SMRC's Tourism and Events Manager to ensure there is consistency of messaging across the respective social media platforms. Whereas TSM's role is largely to attract visitors to the region, SMRC's role is to endeavour to extend the length of stay and dispersal of visitors throughout the region by promoting within the region "what's on, where and when".
- 14 It is acknowledged that visitors do not see borders and so there is merit in considering the inclusion of Tumut and Tumbarumba, the South Coast and Canberra regions in any touring route promotions.
- 15 As part of its annual operating plan, TSM will commit to meeting Key Performance Indicators (KPI's) as set out in Attachment # Two of this MOU.



## **F. REPORTING – EVALUATION AND REVIEW**

- 1 TSM will provide an Annual Report at its Annual General Meeting each year to all stakeholders which will report on TSM performance with regard to any KPI's requested by stakeholders as envisaged within the scope of Attachment # Three in this MOU.

## **G. RESPONSIBILITIES OF STAKEHOLDERS**

- 1 The Partners and/or Major Stakeholders listed in this MOU will recognise the independent role, structure, and mission of TSM, and understand that the responsibilities of TSM include being an independent voice and advocate for the regional tourism industry in local, state, national and international media.
- 2 Major Stakeholders have declared an intention to provide annual funding for a three (3) year period to June 2021 to support to TSM's administration and operational activities.

The recurrent annual contribution of signatories and Major Stakeholders is subject to their annual agreement/endorsement of TSM's prior year performance as reported in TSM's Annual Report for the administrative operations of TSM.

The Major Stakeholders acting independently reserve the right to withdraw funding if TSM performance is determined to be unsatisfactory with regard to:

- Timely provision of the Annual Report;
- TSM Performance as reported; and/or
- Demonstrated misrepresentation of reported performance in the Annual Report.

If Major Stakeholders are not in unanimous agreement with regard to the continuance or discontinuance of support, then individual signatories seeking to withdraw from this arrangement are to give six months' notice of intention to withdraw unless otherwise provided for in this agreement.

The signatories and Major Stakeholder financial support of TSM is identified as Contribution A in the Schedule below; and noting that Contribution A can be in the form of:

- A single annual contribution due and payable as of 30 September each year;
- Campaign funding, subject to approved funding applications by TSM to DNSW/DSNSW
- An agreed combination of the above.

Any Major Stakeholder directions regarding the use of Contribution A funds can and should be inserted into the Schedule.

- 3 Major Stakeholders will provide an indication of funds that may be provided to mutually agreed campaign activity – and with the intention of TSM having access to matched funds on a dollar-for-dollar and partnership basis from Government grant sources.

This indication of campaign funds is identified as Contribution B in Schedule A.

- 4 Any assistance from TSM for the specific and exclusive benefit of one signatory Major Stakeholder only will be provided on a user pay basis by the requesting Stakeholder.

This includes activities such as assistance with grant writing, event management, trade show representation, industry development and similar such activities.

#### **H. MODIFICATION AND/OR TERMINATION OF THIS AGREEMENT**

- 1 Minor modifications of this MOU requires:
  - a) A resolution of the TSM Board that details the specific changes to the MOU and
  - b) Written confirmation of all parties accepting the revision.


Attachment # Four of this document is to detail all changes if/when adopted.

- 2 Substantial modification of the terms of agreement between signatories and Major Stakeholders should be detailed in a revised and replacement MOU document.
- 3 This funding arrangement and commitment commences on 1 July 2018 and concludes on June 30, 2021 at which date this MOU will lapse unless renewed or renegotiated by further agreement between the parties, or an alternate TSM funding model is formulated and agreed to.
- 4 Negotiations to renew or renegotiate the MOU must be completed by 31 December 2020.
- 5 Individual signatories or Major Stakeholders seeking to conclude their participation in this agreement at 31 December 2020 are to provide three months' notice in writing to the TSM Board. A pro-rata membership contribution can be applied if the termination occurs prior to 31 October in any given year
- 6 This MOU can be terminated by resolution of the TSM Board in consultation with all signatories and Major Stakeholders with a minimum of six months' notice of termination, unless otherwise agreed by the parties.



The Parties below agree to be signatories to this MOU arrangement as at:

20 / 12 / 2018.

Signatory	Name of General Manager	General Manager's Signature
Snowy Monaro Regional Council	Mr Peter Bascomb	

Signed for and on behalf of:

Tourism Snowy Mountains	Chairman	Director
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On this Date:

**Attachment # One – Invited parties to this MOU**

- 1 Snowy Monaro Regional Council
- 2 Snowy Hydro Limited
- 3 NSW National Parks & Wildlife Service
- 4 Kosciuszko Thredbo Pty Ltd
- 5 Perisher Blue Pty Limited
- 6 Blyton Group (Charlotte Pass, Selwyn Snowy Resort)

### **Attachment # Two– TSM PERFORMANCE REPORTING**

TSM's performance reporting will consist of documentation of the results of its on-going management of the TSM website and social media platforms, key to the region, and any main media campaign/s it may conduct and how the region benefitted as a result of any such campaign.

- 2 The yearly Business Plan will be indicative as to the direction and results achieved by TSM in the preceding year and the plan for the future.

The Business Plan will include in its reporting, but not limited, to the following points:

- Addressing self-sustainability
  - Financial position and budget
  - Membership development
  - Existing marketing campaign results
  - Future marketing campaigns outlines
  - PR and marketing to industry
  - Industry development
  - TSM leading the industry
  - Supporting regional economic development
  - Corporate Governance
  - Destination Management Plan implementation
- 3 Through regular TSM Board meetings, the on-going operational performance of the organisation will be reported by the Chair and Executive Officer (EO). This information, given that key stakeholders are represented on the TSM Board, can be shared by TSM to nominated stakeholders by the EO, approved by the Chair via approved Board papers.
  - 4 TSM will seek to keep SME's informed on its performance through regular communications as described in 3 above.

**Attachment # Three - The Objects of the Association;**

- Operate as the effective peak tourism organization for the Snowy Mountains region.
- Represent the whole of the tourism industry within the Snowy Mountains.
- Protect and enhance the "Snowy Mountains" brand.
- Advocate and lobby on behalf of the tourism industry as appropriate
- Provide leadership to regional tourism in the Snowy Mountains with a demonstrated commitment to tourism development.
- Identify and support new investment and infrastructure development needs and opportunities.
- Identify, leverage, facilitate and apply for any public funding for tourism that may be available for the benefit of the Snowy Mountains region
- Contribute to tourism being developed and managed in a sustainable manner with regard to the region's environment, economy and society.
- Operate as the lead agency for regional destination marketing.
- Implement marketing campaigns and other activities to increase tourist visitation and assist local industry participants to increase revenue and yields;
- Assist with expanding employment opportunities and to grow tourism in the Snowy Mountains region including the Snowy Monaro Regional Council local government area;
- Provide consistent and timely communication to all stakeholders regarding TSM's activities and achievements.
- TSM seeks to operate as a financially sustainable association.
- Work with all relevant government agencies including but not limited to DNSW and DSNSW.

**Attachment # Four – RECORD OF MODIFICATION TO MOU (IF ANY)**

<b>Date</b>	<b>Details of Modification</b>







### **9.3.1 ADOPTION OF RECOMMENDATIONS FROM THE LOCAL TRAFFIC COMMITTEE MEETING HELD ON 20 JULY 2021**

Record No: I21/67

Responsible Officer: Chief Operating Officer  
Author: Road Safety Officer  
Attachments: 1. Local Traffic Committee 20 July 2021 Minutes

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#### **EXECUTIVE SUMMARY**

The Snowy Monaro Local Traffic Committee held their meeting on the 20 July 2021. The Committee's recommendations are presented for Council's consideration.

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

#### **OFFICER'S RECOMMENDATION**

That Council adopt the recommendations of the meeting of the Local Traffic Committee held on 20 July 2021.

#### **RECOMMENDATION OF THE LOCAL TRAFFIC COMMITTEE – 20 JULY 2021**

##### **7.1 DROP AND HOODS CYCLING EVENT**

#### **OFFICER'S RECOMMENDATION**

That Council approve the use of traffic control plans at the various intersections on local roads for the Drop and Hoods cycling event from Friday 3 December 2021 to Monday 6 December 2021 on the condition:

- A. Drop and Hoods work with the NSW Police and take on their feedback to ensure the event runs safely.
- B. That the Local Traffic meets again in a few weeks to discuss changes with the Police.

##### **7.2 AAA TRIATHOLON**

#### **OFFICER'S RECOMMENDATION**

That Council approve the AAA Triathlon to travel through the Snowy Monaro Region and implement traffic control on Saturday 12 March, 2021 from 7am-12pm along Kosciusko Road near Kalkite Road and Barry Way.

##### **7.3 COAST TO KOSCIUSCKO ULTRAMARATHON**

#### **OFFICER'S RECOMMENDATION**

That Council approve the Coast to Kosci Ultramarathon to travel through the Snowy Monaro Regional Council on Friday 26 November to Sunday 28 November 2021.

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*Due to timeframes, this has already been approved by Council.*

#### **7.4 REMEMBRANCE DAY, BOMBALA**

##### **OFFICER'S RECOMMENDATION**

That Council approve the temporary road closure of Forbes Street and Maybe Street, Bombala on the 11 November 2021 from 10:45am-11:45am. That Council ensure the RSL gain a Road Occupancy Licence (ROL) from Transport for NSW.

#### **7.5 THE SNOWY RIDE**

##### **OFFICER'S RECOMMENDATION**

That Council approve the Snowy Ride to travel through the Snowy Monaro Regional Council on Friday 5 to Saturday 6 November 2021 from 8am-5pm and utilise Adaminaby Carpark, Jindabyne Carpark, Berridale Carpark, Dalgety Showground, Bombala Railway Park and Centennial Park Cooma as checkpoints from 8am-2pm on Saturday 6 November, 2021.

- A. That Council approve the use of the Centennial Park side of Sharp Street between the visitors centre and Bombala Street roundabout in Cooma for motorcycle parking between 9am-5pm on Friday 5 November, 2021.
- B. That Council approve the use of part of the bus lane in Bombala Street, Cooma for motorcycle parking between 8am-2pm on Saturday 6 November, 2021.

#### **7.6 COOMA NORTH PUBLIC SCHOOL**

##### **OFFICER'S RECOMMENDATION**

That Council approve amendments at Brown Close, Cooma which include a new Kiss and Drop Zone, repainting parking spots, extending the log barrier, installing a new disabled parking spot and the installation of pedestrian fencing. In addition, approve amendments to parking in the shop carpark on Brown Close which include the installation of a new footpath and the extension of the existing carpark to accommodate approximately 47 parking spaces. If funding is not available, Council would be encouraged to apply for grants.

#### **7.7 YALLAKOOL ROAD COOMA, SIGNAGE AND LINEMARKING PLANS**

##### **OFFICER'S RECOMMENDATION**

That Council seek more information on the line marking plans for Yallakool Road Cooma, in relation to their location and purpose.

#### **8.1 PARKING IN KURRAJONG STREET, JINDABYNE**

##### **OFFICER'S RECOMMENDATION**

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That Council approve the installation of a no parking sign 10 metres from the curb of Kurrajong Street and Bent Street, Jindabyne.

## 8.2 LOADING ZONE AT 57 VALE STREET, COOMA

### OFFICER'S RECOMMENDATION

That Council

- A. Approve the remarking of the loading zone at 57 Vale Street, Cooma so that the four driveways are no longer blocked.
- B. Investigate other options for the loading zone including the taxi zone during certain hours and the library bus pick up

## 8.3 5 MINUTE PARKING AT JINDABYNE TOWN CENTRE

### OFFICER'S RECOMMENDATION

That Council approve the installation of a 5 minute parking zone in Jindabyne Town Centre that accommodates two cars at 12 metres in length.



*Jindabyne Town Centre off Kosciusko Road, Jindabyne.*

## 8.4 SNOW BUS TRIAL, JINDABYNE

### OFFICER'S RECOMMENDATION

That Council approve 3 temporary bus zone signs to be installed at Reedy's Cutting before Kirwan Close, 48 Gippsland Street and 25 Banjo Paterson Crescent for the Jindabyne bus trial on the condition.

- A. That these bus zones are only applicable from Friday-Sunday when the bus will be in use.

*Due to timeframes, this has already been approved by Council.*

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## **8.5 MURRAY STREET AND BOMBALA STREET INTERSECTION, COOMA**

### **OFFICER'S RECOMMENDATION**

That Council investigate safety concerns at the Murray Street and Bombala Street intersection in Cooma.

## **8.6 ROCKY PLAINS AND MIDDLEBANK INTERSECTION**

### **OFFICER'S RECOMMENDATION**

That Council investigate the giveaway signs changing to a stop sign at the intersection of Rocky Plains Road and Middlingbank.

## **8.7 BOBEYAN ROAD AND SNOWY MOUNTAINS HIGHWAY**

### **OFFICER'S RECOMMENDATION**

That Council investigate the giveaway signs changing to a stop sign at the intersection of Bobeyan Road and Snowy Mountains Highway.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

Snowy Monaro Regional Councils' endorsement of the Local Traffic Committee's recommendations will allow for a variety of events to take place that foster meaningful community outcomes and connections. Likewise, investigating parking options allows for the community to engage in social life by getting to key places of interest.

### **2. Environmental**

Snowy Monaro Regional Councils' endorsement of the recommendations of the Local Traffic Committee, will allow for the implementation of a variety of road safety treatments that aim to make the road environment much safer for the community.

### **3. Economic**

Snowy Monaro Regional Councils' endorsement of the recommendations of the Local Traffic Committee, will allow for increased economic growth particularly where there are major events that bring income to the region. There are some economic costs associated with road safety treatments like the installation of signage and line marking.

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#### **4. Civic Leadership**

Snowy Monaro Regional Council continues to exercise their delegated functions under the Guide to the Delegation to Councils for the Regulation of Traffic in which Council has responsibility for the Local Traffic Committee. Council also ensure that we adhere to the Roads Act by ensuring our roads are safe for the community.

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**SNOWY MONARO**  
REGIONAL COUNCIL

# **Minutes**

**Local Traffic Committee Meeting**

**20 July 2021**

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**LOCAL TRAFFIC COMMITTEE MEETING  
HELD IN COMMITTEE ROOM, 81 COMMISSIONER STREET, COOMA  
ON TUESDAY 20 JULY 2021**

<b>MINUTES</b>
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**MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING  
HELD IN COMMITTEE ROOM, 81 COMMISSIONER STREET, COOMA**

**ON TUESDAY, 20 JULY 2021  
COMMENCING AT 9:30AM**

**PRESENT:** Rebecca Copping (Chair), Carolyn (Minutes), Kelly Cherry (Transport for NSW), Michael Tranby (Police), Steven Branby (Police), Lynley Minors (Councillor), Sue Haslington (Councillor), Sharon Horner (Transport for NSW observer)

**1. OPENING OF THE MEETING**

The Chair opened the meeting at 9:30AM.

**2. APOLOGIES**

Nil

An apology for the meeting was received from Judie Winter.

**3. DECLARATIONS OF PECUNIARY INTERESTS/CONFLICT OF INTEREST**

Nil

**4. ADOPTION OF MINUTES OF PREVIOUS MEETING**

**4.1 LOCAL TRAFFIC COMMITTEE MEETING 20 MAY 2021**

**RECOMMENDATION**

THAT the minutes of the Local Traffic Committee Meeting held on 20 May 2021 are confirmed as a true and accurate record of proceedings.

**5. BUSINESS ARISING**

**6. ACTION SHEET**

**7. CORRESPONDENCE**

**7.1 DROP AND HOODS CYCLING EVENT**

Record No:

Responsible Officer: Road Safety Officer

Key Theme: 3. Environment Outcomes

MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING OF SNOWY MONARO REGIONAL COUNCIL HELD ON THURSDAY 15 JULY 2021

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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. Map of Races 2. Notice of Intention to Organise an Event 3. Special Event Traffic Management Plan
Cost Centre	Infrastructure Administration
Project	Snowy Monaro Local Traffic Committee

### EXECUTIVE SUMMARY

Council has received a request from Lateral Event Management to undertake the Drop and Hoods Snowy Mountains Cycling Event in December, 2021. The event will impact a number of local roads from the 3/12/21 to 6/12/21. The event proposes no road closures and instead traffic control at certain locations. Cyclists will ride in groups of 250 with a leading vehicle, following vehicle and motorcycle which will roam between the groups of 250. All cyclists will follow general road rules riding 2.5 metres abreast.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

#### OFFICER'S RECOMMENDATION

That Council approve the use of traffic control plans at the various intersections on local roads for the Drop and Hoods cycling event from the 3/12/21 - 6/12/21 on the condition

- A. Drop and Hoods work with the NSW Police and take on their feedback to ensure the event runs safely.
- B. That the Local Traffic meets again in a few weeks to discuss changes with the Police.

### 7.2 AAA TRIATHOLON

Record No:

Responsible Officer:	Road 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. Notice of Intention to Organise and Event 2. NSW Police Notice and Request for Services 3. Summary Offences Act 4. Contingency Plan 5. Traffic Control Plan 6. Traffic Management Plan 7. Safe Work Method Statement

MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING OF SNOWY MONARO REGIONAL COUNCIL HELD ON THURSDAY 15 JULY 2021

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	8. Map of Races
Cost Centre	Infrastructure Administration
Project	Snowy Monaro Local Traffic Committee

### EXECUTIVE SUMMARY

Council received a request for the Australian Alpine Ascent (AAA) Triathlon to travel through the Snowy Monaro Region from 9am on Friday 11<sup>th</sup> March to 6pm on Saturday 12<sup>th</sup> March, 2021. The AAA Triathlon will have around 500 participants and is a day of triathlon and running events, mainly within the Kosciusko National Park. There will be 4 events over the 12<sup>th</sup> March for athletes of all ages and abilities. Traffic control will be on Kosciusko Road from Kalkite Road to Alpine Way from 7am-12pm which includes Barry Way, Jindabyne. All motorists will have access to roads, when it is safe to do so with some small delays.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

### OFFICER'S RECOMMENDATION

That Council approve the AAA Triathlon to travel through the Snowy Monaro Region and implement traffic control on the Saturday 12<sup>th</sup> March, 2021 from 7am-12pm along Kosciusko Road near Kalkite Road and Barry Way.

### 7.3 COAST TO KOSCIUSCKO ULTRAMARATHON

Record No:

Responsible Officer:	Road 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:	<ol style="list-style-type: none"><li>1. Letter to Snowy Monaro Regional Council</li><li>2. Traffic Management Plan</li><li>3. Transport Management Plan</li><li>4. Traffic Control Plan - Runner on Right</li><li>5. Traffic Control Plan - Runner on Left</li><li>6. Traffic Control Duties</li><li>7. Checkpoint Times</li><li>8. Notice of Intention to Organise an Event</li><li>9. Risk Assessment and Control Plan</li><li>10. Special Event Checklist</li><li>11. Risk Assessment Plan</li><li>12. Certificate of Insurance</li><li>13. Public Liability Insurance Cover</li></ol>
Cost Centre	Infrastructure Administration

MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING OF SNOWY MONARO REGIONAL COUNCIL HELD ON THURSDAY 15 JULY 2021

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Project Snowy Monaro Local Traffic Committee

#### EXECUTIVE SUMMARY

Council received a request to have the Coast to Kosci Ultramarathon pass through the Snowy Monaro Region on Friday 26<sup>th</sup> November – Sunday 28<sup>th</sup> November 2021. Coast to Kosci is a 240km running event with 50 participants starting in Bega Valley Shire Council and finishing in Kosciusko National Park. Participants will run on the side of the road towards oncoming traffic and on paths where possible. This event has successfully run in the region for 12 years and has no road closures. All runners have support crew and a support vehicle. The event will go through Big Jack Rd (Cathcart) to Thredbo River (Kosciuszko Road, Jindabyne) via Mt Darragh Rd, Black Lake Road, Bukalong Siding Rd, Gunningrath Rd, Dalgety, Beloka Range, Barry Way and Kosciusko Road.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

#### OFFICER'S RECOMMENDATION

That Council approve the Coast to Kosci Ultramarathon to travel through the Snowy Monaro Regional Council on Friday 26<sup>th</sup> November – Sunday 28<sup>th</sup> November 2021.

#### 7.4 REMEMBRANCE DAY, BOMBALA

Record No:

Responsible Officer: Road 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. Notice of Intention to Organise an Event  
2. Notice of Intention to Hold a Public Assembly  
3. Traffic Management Plan - On Road Events  
4. Risk Assessment and Control Plan  
Cost Centre Infrastructure Administration  
Project Snowy Monaro Local Traffic Committee

#### EXECUTIVE SUMMARY

Council received a request to temporary close roads in Bombala for the Commemoration of Remembrance Day. This will require the temporary road closure of Forbes Street and Maybe Street, Bombala on Thursday 11<sup>th</sup> November 2021 from 10:45am-11:45am for Remembrance Day.

The following officer's recommendation is submitted for Local Traffic Committees consideration.

MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING OF SNOWY MONARO REGIONAL COUNCIL HELD ON THURSDAY 15 JULY 2021

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**OFFICER'S RECOMMENDATION**

That Council approve the temporary road closure of Forbes Street and Maybe Street, Bombala on the 11<sup>th</sup> November 2021 from 10:45am-11:45am. That Council ensure the RSL gain a Road Occupancy Licence (ROL) from Transport for NSW.

**7.5 THE SNOWY RIDE**

Record No:

Responsible Officer: Road 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. Notice of Intention to Organise an Event  
2. Traffic Plan  
Cost Centre Infrastructure Administration  
Project Snowy Monaro Local Traffic Committee

**EXECUTIVE SUMMARY**

Council received a request to have the Snowy Ride travel through the Snowy Monaro Region from 8am on Friday 5<sup>th</sup> November to 5pm Saturday 6<sup>th</sup> November, 2021. The Snowy Ride is a major motorcycle event consistency of 1,000 motorcycles. The event has been in the region for many years and raises money for the Steven Walter Children's Cancer Foundation. The Snowy Ride has requested the use of various checkpoints across the region including the use of Adaminaby Carpark, Jindabyne Carpark, Berridale Carpark, Dalgety Showground, Bombala Railway Park, Centennial Park Cooma on Saturday 6<sup>th</sup> November 8am-2pm. When visiting the towns the motorcycles can take from 10-200 car spaces at any one time. The Snowy Ride has requested to utilise 10 parking spaces in Cooma by blocking spaces on the Friday and using part of the bus bay on Bombala Street on the Saturday.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

**OFFICER'S RECOMMENDATION**

That Council approve the Snowy Ride to travel through the Snowy Monaro Regional Council on Friday 5<sup>th</sup>- Saturday 6<sup>th</sup> November 2021 from 8am-5pm and utilise Adaminaby Carpark, Jindabyne Carpark, Berridale Carpark, Dalgety Showground, Bombala Railway Park and Centennial Park Cooma as checkpoints from 8am-2pm on Saturday 6<sup>th</sup> November, 2021.

- A. That Council approve the use of the Centennial Park side of Sharp Street between the visitors centre and Bombala Street roundabout in Cooma for motorcycle parking between 9am-5pm on Friday 5<sup>th</sup> November, 2021.
- B. That Council approve the use of part of the bus lane in Bombala Street, Cooma for motorcycle

MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING OF SNOWY MONARO REGIONAL COUNCIL HELD ON THURSDAY 15 JULY 2021

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parking between 8am-2pm on Saturday 6<sup>th</sup> November, 2021.

## 7.6 COOMA NORTH PUBLIC SCHOOL

Record No:

Responsible Officer: Road 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. Cooma North Public School Design  
2. Cooma North Public School Cost Estimate  
Cost Centre: Infrastructure Administration  
Project: Snowy Monaro Local Traffic Committee

### EXECUTIVE SUMMARY

Council received a request regarding parking and road safety issues located at Brown Close near Cooma North Public School. These requests came from business owners, the school, the police and parents of children. Based on conversations and a site inspection a draft concept design has been created for approval. This includes the creation of a Kiss and Drop Zone on Brown Close.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

### OFFICER'S RECOMMENDATION

That Council approve amendments at Brown Close, Cooma which include a new Kiss and Drop Zone, repainting parking spots, extending the log barrier, installing a new disabled parking spot and the installation of pedestrian fencing. In addition, approve amendments to parking in the shop carpark on Brown Close which include the installation of a new footpath and the extension of the existing carpark to accommodate approximately 47 parking spaces. If funding is not available, Council would be encouraged to apply for grants.

## 7.7 YALLAKOOL ROAD COOMA, SIGNAGE AND LINEMARKING PLANS

Record No:

Responsible Officer: Manager Infrastructure  
Author: Road Safety Officer  
Key Theme: 3. Environment Outcomes  
CSP Community Strategy: 9.1 Transportation corridors throughout the region are improved and maintained



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Delivery Program Objectives: 9.1.1 Management of road corridors is effective and efficient  
Attachments: 1. 62 Subdivision Part 1  
2. 62 Subdivision Part 2  
Cost Centre Infrastructure Administration  
Project Snowy Monaro Local Traffic Committee

#### EXECUTIVE SUMMARY

Council has undertaken a line marking and signage subdivision for Lot 62 Yallakool Road, Cooma. This is not at the stage for approval through the Local Traffic Committee and Council.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

#### OFFICER'S RECOMMENDATION

That Council seek more information on the line marking plans for Yallakool Road Cooma, in relation to their location and purpose.

### 8. GENERAL BUSINESS

#### 8.1 PARKING IN KURRAJONG STREET, JINDABYNE

Record No:

Responsible Officer: Road 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. Kurrajong Street Parking  
Cost Centre Infrastructure Administration  
Project Snowy Monaro Local Traffic Committee

#### EXECUTIVE SUMMARY

Council received a request to address parking issues in Kurrajong Street, Jindabyne. Vehicles park right up to the intersection on Kurrajong Street and Bent Street. After discussions with the rangers it is suggested a no parking sign is place 10 metres from the Curb of Kurrajong Street and Bent Street.

The following officer's recommendation is submitted for Local Traffic Committees consideration.

#### OFFICER'S RECOMMENDATION

That Council approve the installation of a no parking sign 10 metres from the curb of Kurrajong Street and Bent Street, Jindabyne.

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### 8.2 LOADING ZONE AT 57 VALE STREET, COOMA

Record No:

Responsible Officer: Road 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. Loading Zone at 57 Vale Street  
Cost Centre: Infrastructure Administration  
Project: Snowy Monaro Local Traffic Committee

#### EXECUTIVE SUMMARY

Council received a request to investigate the loading zone outside 57 Vale Street, Cooma. After a site visit, it was identified this loading zone blocks 4 driveways and the line marking needs to be remarked to prevent this.

The following officer's recommendation is submitted for Local Traffic Committees consideration.

#### OFFICER'S RECOMMENDATION

That Council

- A. Approve the remarking of the loading zone at 57 Vale Street, Cooma so that the four driveways are no longer blocked.
- B. Investigate other options for the loading zone including the taxi zone during certain hours and the library bus pick up

### 8.3 5 MINUTE PARKING AT JINDABYNE TOWN CENTRE

Record No:

Responsible Officer: Road 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. Jindabyne Town Centre Parking  
Cost Centre: Infrastructure Administration  
Project: Snowy Monaro Local Traffic Committee

#### **EXECUTIVE SUMMARY**

Council received a request about the frequent use of a drop off zone in the Jindabyne Town Centre carpark. After a site visit it was suggested that the installation of a 5 minute parking zone that accommodates two spots at the entry to Jindabyne Town Centre would help alleviate this issue.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

#### **OFFICER'S RECOMMENDATION**

That Council approve the installation of a 5 minute parking zone in Jindabyne Town Centre that accommodates two cars at 12 metres in length.

#### **8.4 SNOW BUS TRIAL, JINDABYNE**

Council received a request from Transport for NSW to erect 3 bus zone signs as part of a 5-7 week bus trial in Jindabyne. The bus will travel from Jindabyne to Perisher and Jindabyne to Thredbo and will stop at 4 locations in Jindabyne including Reedy's Cutting, Gippsland, Banjo Paterson Crescent and outside the National Parks office. Bus zone signs will be erected at Reedy's Cutting before Kirwan Close, 48 Gippsland Street and 25 Banjo Patterson Crescent.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

#### **RECOMMENDATION**

That Council approve 3 temporary bus zone signs to be installed at Reedy's Cutting before Kirwan Close, 48 Gippsland Street and 25 Banjo Paterson Crescent for the Jindabyne bus trial on the condition.

A. That these bus zones are only applicable from Friday-Sunday when the bus will be in use.

Due to timeframes, this has already been approved by Council.

#### **8.5 MURRAY STREET AND BOMBALA STREET INTERSECTION, COOMA**

Safety concerns were raised about the Murray Street and Bombala Street intersection in Cooma having poor visibility.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

#### **RECOMMENDATION**

That Council investigate safety concerns at the Murray Street and Bombala Street intersection in Cooma.

#### **8.6 ROCKY PLAINS AND MIDDLEBANK INTERSECTION**

MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING OF SNOWY MONARO REGIONAL COUNCIL HELD ON THURSDAY 15 JULY 2021

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Safety concerns were raised about the Rocky Plains and Middlingbank intersection.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

**RECOMMENDATION**

That Council investigate the giveaway signs changing to a stop sign at the intersection of Rocky Plains Road and Middlingbank.

**8.7 BOBEYAN ROAD AND SNOWY MOUNTAINS HIGHWAY**

Safety concerns were raised about the Bobeyan Road and Snowy Mountains Highway intersection.

The following officer's recommendation is submitted for the Local Traffic Committees consideration.

**RECOMMENDATION**

That Council investigate the giveaway signs changing to a stop sign at the intersection of Bobeyan Road and Snowy Mountains Highway.

**9. MATTERS OF URGENCY**

**10. NEXT MEETING**

Tuesday, 14 September 2021

There being no further business the Chair declared the meeting closed at <time>

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CHAIRPERSON

The above minutes of the Local Traffic Committee Meeting of Snowy Monaro Regional Council held on 20 July 2021 were confirmed by Committee at a duly convened meeting on 14 September 2021 at which meeting the signature hereon was subscribed.

### 9.3.2 FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN

Record No: I21/26

Responsible Officer:	Chief Strategy Officer
Author:	Environmental Technical Officer
Key Theme:	3. Environment Outcomes
CSP Community Strategy:	7.1 Protect, value and enhance the existing natural environment
Delivery Program Objectives:	7.1.2 The significance and protection of the region's natural assets along with the efficient and equitable planning of public services, infrastructure and amenities is provided for in Council's Local Environmental and associated plans
Attachments:	1. Website Summary Report Public Exhibition 2020 2. Public submissions for FRMS&P 2020
Cost Centre	2247
Project	Floodplain Risk Management Plan and Study.
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

Former Snowy River Shire Council and Cooma- Monaro Shire Council received grants from Department Planning Industry and Environment (DPIE) to undertake flood studies of the towns and villages of Cooma, Bredbo, Michelago, and Berridale. Post-merger, the funding was consolidated and Council engaged consultant GRCHydro to undertake the flood studies and associated floodplain risk management studies and plans in accordance with the NSW Government's Floodplain Development Manual.

place the draft SMRC floodplain risk management studies (FRMS) and plans (March 2020) on public exhibition.

#### OFFICER'S RECOMMENDATION

That Council adopt the SMRC Flood and Floodplain Risk Management Studies and Plans.

#### BACKGROUND

Information from the initial flood studies was used to:

1. Assess the impacts of floods on the existing and future community and allows the identification of management measures to manage the risk.
  2. Outlines a range of measures, for future implementation, to manage existing, future and
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residual flood risk effectively and efficiently.

Following the adoption of the initial flood studies, which contained the technical investigation of flood behaviour, Council resolved to publicly exhibit the draft floodplain risk management studies and plans.

The FRMS and plans were publicly exhibited for the period from 1 August 2020 through to 7 October 2020, with three submissions received. A downloadable copy can be accessed through the following link: [SMRC Floodplain Risk Management Studies and Plans](#)

Table 1. Floodplain risk management studies and plans submission responses

	<b>Submission</b>	<b>Commentary</b>	<b>Recommended Action</b>
1.	Interested in the process completed to ensure minimal impact to the trees related to descendants of the area (within the RSL Memorial)	At the Council meeting held 16 July 2020, Council resolved to refocus funding for the drainage improvement works on the Myack Street Berridale (Memorial Park) to the development of the Highdale Carpark and town entry sign. This resulted in no works taking place, so trees within the memorial park were not removed. Within the FRMS and plans report, the Myack Street site has not been selected for assessment for further flood modification measures in the short term, but should be considered in any future road upgrades of the intersection of Dalgety Road and Myack Street Berridale. In the interim, the existing warning signage may reduce the risk to vehicles.	Nil
2.	After being called to assist in the clean-up of a property in Myack Street Berridale after the most recent flood it was evident that the creek needed to be cleared of dead trees, vegetation and willows as soon as possible. The creek	The implementation of a vegetation management plan on Myack Creek near William Street Berridale is identified within the FRMS and plans report as a modification measure; however is rated as moderate feasibility. Wide-	Nil action at this time. Significant funding would need to be sought to undertake such works. The work is not identified as being selected for further assessment within the FRMS and plans report.

9.3.2 FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN

	<b>Submission</b>	<b>Commentary</b>	<b>Recommended Action</b>
	had backed up quickly above the Williams Street bridge due to lots of debris caught under the bridge and upstream in the creek itself. This debris had been there prior to the latest flood event. It was evident that properties below the Williams Street bridge were not as badly impacted as the water flow appeared to be unimpeded by any structures or debris in the creek bed.	scale clearing will have significant environmental impacts. There is limited potential for beneficial clearing that also does not impact the existing eco-system. Existing or planned programs involving removing of invasive species may have some benefit on flood risk.	
3.	The floodplain risk management studies does not give any further detail than already established from prior studies. The study backs that the Myack Street causeway and the memorial park in Berridale do not need changing and no trees should be removed to improve flow base on in depth analysis. Estimated costings prove non feasibility based on impact to rate payer.	At the Council meeting held 16 July 2020, Council resolved to refocus funding for the drainage improvement works on the Myack Street Berridale (Memorial Park) to the development of the Highdale Carpark and town entry sign. This resulted in no works taking place, so trees within the memorial park were not removed. Within the FRMS and plans report, the Myack Street site has not been selected for assessment for further flood modification measures in the short term, but should be considered in any future road upgrades of the intersection of Dalgety Road and Myack Street Berridale. In the interim, the existing warning signage may reduce the risk to vehicles.	Nil

The draft floodplain and risk management studies and plans identifies numerous recommended flood modifications measures for all the towns and villages within the study areas. Action priorities have been based on risk, and benefits gained through the likely outcomes of implementing the identified measures.

Recommended strategic planning actions are currently being implemented to ensure that 10.7 planning certificates contain the correct flood prone land information, and future development controls are now being planned for.

In terms of risk, a further options study was commissioned for the Cooma Back Creek area, with the findings and recommendations to be tabled at a separate Council meeting for consideration.

Flood management is a long-term project, and Council does not have the funds to implement the recommended modification measures. Detailed planning through Council's long-term financial, asset management, and workforce plans is required to determine the resources required to implement such program, through a staged and planned process.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

The report has identified the level of risk to communities within the four study areas. This information will be incorporated into Council's planning processes and is invaluable information for the local SES.

### **2. Environmental**

If some of the works as recommended are implemented, for example a vegetation plan for Myack Creek in Berridale, are seen to have positive environmental impacts. This plan would implement the stage removal of introduced species in the system and replace them with native riparian vegetation.

With a clear understanding now of how water moves through the four towns, water flow can be better managed reducing negative impacts to community and the environment.

### **3. Economic**

This project has been funded at a ratio of 6:1 by DPIE. This makes the project of great economic benefit to Council. Council is able to apply for future funding under the same program administered by DPIE to implement some of the on-ground works identified as a priority in the report, and DPIE have advised that the funding would likely again be 6:1. At this present time, Council is not in a financial position to fund any co-contribution even if grant funding was secured.

### **4. Civic Leadership**

This report has identified areas and levels (H1-H5) of flood risk within the four town locations. Council has incorporated this information into the draft LEP and supports planners in their decision making with regard to development applications. The report will support the valuable work undertaken by the local SES as flood risk 'hotspots' have been identified, allowing forward planning to ensure safety to the local communities.

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**Survey Responses**  
01 August 2020 - 07 October 2020

**Flood and Floodplain Risk Management  
Study and Plan**

**Your Say Snowy Monaro**

Project: Flood and Floodplain Risk Management Studies and Plans



<b>VISITORS</b> <b>12</b>					
<b>CONTRIBUTORS</b> <b>3</b>			<b>RESPONSES</b> <b>3</b>		
<b>3</b> Registered	<b>0</b> Unverified	<b>0</b> Anonymous	<b>3</b> Registered	<b>0</b> Unverified	<b>0</b> Anonymous



**Respondent No:** 1  
**Login:** Charmaine  
**Email:** cperry@firstclassaccounts.c  
om

**Responded At:** Sep 06, 2020 21:10:05 pm  
**Last Seen:** Sep 06, 2020 11:05:58 am  
**IP Address:** 194.193.36.161

Q1. **Where in the Snowy Monaro do you reside (the towns listed below are the focus of the study and plan)?** Berridale

Q2. **What are your thoughts on the Flood and Floodplain Risk Management Study and Plan**

Interested in the process completed to ensure minimal impact to the trees related to descendants of the area (within the RSL Memorial)



**Respondent No:** 2  
**Login:** Local Resident  
**Email:** les54percival@gmail.com

**Responded At:** Sep 07, 2020 16:37:13 pm  
**Last Seen:** Sep 07, 2020 06:16:40 am  
**IP Address:** 110.33.22.51

Q1. **Where in the Snowy Monaro do you reside (the towns listed below are the focus of the study and plan)?**  Other

Q2. **What are your thoughts on the Flood and Floodplain Risk Management Study and Plan**

After being called to assist in the clean up of a property in Myack Street Berridale after the most recent flood it was evident that the creek needed to be cleared of dead trees, vegetation and willows as soon as possible. The creek had backed up quickly above the Williams Street bridge due to lots of debris caught under the bridge and upstream in the creek itself. This debris had been there prior to the latest flood event . It was evident that properties below the Williams Street bridge were not as badly impacted as the water flow appeared to be unimpeded by any structures or debris in the creek bed.



**Respondent No:** 3

**Login:** cmould

**Email:** cmould@bigpond.net.au

**Responded At:** Sep 23, 2020 20:43:38 pm

**Last Seen:** Sep 23, 2020 10:45:29 am

**IP Address:** 144.139.173.39

Q1. **Where in the Snowy Monaro do you reside (the towns listed below are the focus of the study and plan)?** Berridale

Q2. **What are your thoughts on the Flood and Floodplain Risk Management Study and Plan**

The floodplain Risk Management studies does not give any futher detail than already established from prior studies. The study backs that the Myack Street causway and Memorial park in Berridale do not need changing and NO trees should be removed to improve flow base on indepth analysis. Estiimated costings prove non feasabiley based on impact to rate payer



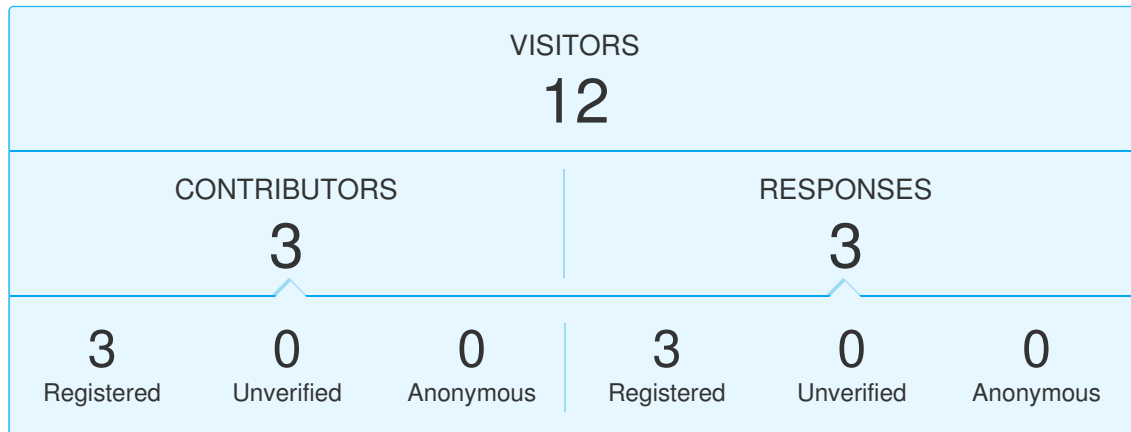
## Survey Responses

01 August 2020 - 07 October 2020

# Flood and Floodplain Risk Management Study and Plan

## Your Say Snowy Monaro

Project: Flood and Floodplain Risk Management Studies and Plans





**Respondent No:** 1

**Login:** [REDACTED]

**Email:** [REDACTED]

**Responded At:** Sep 06, 2020 21:10:05 pm

**Last Seen:** Sep 06, 2020 11:05:58 am

**IP Address:** 194.193.36.161

**Q1. Where in the Snowy Monaro do you reside (the towns listed below are the focus of the study and plan)?** Berridale

**Q2. What are your thoughts on the Flood and Floodplain Risk Management Study and Plan**

Interested in the process completed to ensure minimal impact to the trees related to descendants of the area (within the RSL Memorial)



**Respondent No:** 2

**Login:** Local Resident

**Email:** [REDACTED]

**Responded At:** Sep 07, 2020 16:37:13 pm

**Last Seen:** Sep 07, 2020 06:16:40 am

**IP Address:** 110.33.22.51

Q1. **Where in the Snowy Monaro do you reside (the towns listed below are the focus of the study and plan)?**  Other

Q2. **What are your thoughts on the Flood and Floodplain Risk Management Study and Plan**

After being called to assist in the clean up of a property in Myack Street Berridale after the most recent flood it was evident that the creek needed to be cleared of dead trees, vegetation and willows as soon as possible. The creek had backed up quickly above the Williams Street bridge due to lots of debris caught under the bridge and upstream in the creek itself. This debris had been there prior to the latest flood event . It was evident that properties below the Williams Street bridge were not as badly impacted as the water flow appeared to be unimpeded by any structures or debris in the creek bed.





**Respondent No:** 3

**Login:** [REDACTED]

**Email:** [REDACTED]

**Responded At:** Sep 23, 2020 20:43:38 pm

**Last Seen:** Sep 23, 2020 10:45:29 am

**IP Address:** 144.139.173.39

**Q1. Where in the Snowy Monaro do you reside (the towns listed below are the focus of the study and plan)?** Berridale

**Q2. What are your thoughts on the Flood and Floodplain Risk Management Study and Plan**

The floodplain Risk Management studies does not give any futher detail than already established from prior studies. The study backs that the Myack Street causway and Memorial park in Berridale do not need changing and NO trees should be removed to improve flow base on indepth analysis. Estiimated costings prove non feasabile based on impact to rate payer



### 9.3.3 ENVIRONMENTAL UPGRADE FINANCE

Record No: I21/157

Responsible Officer:	Chief Executive Officer
Key Theme:	3. Environment Outcomes
CSP Community Strategy:	7.1 Protect, value and enhance the existing natural environment
Delivery Program Objectives:	7.1.3 Council delivers a range of initiatives to the Snowy Monaro community to enhance their awareness and engagement of sustaining our pristine natural environment
Attachments:	1. Buidling Better Finance Summary Brochure 2. Building Better Finance FAQs

Cost Centre

Project

Further Operational Plan Actions:

#### EXECUTIVE SUMMARY

In August 2018 Council resolved to support an initiative that would enable NSW local governments to support environmental measures such as the appropriate upgrade of built infrastructure. While the NSW legislation has not been updated to reflect the LGNSW policy, the opportunity does exist to support local businesses through Environmental Upgrade Agreements (EUAs).

The purpose of this report is for Council to consider a proposal to offer Environmental Upgrade Agreements to business and building owners within the Snowy Monaro Regional Council area, under a two-year trial period through Better Building Finance. Offering Environmental Upgrade Finance through EUAs comes at no financial cost, risk or liability to Council.

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

#### OFFICER'S RECOMMENDATION

That Council

- A. Supports the implementation of Environmental Upgrade Agreements within the Snowy Monaro local government area;
- B. Appoints a third-party provider, Building Better Finance, to deliver streamlined Environmental Upgrade Agreements for a trial period of two years;
- C. Request staff prepare a report to Council at the end of the trial period on the performance of the Environmental Upgrade Agreements.

#### BACKGROUND

Anecdotal evidence suggests that many local business property owners are keen to upgrade their buildings to deliver environmental benefits and long-term costs savings. The lack of access to

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upfront capital to pay for these improvements can, however, be a major barrier. Environmental Upgrade Agreements (EUAs) may address this need for some property owners.

Environmental upgrade finance is a type of loan, provided by a third-party lender such as Bank Australia or Credit Suisse, to fund environmental upgrades to a private property. At this time the finance mechanism is most commonly applied to commercial properties, but discussions are under way with the NSW Government to expand it to residential properties.

The loan is secured against the property by an Environmental Upgrade Charge raised against the land by Council and quarterly repayments are collected, just like council rates, until the full amount has been paid off. Due to the security provided by the charge raised on the land, businesses can access finance and longer loan terms which may have otherwise been difficult to attain. The details of this loan are documented by an Environmental Upgrade Agreement.

This finance mechanism is specifically used to pay for works that improve the energy, water or environmental efficiency and overall sustainability of commercial and other buildings; a loan that is then repaid by the building owner alongside council rates over an agreed time period.

The finance can be used for a range of projects such as installation of renewable energy systems, new equipment or initiatives to improve energy and water efficiency, or projects that minimise waste, maximise resilience or improve resource efficiency; there just needs to be a measurable sustainability improvement over time.

By working with the third-part provider, Building Better Finance, Council would not pay anything for the service. There are over 100 projects across Australia now based on EUAs. Evidence from these projects suggests that, due to the reductions in utility charges and other expenses, most projects are cashflow positive from the beginning, freeing up capital for the business.

It is not envisaged that EUAs will be taken up by every business across the Snowy Monaro, but it may assist businesses which have been hoping to perform sustainable upgrades but have found the work cost-prohibitive. Possible businesses that may benefit from environmental upgrade finance include as motel and accommodation stock, aged care, child care or retail and tourism facilities.

An environmental upgrade finance program has the potential to deliver advantages through implementing any combination of the following within non-residential properties:

- Solar installation with potential battery connection and/or EV charging points
- Lighting or HVAC upgrade
- Machinery or plant retrofit
- Water or waste efficiency upgrade
- Insulation or cladding improvements
- Broader sustainability upgrades.

Potential benefits to Council are include:

- Assist local businesses to address increasing utility and other operational costs
  - Unlock private sector finance so businesses of every size can invest in growth
  - Maintain competitive edge by providing opportunities for many types of local businesses that are available in other council areas
-

- Incentivise local business to stay within or move into the Snowy Monaro
- Stimulate local economic activity and help improve business profitability in the region
- Help engage ratepayers to achieve Council's economic and sustainability objectives.

There are already over 115 examples of projects that have benefitted from Environmental Upgrade Finance around Australia, ranging from just under \$15,000 to over \$4,000,000. These projects have included retail shops, dental clinics, agricultural production facilities, distilleries, offices, warehouses and distribution centres, and many other types. BBF started in Victoria so most of the projects are based there, but an increasing number of NSW councils are joining the program, with the most recent being Orange joining in July and Waverly in August.

Videos explaining how the scheme would work are available here:

<https://betterbuildingfinance.com.au/better-building-finance-for-australian-councils/>

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

Business and building owners around the Snowy Monaro stand to benefit through:

- Reduced utility bills with energy, water and waste efficiencies
- Cashflow positive from day one, with savings exceeding repayments in most cases
- Becoming more self-sustainable and resilient, reducing costly economic impacts and stress on local infrastructure through electricity, water and waste demands
- Improved asset value and measurable sustainability gains
- Increased comfort, indoor environmental quality, or tenant attraction
- Long-term fixed-interest loans that enable better long-term budgeting and forecasting.

### **2. Environmental**

Any work funded through the environmental upgrade finance program must deliver positive environmental outcomes.

### **3. Economic**

By utilising a third-party such as Building Better Finance there are minimal impositions on employee resources. What minimal costs are incurred are offset by a charge incorporated into the Environmental Upgrade Agreement.

Better Building Finance (BBF) is supported by funding from the Australian Renewable Energy Agency (ARENA), under the 'Advancing Renewables' initiative which helps promote sustainability solutions to local governments and private sector alike.

The Sustainable Australia Fund (SAF), the sister organisation BBF, works directly with the projects / building owners and receives income through fees such as an application fee and quarterly management fee. These would fully documented in the financing arrangements and the Environmental Upgrade Agreement.

Neither Council nor the administrating companies would be providing financial advice to prospective applicants and it remains the applicants' responsibility to ensure that financial arrangements are suitable for them.

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#### **4. Civic Leadership**

By joining the program Council would be demonstrating its commitment to both environmental improvement and support local businesses. It is unfortunate that the current legislation does not yet allow the scheme to extend to residential properties as in other jurisdictions, but hopefully ongoing lobbying efforts will be successful.

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# HELPING COUNCILS CONNECT LOCAL BUSINESSES WITH UPGRADE FINANCE

"Better Building Finance makes it easy for councils to drive positive economic and sustainability change within the local community through Building Upgrade Finance."

- Deputy Lord Mayor, City of Melbourne



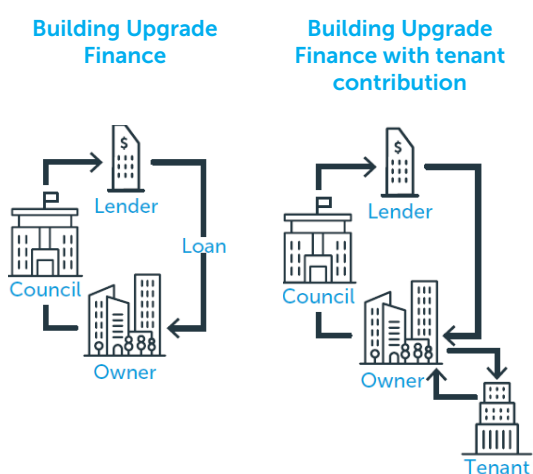
## What is Building Upgrade Finance?

**Building Upgrade Finance (BUF)** is designed to fund sustainability upgrades for existing buildings.

The contract is called a **Building Upgrade Agreement (BUA)** and is signed by the owner, council and lender.

Councils secure the loan against the property using an **Building Upgrade Charge (BUC)** and repayments are quarterly, just like rates.

As a result, the loan can be passed from vendor to purchaser when the property is sold, allowing lenders to offer:



- 100% of costs with no deposit required
- Long term (10-20 years) fixed low interest rates
- Ability to share costs and benefits with tenants
- Option to transfer on sale of property

## What are the opportunities for councils?



Councils can help unlock over \$40 billion of investment in the built environment by offering Building Upgrade Finance.

It can be used to:

- Reduce community CO2 emissions
- Increase investment in renewables
- Stimulate economic activity and business profitability
- Keep the benefits within the municipality
- Unlock government grants and rebates





## Who is Better Building Finance?

Better Building Finance (BBF) is Australia’s largest independent third-party service provider, helping councils establish and run Building Upgrade Finance programs for their local communities.

BBF is currently supported by, and receives funding from, the Australian Renewable Energy Agency (ARENA) as part of ARENA’s ‘Advancing Renewables’ Program.



Australian Government  
 Australian Renewable Energy Agency

**ARENA**

## How have councils benefitted?



As of late 2020, BBF and its Council Partners have unlocked over \$40 million in investment for businesses through more than 100 upgrade projects. This has resulted in:



Installation of over 10,000 kW worth of solar panels



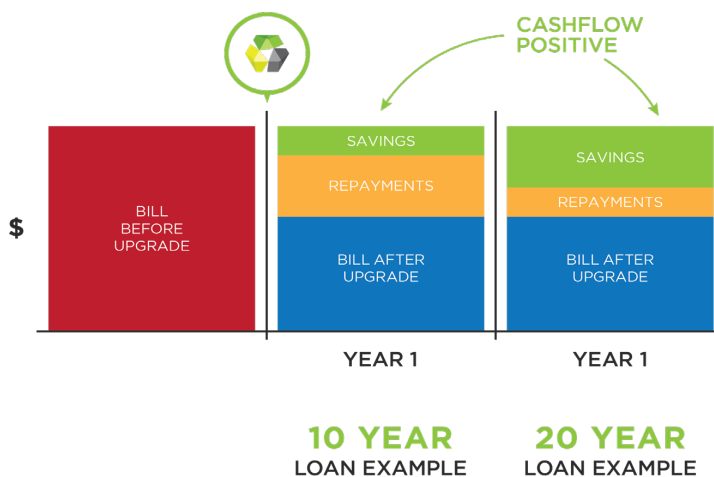
Reduction of over 500,000 tonnes of carbon emissions



Cost savings of over \$100 million for local businesses

## Benefits for businesses











- ✓ Up to 100% project finance, including hard and soft costs
- ✓ Loan terms between 4 - 20 years
- ✓ Repayments made alongside local council rates
- ✓ Repayments can be split between landlord and tenants
- ✓ No requirement for personal or business security





### Council partner leaderboard

By the end of 2020, Better Building Finance had helped its Council Partners achieve the following by offering Building Upgrade Finance to local businesses within their municipality:

	NUMBER OF BUAs	INVESTMENT BUA LOANS	kW-SOLAR INSTALLED	EMISSION SAVINGS tCO2	OPERATIONAL SAVINGS
 MORNINGTON PENINSULA Shire	14	\$2,022,671	1113	40,122	\$6,421,042
 CITY OF MELBOURNE	13	\$6,421,042	180	82,353	\$11,789,582
 Brimbank City Council	11	\$1,911,013	1147	42,576	\$7,073,119
 Mildura Rural City Council	7	\$690,490	443	13,820	\$2,181,110
 Yarra Ranges Council	7	\$289,017	283	14,615	\$2,420,296
 GREATER SHEPPARTON	6	\$2,701,924	882	35,750	\$5,645,063
 wyndhamcity city.coast.country	6	\$1,924,868	1462	55,955	\$9,849,652
 Moreland City Council	6	\$1,253,045	916	33,652	\$5,783,737
 CITY OF MONASH	6	\$580,965	338	9,315	\$1,675,329
 moirá SHIRE	4	\$4,829,159	431	7,948	\$12,483,818



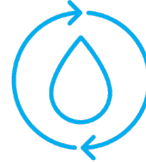
## What can be funded?



Renewable energy  
(e.g. solar)



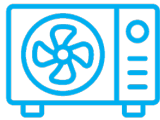
Energy storage



Water efficiency  
and reuse  
systems



Energy optimisation



Air conditioning



End of trip facilities



Waste management systems



Lighting



Green/cool roof installation



Electric vehicle chargers



Pollution control



Building insulation and cladding

"It was important that we support local business and support them in a sustainable way. Working with Better Building Finance to offer Building Upgrade Finance makes this possible for council"

- Mayor, Yarra Ranges Shire



## Why engage Better Building Finance?

As an expert, Better Building Finance provides independent third-party services that are designed to make it easy for council to establish and run a BUA program.



BBF is a market leader with over a decade of experience



BBF is a trusted provider for over 50 councils



BBF has expert knowledge of legislation throughout Australia



BBF provides standardised service for lenders, owners and councils



Councils are paid a signing fee and annual admin fee for each BUA



BBF helps councils reduce and manage associated risks



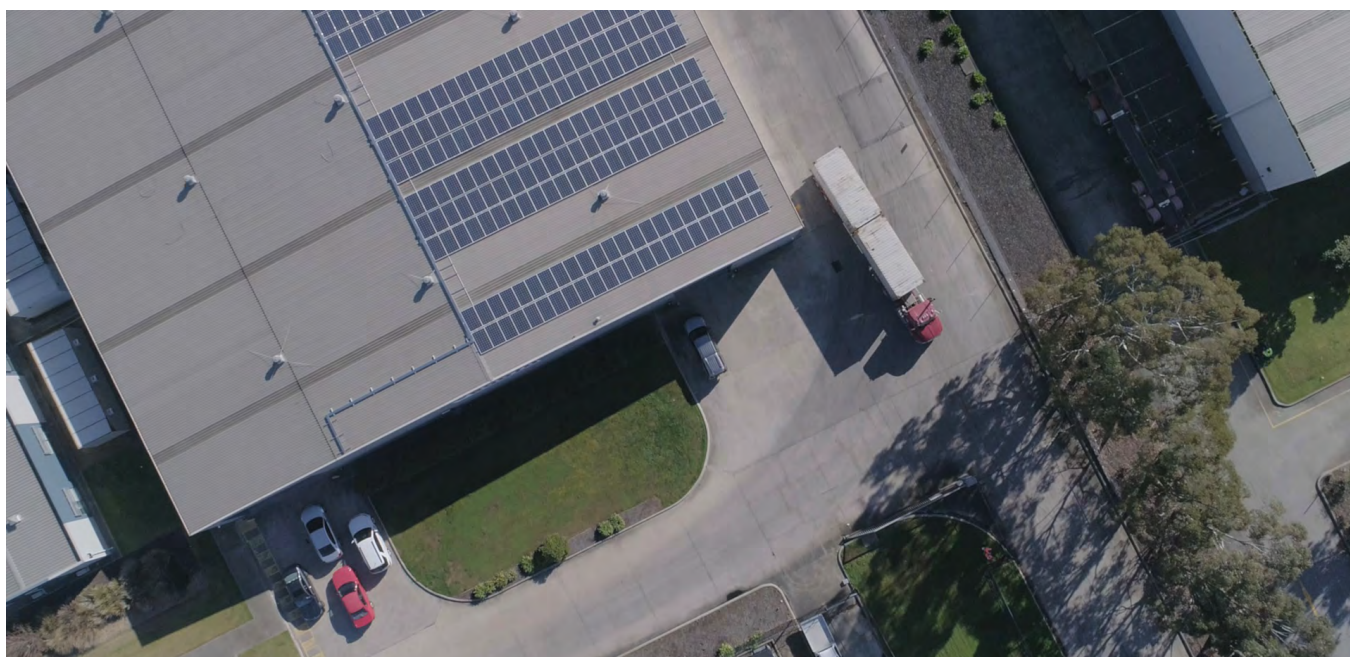
BBF provides its services for free to councils



BBF helps maintain continuity of service for councils



BBF helps minimise administrative costs for council



**“We partnered with Better Building Finance because they know how Building Upgrade Finance works and had the track record to support councils.”**

**- Coordinator, Sustainability, City of Port Phillip**



## Project case studies



### M20, 20 MACQUARIE STREET – CITY OF PARRAMATTA COUNCIL

#### Project Overview

M20 is a Brutalist-style commercial office building in Parramatta. When Praxis Capital took over the building, they undertook extensive refurbishments to improve outgoings and rental yield.

#### Upgrade Details:

- Upgrade of air conditioning system
- Installation of a Building Management System
- Installation of LED lights and sensors

#### Results

A complete building retrofit delivered a better performing asset, with zero vacancy and increased yields. The HVAC upgrade alone reduced the electricity bill by 48%, achieving savings of approximately \$5,000 per month.

### READERS DIGEST BUILDING – CITY OF SYDNEY COUNCIL

#### Project Overview:

The Readers Digest Building is an architecturally significant building located in Surry Hills. Argus Property Partners wanted to improve operational efficiency to attract and retain tenants.

#### Upgrade Details:

- Replacing lighting with LEDs
- Upgrading air conditioning
- Installation of a new Building Management System

#### Results

The total finance amount was \$1.2 million. The upgrades are now reducing operating costs by between 60% and 70%.





## Project case studies



### GLENFERN DENTAL – CITY OF KNOX

#### Project Overview

Glenfern Dental was established 25 years ago and used a BUA loan to install a solar panel system at its new clinic in Ferntree Gully.

#### Upgrade Details:

12.6 kW Solar Panel System

#### Total Cost of System:

\$20,000

Finance of \$14,000 through a BUA loan.

The energy savings work out at \$6,139 per year against loan repayments of \$3,515 per year.

### HUSSEY & CO – MORNINGTON PENINSULA SHIRE

#### Project Overview:

Hussey & Co. is a salad mix and baby leaf manufacturer and exporter; their Mornington Peninsula farm is an energy-intensive operation, requiring electricity to grow, harvest, wash, pack and store produce.

#### Upgrade Details:

After signing a ten-year loan of \$165,000 to install 100kW solar, the electricity produced quickly offset the loan repayments, meaning they were cashflow positive.

Hussey & Co have now signed a larger \$1.2m BUA and installed 500kW more solar – with total expected savings now \$156,000 per year.





## What is the billing and payments platform?

The Billing Platform, built by Better Building Finance and its Council Partners, can work with any Rates and Finance system used by councils throughout Australia.

It streamlines the collection of BUA payments, increases the security of each BUA loan and reduces the resource demands for councils by:

- Issuing Annual Notice for each signed BUA
- Collecting BUA repayments on behalf of Council Partners
- Forwarding BUA repayments to Lender
- Providing payment summary to Council Partners and
- Providing annual reporting for Council Partners and Lenders



“The Billing Platform has streamlined how council processes each Building Upgrade Agreement, while providing us with the confidence that we’re meeting our obligations.”

- Coordinator, Finance Operations, Wyndham City



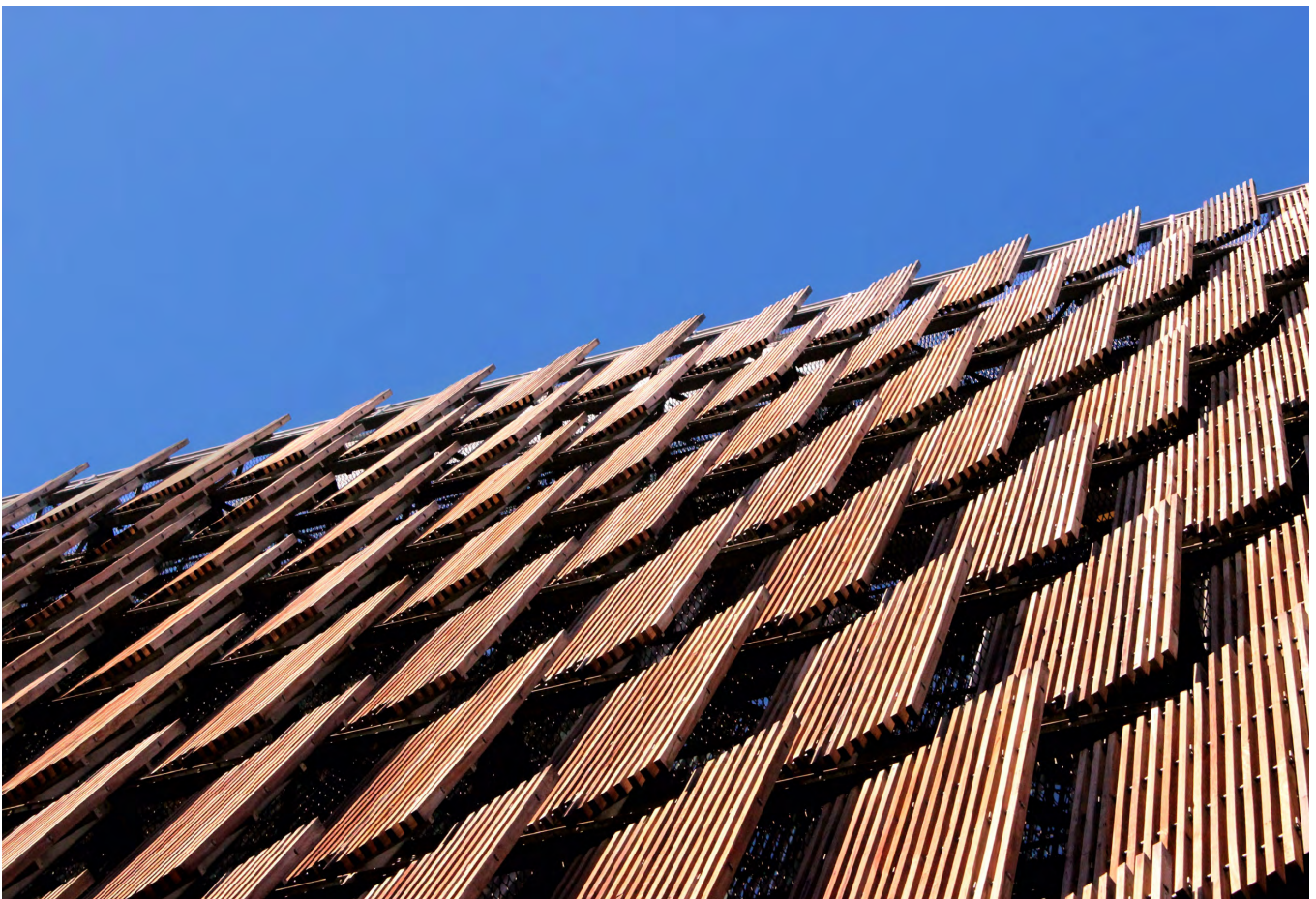
## Are there any costs for councils?

### Free service

Better Building Finance provides its services for FREE to its Council Partners. It generates its revenue by charging a small administration fee to the property owner that is collected on a quarterly basis as part of each BUA repayment.

### Revenue stream

Council Partners who adopt the Billing Platform benefit from the establishment of a Revenue Stream that supports their BUA program. Councils will be paid a Signing Fee for each BUA established and an Annual Fee for the collection of BUA repayments.



“The Billing Platform and Council Fee structure will enable us to start offering residential BUAs to the local community, supported by an BUA Revenue Stream for council.”

- **Coordinator, Climate Change, Mornington Peninsula Shire**





#### CONTACT US

1300 101 223

[info@betterbuildingfinance.com.au](mailto:info@betterbuildingfinance.com.au)

[www.betterbuildingfinance.com.au](http://www.betterbuildingfinance.com.au)

#### WE'RE HERE TO HELP

To enable Building Upgrade Finance for your council, contact the Better Building Finance team and find out how we make it easy and effective.

## FREQUENTLY ASKED QUESTIONS



You can use the links below to go straight to questions in the document:

1. [What is Building Upgrade Finance?](#)
2. [How does Building Upgrade Finance work?](#)
3. [What can Building Upgrade Finance be used for?](#)
4. [How is Building Upgrade Finance different to other finance options?](#)
5. [Is Building Upgrade Finance suitable for projects of any size?](#)
6. [Have many projects already used the Building Upgrade Finance model?](#)
7. [Is Building Upgrade Finance only for commercial buildings?](#)
8. [If I arrange Building Upgrade Finance to install solar panels across the roof of my warehouse, how are the repayments made?](#)
9. [What's different about this Building Upgrade Finance offering for NSW - doesn't something similar already exist?](#)
10. [What do businesses get out of Building Upgrade Finance?](#)
11. [What do councils get out of Building Upgrade Finance?](#)
12. [What does the Better Building Finance organisation get out of this model?](#)
13. [Where does the money come from?](#)
14. [Are the fees fixed for building upgrades applying for finance?](#)
15. [Does a council need to go through a tender process to choose finance options like Better Building Finance \(BBF\)?](#)
16. [What is the billing and payments platform?](#)
17. [This looks great – how can I apply?](#)

If you have questions that aren't covered here, you can get in touch with us at [info@betterbuildingfinance.com.au](mailto:info@betterbuildingfinance.com.au)

## FREQUENTLY ASKED QUESTIONS



### 1. What is Building Upgrade Finance?

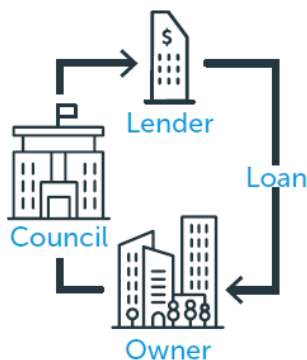
It's a secure way of paying for sustainability improvements to your building.

### 2. How does Building Upgrade Finance work?

Building Upgrade Finance (sometimes called Environmental Upgrade Finance) is a simple loan used to pay for works that improve the energy, water or environmental efficiency and overall sustainability of the building. The loan is then repaid alongside the council rates over an agreed time period.

Once a building owner has completed an application form and provided the correct documentation, an agreement is drawn up between the lender (providing the finance), the building owner (carrying out the sustainability upgrades) and the council (who raise a charge on the land, under the Local Government Act, and then send out quarterly repayment notices alongside the council rates notices until the amount is repaid). The council passes those repayments back to the lender, noting repayments made against the total amount.

Better Building Finance now has an online Billing Platform that can process all repayment notices, repayments, track accounts and track sustainability benefits for the lifetime of the loan, all at no charge to the council and with proper third-party accredited governance.



### 3. What can Building Upgrade Finance be used for?

The finance can be used for a wide range of projects including installing renewable energy systems, initiatives to improve energy and water efficiency, or projects that minimise waste – there just needs to be a measurable improvement in sustainability over time.

Examples of projects that have been funded include:

- Solar systems, solar PV (photovoltaic) panels and battery solutions
- Energy efficiency upgrades
- Heating, ventilation and air conditioning (HVAC) systems
- Lighting technology and control upgrades
- Green and cool roof installations
- Water efficiency and treatment systems
- Waste management
- Electric vehicle charging stations
- Heritage upgrades (South Australia only)

### 4. How is Building Upgrade Finance different to other finance options?

There are a number of key differences:

- No other finance options provide loans for up to 20 years at fixed interest rates
- The loan can be passed on to the new owner if the building is sold before the loan is fully repaid
- The benefits and the repayments can be shared with tenants, unlike other capital works restrictions
- Works must have a measurable environmental benefit

## FREQUENTLY ASKED QUESTIONS



### **5. Is Building Upgrade Finance suitable for projects of any size?**

Yes, there are examples of projects with funding from \$15,000 to over \$24 million.

### **6. Have many projects already used the Building Upgrade Finance model?**

Yes, over 115 projects across Australia have used this form of finance to access over \$40 million in funding to date, with more businesses accessing the finance each month. This same finance mechanism in the USA has seen over USD\$8.5 billion allocated to over 285,000 projects over the past decade.

### **7. Is Building Upgrade Finance only for commercial buildings?**

Under current legislation Building Upgrade Finance is available for most buildings used for non-residential purposes such as commercial offices, retail, industrial, manufacturing, agriculture and hospitality premises. With changes to the legislation, Building Upgrade Finance could become available for residential and strata projects.

### **8. If I arrange Building Upgrade Finance to install solar panels across the roof of my warehouse, how are the repayments made?**

An agreement will be drawn up between you, the local council, and the lender. Once the loan has been used to pay for the solar installation, the council will take repayments over the term of the agreement alongside the usual rates paid each quarter. You'll benefit from the reduced power bills, increased asset value and sustainability outcomes, as well as the long-term fixed-interest loan.

### **9. What's different about this Building Upgrade Finance offering for NSW - doesn't something similar already exist?**

Although the finance mechanism has been seen before in NSW, the administration offered by Better Building Finance (BBF) is different and has learnt from previous versions. BBF now sets up and manages the program for each council and removes almost all of the administration burden from councils, making it easier for building owners and lenders to apply Building Upgrade Finance through streamlined, transparent and well-governed processes.

### **10. What do businesses get out of Building Upgrade Finance?**

Quite simply, it's a way of accessing affordable finance to make sustainability upgrades, improve efficiency and reduce bills, with long term repayment options that meet businesses' cashflow requirements through fixed interest rates. And the benefits and the repayments can be shared with tenants, unlike other capital works restrictions.

Whilst interest rates may be different to banks or other lenders variable rates, the long-term nature of the loans allow lenders to offer extended, more consistent terms that others can't, that fit with longer term budgeting, reducing the size of quarterly payments.

## FREQUENTLY ASKED QUESTIONS



Benefits of Building Upgrade Finance include:

- 100% project finance for private (rateable) building owners' environmental upgrades
- Long-term loan repayment terms (4-20 years) can enable cash-flow positive projects
- The loan is tied to the building, not the owner, and can be passed from vendor to purchaser when the property is sold
- Tenants (building occupiers) can also benefit from BUF with significantly reduced utility costs or building performance, with the option to pass repayments through to tenants where their benefits can be quantified and measured.
- Prevent 'cashflow leakage' from the community, as with this finance model any money that is not paid to utility companies is invested back into local businesses
- Collaborate with organisations such as Better Building Finance that are supported by ARENA and state governments to encourage uptake of sustainability initiatives across Victoria, New South Wales and South Australia.

### 11. What do councils get out of Building Upgrade Finance?

There are multiple opportunities for councils to:

- Enable rate-payers to upgrade their buildings and improve their assets
- Help businesses become more profitable over time, securing local jobs
- Minimise the environmental footprint of local buildings and the community
- Achieve environmental and community targets around building emissions, water and waste
- Create added value for local rate-payers at ultra-low cost to businesses
- Support secure private sector investment in their area that does not require funding from the council itself
- Help local business and building owners with upgrades without councils taking on any risk or liability for the loan, and without councils paying for the Building Upgrade Finance mechanism or incurring any financial costs associated with it

### 12. What does the Better Building Finance organisation get out of this model?

Working with the City of Melbourne and then across Victoria, Better Building Finance (BBF) was the first organisation to develop this form of finance in Australia. Now BBF is aiming to grow the Building Upgrade Finance market across Australia to:

- Encourage more sustainable building upgrades
- Create a larger market for current lenders to invest in
- Attract more lenders to the program and encourage more councils to include Building Upgrade Finance in the suite of options to help their climate adaption strategy.

To promote the uptake of the model and make sure there's no conflicts of interest, BBF only gets paid when it facilitates a project funded through Building Upgrade Finance, and that's just the small administration fee.

## FREQUENTLY ASKED QUESTIONS



### 13. Where does the money come from?

The Building Upgrade Finance funds come from the private sector, where financial institutions such as Credit Suisse can finance these projects. The Better Building Finance organisation works closely with the Sustainable Australia Fund to provide the funding for projects. As an open market solution supported by ARENA to help expand the market, we encourage other lenders to participate.

### 14. Are the fees fixed for building upgrades applying for finance?

No, building owners pay a small quarterly administration fee that's based on the size of the loan – so smaller upgrades pay smaller administration fees – as well as an application and processing fee at the beginning of the agreement. Projects under \$50,000 in value do not pay any processing fee at all.

### 15. Does a council need to go through a tender process to choose finance options like Better Building Finance (BBF)?

No, BBF is currently the only organisation in Australia providing third party administration services for Building Upgrade Finance and, as it does not charge a fee to council for their services, no tender process is necessary.

### 16. What is the billing and payments platform?

The Billing Platform, built by Better Building Finance and its Council Partners, can work with any Rates and Finance system used by councils throughout Australia.

It streamlines the collection of BUF payments, increases the security of each BUF loan and reduces the resource demands for councils by:

- Issuing Annual Notice for each signed agreement
- Collecting BUF repayments on behalf of Council Partners
- Forwarding BUF repayments to Lender
- Providing payment summary to Council Partners, and
- Providing annual reporting for Council Partners and Lenders.

### 17. This looks great – how can I apply?

Councils can visit <https://betterbuildingfinance.com.au/> to start the conversation, and building owners can find out more and apply for finance through Sustainable Australia Fund: <https://sustainableaustraliafund.com.au/apply/>

### 9.4.1 ELECTION OF MAYOR AND DEPUTY MAYOR

Record No: I21/148

Responsible Officer:	Chief Executive Officer
Author:	Chief Strategy 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:	1. SMRC Mayor Nomination Form_1 2. SMRC Deputy Mayor Nomination Form_1
Cost Centre	3110

#### EXECUTIVE SUMMARY

The terms of the Mayor and Deputy Mayor finish in September 2021.

An election of the Mayor must occur and the election of a Deputy Mayor may occur.

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

#### OFFICER'S RECOMMENDATION

That Council

- A. Invite nominations for the election of Mayor;
- B. Invite nominations for the election of Deputy Mayor;
- C. In the event of there being more than one candidate nominated for either the position of Mayor or Deputy Mayor, an election be held in accordance with Schedule 7 of the *Local Government (General) Regulation 2005* and the method of voting be by ordinary ballot.

#### BACKGROUND

The election of Mayor for the Snowy Monaro Regional Council is required to be conducted pursuant to Section 225 of the *Local Government Act 1993*. The Mayoral term will run until the next election.

The election of Mayor and Deputy Mayor is also covered by the provisions of Schedule 7 of the *Local Government (General) Regulation 2005* which may be viewed at the following link:

[Schedule 7 - Election of Mayor by Councillors](#)

The main points from the legislation are:

- The general manager (or a person appointed by the general manager) is the Returning Officer.
-

9.4.1 ELECTION OF MAYOR AND DEPUTY MAYOR

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- Nominations are to be announced and elections are to be conducted at the same council meeting.

**Note:** The completed nomination form (attached) may be handed to the Returning Officer at the meeting or prior to the meeting.

**Procedure**

- A nomination is to be made in writing by two or more councillors, one of whom may be the nominee.
- The nominee must indicate consent to the nomination in writing. If more than one nomination is received the Council must resolve that the election proceed by preferential ballot, ordinary ballot or open voting.
- Preferential ballot and ordinary ballot will be secret ballots.

The Election Procedures will generally be as follows: -

1. Councillors will be called upon by the Returning Officer (Chief Executive Officer) to submit their written nomination papers.
2. The nominations received will be announced to the meeting by the Returning Officer.
3. If only one Councillor is nominated and accepts the nomination, that Councillor is elected.
4. If there is more than one candidate contesting a position, the provisions of clause 3(2), Schedule 7 of the Local Government (General) Regulation 2005 will take effect.
5. The Council must resolve which method of election will be used, i.e. by preferential ballot, by ordinary ballot (secret ballot) or by open voting (show of hands) and the election must be held at the Council meeting at which the Council resolves on the method of voting.
6. If an election by ballot is necessary, the Council will be asked to adjourn for a short time to allow the preparation of ballot papers. The ballot will be undertaken using a combination of physical ballot papers and use of an online tool for anonymous electronic voting.
  - (i) When the ballot papers have been prepared, the meeting will be resumed and the ballot papers will be distributed to Councillors for marking.
  - (ii) Upon completion of marking of the ballot papers by Councillors, the papers will be collected by or on behalf of the Returning Officer and a short adjournment will again be necessary to enable the counting of votes.
7. When all voting and the counting has been completed, and the result has been obtained, the Returning Officer will declare the result to the meeting.

Councillors are required to complete the nomination papers (attached) prior to the meeting to enable them to be delivered or sent to the Returning Officer.

The nomination is to be made in writing by two or more Councillors, (one of whom may be the nominee), and is not valid unless the nominee has indicated consent to the nomination in writing.

**QUADRUPLE BOTTOM LINE REPORTING**

**1. Social**

N/a.

**2. Environmental**

N/a

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### **3. Economic**

No additional funding will be required arising out of this report.

### **4. Civic Leadership**

The election of a Mayor is necessary for Council to function. The election of a Deputy Mayor will see that the role of Mayor is fulfilled should the Mayor be unavailable. The position of Deputy Mayor is optional, and Council can resolve not to have the position.

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## SNOWY MONARO REGIONAL COUNCIL

### NOMINATION FORM

#### Election of Mayor

We, the undersigned, herewith nominate -

Councillor \_\_\_\_\_

*(Print full name)*

for the position of **MAYOR**

Nominators:

Name: Clr \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Name: Clr \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

I herewith accept nomination for the Snowy Monaro Regional Council

Name: Clr \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_



## SNOWY MONARO REGIONAL COUNCIL

### NOMINATION FORM

#### Election of Deputy Mayor

We, the undersigned, herewith nominate -

Councillor \_\_\_\_\_

*(Print full name)*

for the position of **DEPUTY MAYOR**

Nominators:

Name: Clr \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Name: Clr \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

I herewith accept nomination for the Snowy Monaro Regional Council

Name: Clr \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_



## 9.4.2 COUNCIL MEETING DATES, TIMES AND LOCATIONS FOR NOVEMBER 2021 TO SEPTEMBER 2022

Record No: I21/87

Responsible Officer:	Chief Strategy Officer
Author:	Acting 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:	Nil

### EXECUTIVE SUMMARY

Council's current adopted meeting schedule terminates at October 2021, which is now prior to the date of the next election. It is proposed that the current meeting schedule, being the third Thursday of every month commencing at 5pm, to be continued. The exception will be the meeting required to be held within three weeks of the election being declared.

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

#### OFFICER'S RECOMMENDATION

That Council

- A. Set the dates for its ordinary meeting, to commence at 5:00pm, as follows;
  - (a) 18 November 2021, to be held in Cooma,
  - (b) 16 December 2021, to be Jindabyne,
  - (c) 6 January 2022, to be held in Cooma, and
  - (d) 17 February 2022, to be held in Bombala.
- B. Alternate Council meetings held on the third Thursday of every month commencing at 5:00 pm to regional locations as listed in the recommended schedule in this report.

### BACKGROUND

While Council traditionally omits an ordinary Council meeting in January each year, the proximity of the Council election requires Council to meet within three weeks of the election results being declared, which based on the advice available is estimated to be between 21 and 23 December 2021.

While the meeting schedule does extent to February, it would be within the powers of the new Council to determine their meeting schedule.

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## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

Council meetings are one avenue that allows participation of the community in the meeting. The timing of the meetings provide greater ability for people to view the meeting live or attend.

### **2. Environmental**

Nil.

### **3. Economic**

Council meeting expenses have been allowed for in the existing budget.

### **4. Civic Leadership**

The recommendation continues the current position of the Council.

---

### 9.4.3 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2021

Record No: I21/72

Responsible Officer:	Chief Executive Officer
Author:	Executive Assistant (Communications)
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:	Nil
Cost Centre	Nil
Project	Nil
Further Operational Plan Actions:	Nil

#### EXECUTIVE SUMMARY

Local Government New South Wales (LGNSW) have moved their in-person Annual Conference (now called '*Special Conference*') to 28 February to 2 March 2022. Conference Motions etc. will be dealt with at that Conference. However, the Fair Work (Registered Organisations) Act requires LGNSW to still hold an Annual Conference this calendar year.

To meet legislative obligation, LGNSW will conduct an online Annual Conference on 29 November 2021, at which time they will present the Financial Statements and the Annual Report. The Annual Conference will run for approximately 1 hour. Councils are required to nominate voting delegates for this meeting, which will be at no cost to councils. SMRC is entitled to three voting delegates. Nominations for the in-person Special Conference in 2022 will be conducted after the local government elections in December 2021.

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

#### OFFICER'S RECOMMENDATION

That Council

- A. Authorise the Mayor and Chief Executive Officer to attend the Local Government NSW Annual on-line Conference to be held on 29 November 2021; and
- B. Nominate and authorise Cr \_\_\_\_\_ and Cr \_\_\_\_\_ and as the remaining voting members.





#### 9.4.4 DRAFT HOUSING AND SOCIAL SERVICES COMMITTEE CHARTER

Record No: I21/107

Responsible Officer:	Chief Strategy Officer
Author:	Community Development Planner and Projects 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 Housing and Social Services Committee Charter
Cost Centre	WO-1766
Project	Housing and Social Services Committee
Further Operational Plan Actions:	

#### EXECUTIVE SUMMARY

At its meeting on 15 July 2021, Council resolved to form a Housing and Social Services Committee.

A draft Housing and Social Services Committee Charter has been prepared for Council's information, and to facilitate the convening of this first meeting.

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

#### OFFICER'S RECOMMENDATION

That Council

- A. Endorse the draft Housing and Social Services Committee Charter, in order to allow a first meeting to be convened.
- B. Nominate a councillor representative to the committee to fill the role of chairperson.

#### BACKGROUND

At its meeting on 15 July 2021, Council resolved to form a Housing and Social Services Committee, with the intent of sharing information and coordinating a response to housing issues in the region (Council resolution 167/21).

A draft Housing and Social Services Committee Charter has been prepared for Council's information.

This draft charter identifies preliminary guiding principles to allow for a first meeting of the committee to be convened. At its first meeting, the committee will review and endorse a final charter, to be presented to Council for their adoption.

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The proposed invitation list for the inaugural meeting includes:

- A representative from Monaro Regional Housing Forum
- Snowy Hydro
- Future Generation JV
- Southern Cross Housing
- Mission Australia
- Monaro Community Access Service
- NSW Department of Communities and Justice including Housing NSW
- NSW Department of Planning, Industry and Environment (Snowy Mountains Special Activation Precinct team)
- NSW DPIE Housing (SE Tablelands Regional Plan team)
- Regional Growth NSW Development Corporation
- Department of Regional NSW

Invited participants will be given the opportunity, on review of the draft charter, to decide whether to take up the offer of committee membership.

The inaugural agenda will also include the development of selection criteria for community member representation (maximum 3 members). This representation will be sought via an open expression of interest (Eoi) process.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

Access to appropriate, affordable and secure housing is a cornerstone of individual and family well-being. It is a key social determinant of health, identified by the World Health Organisation, and Australian Institute of Health and Welfare.

Housing market data, along with anecdotal feedback and evidence from local network meetings, clearly identifies that the housing market in the Snowy Monaro region has changed considerably in the previous two years. Like many other LGAs in NSW, Snowy Monaro is experiencing what has been described as an acute housing crisis. A number of unique factors exist in Snowy Monaro above and beyond the issues experienced across the state, for example the infrastructure related investment projects of Snowy 2.0 and the Snowy Mountains Special Activation Precinct.

Community service organisations in this community have identified the impacts of a changing housing market on key groups, in particular:

- People with existing vulnerabilities such as disability, mental health conditions, domestic and family violence, and child protection issues. Of particular concern for this group is the cascading impacts of housing insecurity; when housing is inaccessible, considerable additional pressure is put on existing vulnerabilities and people find it harder to live day to day. Capacity to thrive is severely limited and the risk of harm compounds daily.
-

- An emerging and rapidly growing group of people accessing community services for the first time in their lives, in particular older people and people in medium-income households. Examples include people who have lived in their privately owned / mortgaged home or a long term rental for many years who are now homeless or at risk of homelessness due to changing circumstances such as relationship breakdown, financial pressure, or eviction. Organisations report working with an increasing number of people with secure long term employment who are homeless or at risk of homelessness due to a lack of availability of rental properties which meet their needs. Without housing, these people will need to leave the region, leaving gaps in the employment market which may be difficult to fill (e.g. aged care workers, nurses, teachers).

It is noted that the region has a number of successful interagency forums, facilitated by SMRC, which primarily focus on the operational aspects of community service delivery. These forums do the best that they can with limited resources to identify and respond to community trends and developing issues. Representation from these forums is identified in the draft charter, to ensure that they have an ongoing advocacy role for the community.

The impact of changes to the housing market in the region is now at a point where it needs increased support and leadership from a variety of avenues, in order to address these issues. The development of the Housing and Social Services Committee provides an opportunity for our region to apply a strategic lens; to request support from key stakeholders to identify and understand the current environment, and to seek and implement meaningful local solutions.

## **2. Environmental**

It is not expected that there will be any environmental impacts as a direct result of this report.

However, it is possible that the business of the committee may one day make recommendations which have environmental implications.

## **3. Economic**

This activity has not been funded in the current adopted operational plan and budget. This project will require other activities to be cut to allow for the operation of the committee.

The likely impact on staff resourcing will depend on the final composition of the committee. The draft charter identifies the full participation of Council's Community Development Planner and Economic Development Officer. Both of these roles are single-employee positions in the structure, each with considerable existing workloads.

Consideration also needs to be given to the potential participation of other staff, for example at the Team Leader / Coordinator and Executive levels. Even if these staff are not required to participate as members, they will be required to oversee and manage aspects of the operation of committee.

Further, there is a high likelihood that responsibility for research, administration, liaison, reporting, and implementing the recommendations of the committee will fall to SMRC staff. To estimate this requirement based on other section 355 committees, it is reasonable to predict a time commitment of 10 hours per staff member per meeting. At 4 meetings per year for 2 years, with membership of 2 staff, this equates to a minimum wage cost of 180 hours over the life of the committee, plus the cost of management / supervision.

It is also possible that the committee may request secretariat support from Council. This would further contribute to the wage cost by an additional 3 hours per meeting (minimum).

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# **Housing and Social Services S355 Advisory Committee Charter**



### Record of Versions

Date Published	Reason for Amendments	Resolution	Author/Document Owner
24/08/2021	Draft Charter		Community Development Planner

*Uncontrolled document when printed. Please refer to intranet for controlled document*

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DRAFT



## 1 Role of the Committee

The Committee Charter sets out the membership, responsibilities, authority and operations of the Housing and Social Services Committee in the Local Government Area (LGA) of Snowy Monaro Regional Council.

The role of the Committee is to inform Council of current issues and impacts in the housing market, and advocate for housing initiatives which meet the needs of the region.

## 2 Purpose of the Committee

The purpose of the Committee is to assist Snowy Monaro Regional Council to share information and coordinate a response to the acute and chronic shortage of accommodation and housing across the region and the associated impacts socially.

With reference to this coordination and response, the Committee shall:

- Identify and articulate the issues relating to housing and accommodations shortages in the region
- Form a strategic avenue for advocacy and lobbying to address housing and accommodation shortages in the region
- Offer information and ideas to Council and external stakeholders
- Prioritise issues and actions relating to housing and accommodation shortages in the region
- Provide an avenue for high level and strategic collaboration on housing issues, and

Where appropriate:

- Advise Council to make submissions to relevant housing initiatives on behalf of the community
- Identify existing models / initiatives which are available in other communities and leverage these opportunities for the Snowy Monaro community
- Advise Council on requesting assistance to develop a regional housing strategy
- Identify and recommend available funding streams which support housing initiatives, to Council, Committee members, and external stakeholders.

## 3 Power of the Committee

The Committee exercises functions of Council as a Committee under Section 355 of the *Local Government Act 1993*.

Pursuant to Section 377 of the *Local Government Act 1993*, Council has delegated to the Committee the power to carry out the functions necessary for its purposes.

The power of the Committee is limited to the exercise of advisory power. It does not have power to make decisions that will bind the Council or to commit the expenditure of the financial resources of Council or any other Organisation without express authorisation.

The Committee shall exercise its power by considering any matter relating to its purposes in a formal meeting and by making formal recommendations to Council as it deems appropriate.

## 4 Structure and Composition of the Committee

The Committee shall consist of a minimum of five (5) members and a maximum of eighteen (18). Equal representation is to be given to the identified organisations for voting purposes, as such the Committee shall be made up of:

- 1 Councillor representative, to be nominated by Council
- SMRC Community Development Planner, to provide advice and information
- SMRC Economic Development Officer, to provide advice and information
- 1 representative from each of the following:
  - Monaro Regional Housing Forum
  - Snowy Hydro
  - Future Generation JV
  - Southern Cross Housing
  - Mission Australia
  - Monaro Community Access Service
  - NSW Department of Communities and Justice including Housing NSW
  - NSW Department of Planning, Industry and Environment (Snowy Mountains Special Activation Precinct team)
  - NSW DPIE Housing (SE Tablelands Regional Plan team)
  - Regional Growth NSW Development Corporation
  - Department of Regional NSW
- Up to three community members (the agenda of the inaugural meeting will include determining criteria to support an expression of interest process for the inclusion of community member representation).

From this membership the Committee will elect its office bearers at its inaugural meeting, and thereafter at its AGM (12 monthly).

## 5 Appointment of the Committee

Following the first meeting after the election of the principal office bearers, the term of the Committee shall be a maximum of two years. Throughout the term, the composition and function of the Committee shall be reviewed and a recommendation made to Council as required.

## 6 Meetings

Meetings shall be held a minimum of four (4) times per year, primarily using online software such as Zoom. Meetings may be held at other times at the discretion of the Chairperson or on the recommendation of the Committee. Meeting dates and times are to be determined by the Committee at its inaugural meeting.

The Committee shall report on the outcomes and recommendations of its meetings by submitting its minutes to Council meeting.

## 7 Quorum

The quorum is five (5) or half (the total membership) plus one of the members present, whichever number is higher, and must include one (1) office bearer, the Councillor representative, and 1 SMRC staff member, as listed above.

## 8 Vacancies

Vacancies on the Committee, where that vacancy concerns a community member, may be filled by a resolution of the Committee and the term of any substituted Member appointed shall be the same term as that of the Member absent, whose position has been vacated or forfeited. Where a vacancy concerns a nominated organisation, it is the organisations responsibility to fill this position.

Vacancies will be filled in accordance with the Section 355 Manual.

## 9 Leave of Absence

- A request for Leave of Absence can be applied for and approved by Committee Resolution.
- Failure to attend three consecutive meetings without submitting a satisfactory explanation or request for Leave of Absence will forfeit membership on the Committee.

## 10 Principal Office Bearers

### 10.1 Chairperson

The Chairperson shall be the nominated Councillor.

The Chairperson shall manage the committee meetings, working closely with the Secretary, and be the primary liaison with Council.

If the Chairperson is absent from a meeting, and no Deputy Chairperson has been previously appointed, the committee shall elect a member to chair the meeting in the absence of the Chairperson.

### 10.2 Secretariat

The Committee shall provide Secretariat support for all meetings. The Secretariat will be appointed from within the Committee membership; alternatively, a request may be made to Council to request additional staff resources be made available to provide Secretariat support.

The Secretariat shall:

- Prepare all records, including the agenda, minutes and any reports or recommendations.

- Provide members of the Committee with adequate notice of meetings confirming the date, time and venue.
- An agenda will be forwarded to each member of the Committee as soon as is practicable.
- Maintain an action items list.
- Ensure the minutes of the meeting are promptly distributed to all members for review as soon as practicable after each meeting.
- Ensure the adopted minutes are signed by the Chairperson and presented to the next Council meeting.

## 11 Term of the Committee

The term of the Committee shall be a maximum of two years. Council, the Chairperson, or the Committee may decide to review the effectiveness of the Committee at any time during this period, and move to conclude the Committee's operation.

At the end of its term, the Committee will provide a report to Council outlining its activities and achievements.

#### 9.4.5 CEO PERFORMANCE REVIEW

Record No: I21/131

Responsible Officer:	Chief Executive Officer
Author:	Chief Workforce 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:	10.1.2 Integrated Planning and Reporting guides long term planning and organisational sustainability
Attachments:	1. Blackadder Associates quote - <b>Confidential</b> 2. McArthur quote - <b>Confidential</b>

Cost Centre

Project

Further Operational Plan Actions:

#### EXECUTIVE SUMMARY

The annual review of the CEO's performance is due to be held in November.

Due to the Councillor term being extended, this gives the outgoing Councillors an opportunity to participate and conduct the annual Performance Review of the CEO.

At its March meeting Council resolved to seek a new facilitator. It was originally intended that the new Council have the opportunity to appoint the new facilitator.

This reports provides the opportunity to appoint the facilitator.

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

#### OFFICER'S RECOMMENDATION

That Council select either the services of McArthur or Blackadder Associates as the new facilitator for the CEO review, or determine to continue with Local Government Management Solutions.

#### BACKGROUND

At its meeting of 18 February 2021, Council resolved (resolution 31/21) as follows:

That Council:

- A. That the CEO's Performance Review for 2020 be completed as matter of urgency, if possible prior to the March 2021 Council Meeting, in order to comply with OLG Guidelines, and
-

B. That a new facilitator be considered for future CEO performance reviews.

This report addresses part B of that resolution. There are three organisations that dominate the general manager recruitment and annual review sector, namely:

- Local Government Management Solutions, part of LGNSW, which has been the provider of services to SMRC over recent years;
- Blackadder Associates
- McArthur Pty Ltd

Quotations were sought from the latter two organisations and are attached. Both organisations have undertaken work for SMRC over the past five years, particularly during the first two years assisting with the recruitment of the then management team and the other activities directly associated with the merger.

At its meeting of 18 March 2021, Council resolved (resolution 65/21) as follows:

That Council

- A. Endorse the report of the CEO Performance Review Panel
- B. Adopt the proposed action plan items 1, 2, 6 and 7, in the Performance Review Panel report

This resolution sets the framework, based on the LGNSW Management Solutions template, against which the CEO's performance must be assessed in November.

Council may wish to adopt a new performance agreement template following the completion of the 2020-2021 annual review.

The following resolution (resolution 26/21) was also adopted at Council's meeting of 18 February 2021.

That all Councillors have an option to be a part of the CEO review process.

At its meeting of 28 August, Council (resolution 195/21) resolved as follows:

That Councillors conduct the Performance Review of the Chief Executive Officer in the first Wednesday of November 2021.

This set the date for the review to be Wednesday 3 November 2021.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

Not directly applicable.

### **2. Environmental**

Not directly applicable.

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**3. Economic**

The two additional quotes are similar to the fees charged previously by LG Management Solutions.

Estimated Expenditure	Amount	Financial year	Ledger		Account string																		
Consultant led Review	\$3,150 – 3,700	2021																					

**4. Civic Leadership**

Reviewing the CEO’s performance is a contractual requirement, it is also one of the ways that Council can impact the performance of the organisation overall.





#### 9.4.6 2021 FINANCIAL STATEMENTS TO BE REFERRED TO EXTERNAL AUDIT

Record No: I21/151

Responsible Officer:	Chief Strategy Officer
Author:	Management Accountant
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:
Cost Centre	Financial Services
Project	Annual Financial Statements 2020

#### EXECUTIVE SUMMARY

Council's 2021 Financial Statements are in the process of being finalised and, in accordance with Section 413(2) of the Local Government Act 1993, Council is required to refer them for external audit.

The 2021 Financial Statements encompass the period 1 July 2020 to 30 June 2021. Council staff are well placed to complete the draft financial statements in line with the NSW Audit Office's Annual Engagement Plan timeline with the draft financial statements not due until 27 September 2021. With work still in progress at the time of preparing this report a draft income statement and statement of financial position will be circulated separately to this report for review.

The Audit Risk and Improvement Committee (ARIC) will received the draft financial statements on the 27 September 2021.

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

#### OFFICER'S RECOMMENDATION

That Council

- A. Authorise the Mayor and a councillor to sign the statement by councillors and management for the Snowy Monaro Regional Council 2021 general purpose financial statements;
- B. Authorise the Mayor and a councillor to sign the statement by councillors and management for the Snowy Monaro Regional Council 2021 special purpose financial statements for the following business activities:
  - Water Supply (mandated)
  - Sewerage (mandated)
  - Water Management (self-determined)
  - Residential Aged Care (self-determined)
- C. Authorise the referral of the 2021 financial statements to the external auditor; and
- D. Authorise the Chief Executive Officer to issue the 2021 financial statements upon receiving the external auditor's report.

## **BACKGROUND**

The audit of Council's financial statements is scheduled to start on 27 September 2021.

In accordance with Section 417(5) of the Local Government Act 1993, Council is required to lodge its audited financial statements and financial data return (FDR) to the Office of Local Government by 31 October 2021.

This has been another difficult year for the Council financially, which is reflected in the financial outcomes.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

The audit of the Council's general and special purpose financial statements and accounting policies will provide assurance of Council's financial management.

### **2. Environmental**

No direct environmental impacts.

### **3. Economic**

The preparation, compilation and audit of Council's financial statements has been provided for in Council's annual budget.

### **4. Civic Leadership**

The audit of Council's general purpose financial statements and special purpose financial statements and accounting policies supports the accountability of decision makers and compliance with regulations.

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### 9.4.7 ADOPTION OF END OF YEAR CLOSURE POLICY

Record No: I21/154

Responsible Officer:	Chief Workforce Officer
Author:	Team Leader Business Partnering Services
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	10.4 Council will manage service delivery in an efficient and sustainable way as an employer of choice
Delivery Program Objectives:	10.4.2 Council provides a workplace that ensures the health, safety and wellbeing is maintained through the management of potential risk
Attachments:	1. Annual End of Year Closure Policy

Cost Centre

Project

Further Operational Plan Actions:

#### EXECUTIVE SUMMARY

At the request of the Executive Leadership Team, Workforce Management has developed an Annual End of Year Closure Policy.

The aim of this Policy is to provide guidance for the closure of SMRC locations for the end of year period (Christmas through New Year's Day).

Previously, a report has been sent to Council each year for approval of the end of year closure period. This report recommends formal adoption of the policy which will remove the need for Council approval each year.

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

#### OFFICER'S RECOMMENDATION

That Council approve the Annual End of Year Closure Policy

#### BACKGROUND

Since 2016, Council has closed down its operations, excluding essential services, for the period between Christmas and New Year. Further, it has been Council's practice to provide the workforce with concessional leave (1/2 day) on the day immediately preceding the close down period.

The concessional leave is an opportunity for the Council to acknowledge its appreciation of the work, effort and contribution of the workforce over the year. Typically, the concessional leave is provided to employees who physically attend work on the day. Where an employee takes leave that includes the nominated day, concessional leave does not apply.

---

During the end of year closure, the workforce is required to use accrued leave for the days they would ordinarily work, excluding those designated as public holidays. Clause 22D (vii) (b) of the Local Government (State) Award 2020 governs situations where an employee has insufficient leave.

The end of year closure is an opportunity to provide an effective balance between work and outside work commitments and reduce the organisation's leave liability.

A service schedule, detailing Council's hours of operation during the shutdown period is jointly prepared by the relevant service units and used to manage resourcing and rostering, as well as forming the basis for planned communications with customers and stakeholders. Preparation of the schedule will be coordinated by the Workforce Management unit each year.

## **QUADRUPLE BOTTOM LINE REPORTING**

### **1. Social**

The closure of a number of Council's offices and depots over the end of year period gives staff a chance to take a well-deserved break to spend time with their families to promote a positive work life balance. A positive approach to work life balance will promote Council as an employer of choice.

### **2. Environmental**

It is not considered that the recommendations contained herein will have any negative environmental impact.

### **3. Economic**

Additional period of time off taken by staff is covered by the taking of accrued leave.

The use of accrued leave by employees will have a positive impact by reducing Council's Excessive leave liability. Further savings may be realised by the operational shutdown due to savings in electricity, water and communications costs.

### **4. Civic Leadership**

By planning an operational closure period, council may retain public confidence through a commitment to maintaining services and assets at an appropriate standard to cover a period of shutdown.

Formal notice is required so that the general public are aware of Council's hours of operation over the end of year period and are able to plan their requirements around availability. It is recommended that Council advertise the closure through its various communications channels in advance.

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# Annual End of Year Closure Policy



<b>Title of Policy</b>	<b>SMRC Annual End of Year Closure Policy</b>		
<b>Responsible Department</b>	Workforce Management	<b>Document Register ID</b>	250.[document year].[document number].[document part]
<b>Policy Owner</b>	Chief Workforce Officer	<b>Review Date</b>	July 2024
<b>Date of Council Meeting</b>	Date Approved [checklist 25002 10 DD LAST VALUE]	<b>Resolution Number</b>	Number [checklist 25002 11 DD LAST VALUE]
<b>Legislation, Australian Standards, Code of Practice</b>	Local Government (State) Award Nursing Homes, &c., Nurses' (State) Award Local Government, Aged, Disability and Home Care (State) Award Public Holidays Act 2021		
<b>Aim</b>	The aim of this Policy is to provide guidance for the closure of SMRC locations for the end of year period (Christmas through New Year's Day).		

## 1 Purpose

Consistent with Council's goal of providing an effective balance between work and outside work commitments, SMRC will close down its operations, excluding essential services, for the end of year period (Christmas through New Year's Day).

## 2 Commencement

This Policy will commence immediately upon its adoption.

## 3 Definitions

**Council** Snowy Monaro Regional Council

**Award** Local Government (State) Award

**Employees** includes all ongoing employees of Council covered by the Award

**Essential Services** operations that are to be maintained during the closure period as determined by the Chief Executive Officer.

**Public Holiday** as per the Public Holidays Act 2010 including observed

## 4 Application

The closure days are the working days and weekends between Christmas Day and New Year’s Day each year. Public holidays will be observed as per the NSW Public Holidays Act 2010.

It is Council’s practice to provide the workforce with concessional leave (1/2 day commencing at 12pm) on the day immediately preceding the close down period. The concessional leave is provided to employees who physically attend work on the day. Where an employee takes leave that includes the nominated day, concessional leave will not apply.

A service schedule (section 4.2 2021/2022 and section 4.3 2022/2023 ) details Council’s hours of operation during the closure period. This schedule is jointly prepared by the relevant service units and used to manage resourcing and rostering, as well as forming the basis for planned communications with customers and stakeholders.

During the close down period, employees are required to use their accrued leave (annual, LSL, Flex or TOIL) for the days they would ordinarily work, excluding those designated as public holidays.

Clause 8D (vii)(b) Local Government (State) Award 2020 governs situations where an employee has insufficient leave.

### 4.1 Office administration closures up to 2023/2024

Concessional ½ Day Leave	Office Closure	Return to Office	Public Holidays	Other Leave Required
Friday 24 <sup>th</sup> December 2021	Monday 27 <sup>th</sup> December 2021	Tuesday 4 <sup>th</sup> January 2022	3 Days	4 Days
Friday 23 <sup>rd</sup> December 2022	Monday 26 <sup>th</sup> December 2022	Tuesday 3 <sup>rd</sup> January 2023	3 Days	3 Days
Friday 22 <sup>nd</sup> December 2023	Monday 25 <sup>th</sup> December 2023	Tuesday 2 <sup>nd</sup> January 2024	3 Days	3 Days

## 4.2 Essential services closure 2021/2022

End of Year Service Schedule 2021/2022																	
Organisational	Service	Site	Fri 24- Dec-21	Sat 25- Dec-21	Sun 26- Dec-21	Mon 27- Dec-21	Tue 28- Dec-21	Wed 29- Dec-21	Thu 30- Dec-21	Fri 31- Dec-21	Sat 1-Jan- 22	Sun 2-Jan- 22	Mon 3-Jan- 22	Tue 4-Jan- 22	Wed 5-Jan- 22	Thu 6-Jan- 22	Fri 7-Jan- 22
Administrative	Administrative Office	Cooma		Close			Close				Close						
		Berridale		Close			Close				Close						
		Bombala		Close			Close				Close						
		Jindabyne		Close			Close				Close						
Corporate & Community	Libraries	Cooma															
		Bombala															
	Mobile Library re-opens DD MMM YYYY	Mobile Library															
	Residential Aged Care																
		Snowy River Hostel	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open
		Yallambee Lodge	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open
	Community Services																
	On-Call service available until DD MMM YYYY	Werri-Nina															
		Berridale															
		Bombala															
Environment & Sustainability	Landfills	Bombala															
		Cooma															
		Jindabyne															
	Transfer Stations																
		Adaminaby															

SNOWY MONARO REGIONAL COUNCIL

SMRC – [proposal]

	Berridale																
	Bredbo																
	Delegate																
	Nimmitabel																
	Numerella																
	Waste Collections																
	Bombala																
	Cooma																
	Jindabyne																
	Visitors Centres																
	Cooma																
	Bombala																
<b>Operations &amp; Infrastructure</b>	Swimming pools																
		Cooma															
		Bombala															
		Adaminaby															
		Berridale															
		Jindabyne															
		Water and Wastewater	Water Supply														
	Wastewater																
	<b>Other Required Services</b>																
	Emergency Services		On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call
	Transport Reactive Maintenance	Bombala															
		Cooma/Snowy Branches															
	= Public Holidays	Cooma/Snowy Branches															



### 4.3 Essential services closure 2022/2023

End of Year Service Schedule 2021/2022																		
			Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Mon	Tue	Wed	Thu	Fri	
Organisational	Service	Site	23 - Dec-22	24 - Dec-22	25 - Dec-22	26 - Dec-22	27 - Dec-22	28 - Dec-22	29 - Dec-22	30 - Dec-22	31 - Dec-22	1-Jan- 23	2-Jan- 23	3-Jan- 23	4-Jan- 23	5-Jan- 23	6-Jan- 23	
<b>Administrative</b>	Administrative Office																	
		Cooma			Close			Close				Close						
		Berridale			Close			Close				Close						
		Bombala			Close			Close				Close						
		Jindabyne			Close			Close				Close						
<b>Corporate &amp; Community</b>	Libraries																	
		Cooma																
	Bombala																	
	Mobile Library re-opens DD MMM YYYY	Mobile Library																
	Residential Aged Care																	
	Snowy River Hostel	Snowy River Hostel	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open
		Yallambee Lodge	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open	Open
	Community Services																	
	On-Call service available until DD MMM YYYY	Werri-Nina																
		Berridale																
Bombala																		
<b>Environment &amp; Sustainability</b>	Landfills																	
		Bombala																
		Cooma																
		Jindabyne																
Transfer Stations																		

SNOWY MONARO REGIONAL COUNCIL

SMRC – [proposal]

	Adaminaby																	
	Berridale																	
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		Jindabyne																
	Water and Wastewater	Water Supply																
		Wastewater																
<b>Other Required Services</b>																		
	Emergency Services		On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	On Call	
	Transport Reactive Maintenance	Bombala																
		Cooma/Snowy Branches																
		Cooma/Snowy Branches																
	= Public Holidays																	

**Documentation**

List the name and document reference number of any other document referred to in this document, including any related policies and procedures

250.2016.530.1      Leave without Pay Procedure

**Variation**

Council reserves the right to review, vary or revoke this policy and should be reviewed periodically to ensure it is relevant and appropriate.



#### 9.4.8 RESOLUTION ACTION SHEET UPDATE

Record No: I21/155

Responsible Officer:	Chief Strategy Officer
Author:	Acting 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 Actions up to end of August 2021
Cost Centre	3120
Project	NIL
Further Operational Plan Actions:	NIL

#### EXECUTIVE SUMMARY

In order to provide Councillors with updates on resolutions of Council, a report has been generated with a summary of actions that are current and have recently been completed, for the period ending August 2021.

The In Progress Resolution Action Sheet for period ending August 2021 is attached to this report.

#### OFFICER'S RECOMMENDATION

That Council receive the resolution update for the period ending August 2021.

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SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
989	26 August 2021	193/21	<p><b>Canberra to Eden Railway</b></p> <p>That Council recommends to the NSW Government via the Premier on the basis of the referenced Review and Articles that:</p> <p>A. The economic and financial findings of the referenced Feasibility Study should be set aside; and</p> <p>B. An independent and expeditious economic and financial assessment of the referenced four-part Concept Plan should be prepared on transparent terms of reference</p>	Chief Executive Officer	Letter sent 31 August 2021.	27/09/2021	Y
988	26 August 2021	185/21	<p><b>Monthly funds management report - July 2021</b></p> <p>That Council:</p> <p>A. Receive the report indicating Council's cash and investments position as at 31 July 2021; and</p> <p>B. Receive the Certificate of the Responsible Accounting Officer.</p>	Finance Officer		27/09/2021	Y
987	26 August 2021	194/21	<p><b>Extension of SAP Exhibition Period</b></p> <p>That Council, as a matter of urgency, writes to the Minister for Planning, Industry and Environment, asking that the Proposed KNP Plan of Management draft Amendments be placed on hold until the Jindabyne content moves beyond draft stage, and that the public exhibition period for comments relating to KNP be extended to well past the October long weekend.</p>	Executive Assistant to CEO, Mayor, and Councillors	Letter sent 1 September 2021.	27/09/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
986	26 August 2021	188/21	<p><b>Submission to the Regional Housing Taskforce</b></p> <p>That Council</p> <p>A. Receive and note draft submission to the Regional Housing Taskforce (Attachment B)</p> <p>B. Authorise Mayor to sign the final submission.</p>	Team Leader Strategic Planning		27/09/2021	N
985	26 August 2021	195/21	<p><b>Performance Review of CEO</b></p> <p>That Councillor’s conduct the Performance Review of the Chief Executive Officer in the first Wednesday of November 2021.</p>	Chief Workforce Officer		27/09/2021	N
984	26 August 2021	190/21	<p><b>Amendment of procedure for attendance at council meeting by audio-visual links</b></p> <p>That Council</p> <p>A. Include into the procedure for attendance by councillors at meetings by audio-visual link the following provision following clause 1.2:</p> <p style="padding-left: 40px;">1.3 Notice not required where legislative changes occur after the notice period has passed</p> <p>Where changes in legislation occur that prevent a councillor from physically attending a meeting and those changes occur after the notice period has passed, the notice period in clause 1.2 shall not be required.</p>	Chief Strategy Officer		27/09/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			B. Change the required ten days' notice to notice being required by the Monday, the week of the meeting. Or other unseen events specific to personal circumstances				
983	26 August 2021	187/21	<b>Cooma Compost Facility and Crown Road</b> That Council A. Acquire Lot 1 DP 1075191 by compulsory acquisition process from Crown Lands under the Land Acquisition (Just Terms Compensation) Act 1991 by authority contained in the Local Government Act 1993 for the purpose of waste facility B. That the land be dedicated as operational land in accordance with the Local Government Act 1993 C. That this acquisition is not for the purpose of resale or compensation D. That the necessary application be made to the Minister for Local Government and the Governor E. Authorise the Chief Executive Officer to execute all required documentation	Project Specialist		27/09/2021	N
982	15 July 2021	177/21	<b>Divestment of Residential Aged Care - Shortlisting of EOI's</b> That Council A. Acknowledges receipt of one conforming and one non-conforming expression of interest. B. Invite the conforming expression of interest to the request for proposal stage.	Manager Community Services		16/08/2021	N



SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			C. Proceed with identification of suitable land for a residential aged care facility in Jindabyne and undertake community consultation as part of this process.				
981	15 July 2021	174/21	<b>Proposed Electoral Commission Advertising</b> That Council contact the NSW Electoral Commissioner to require publication of information for the selection be undertaken through a mix of electronic and print media to ensure that all of our community is properly informed about the upcoming election.	Chief Strategy Officer	6/09/2021 – DR: Letter sent 12 August 2021.  21/07/2021 – DR: Letters drafted to be sent to NSW Electoral Commission. Local Member and Minister for Local Government.	16/08/2021	Y
980	15 July 2021	173/21	<b>Accessible Toilet Facilities for Delegate School of Arts</b> That Council include disabled accessible toilet facilities at the historic Delegate School of Arts, as part of the overall upgrade project, for which a grant of \$720,692.62 has been received.  Funding of \$150,000 has been set aside for disabled access facilities, and it is necessary for the works to be carried out concurrently.  One disabled toilet and two ambulant toilets should be included in a design as per consultation with the Delegate School of Arts committee if funding allows.	Manager Corporate Projects	6/09/2021 – DR: Discussions have continued with the stakeholder groups.	16/08/2021	N
979	15 July 2021	168/21	<b>Housing and Social Services Committee</b> That Council form a SMRC Housing and Social Services Committee or Working Group to work with Governments and Snowy 2.0 to share	Community Development Planner	02/08/2021 - AA: Council staff working on project plan, subject to Councils project management framework.	16/08/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>information and coordinate a response to the acute and chronic shortage of accommodation and housing across the region and the associated impacts socially.</p> <p>The committee will act under a Terms of Reference, including but not limited to:</p> <p>Terms of Reference:</p> <ul style="list-style-type: none"> <li>• To collaborate with NSW DPIE housing, Regional Growth Development Corporation, Snowy 2.0 and other government agencies</li> <li>• To collaborate with community housing and service providers in the region</li> </ul> <p>To develop</p> <ul style="list-style-type: none"> <li>• Immediate, short and medium term responses to housing need, drawing from DPIE and Snowy 2.0 monitoring</li> <li>• LGA wide projections of the demand for social services, including education and health etc.</li> </ul> <p>To recommend and inform Council of</p> <ul style="list-style-type: none"> <li>• Activities that should be considered by Council (planning, studies, innovative solutions, incentives etc.)</li> <li>• Investigation of changes to the 1 and 4 year components of the CSP that might be required</li> <li>• Possible imposts and costs that might arise</li> <li>• The need for coordination or provision of services</li> </ul> <p>The makeup of the Committee is at Council's discretion, but could include at the least Mayor</p>				

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			and alternate, Councillors, Staff, representatives from the Community, Snowy 2.0 and the Snowy Mountains SAP and other representatives as necessary.				
	15 July 2021	166/21	<p><b>Project Management Framework</b>                      That:</p> <p>A. Council’s Project Management Framework document include provision for the CEO to ensure capital projects/contracts of a value over \$400,000 are completed to a professional standard.</p> <p>B. Contractors only receive final payment after completion of the project’s paperwork (including Certificate of Practical Completion) when finalised, approved and signed by the CEO.</p>	Manager Corporate Projects		16/08/2021	N
978	15 July 2021	165/21	<p><b>Expression of Interest Submissions Community Use Tenancy 17 Bent Street JINDABYNE - Lot 2 DP 860886</b></p> <p>That Council authorise further discussions with the EOI stakeholder groups with the aim of developing a feasible mixed occupancy model to benefit the community and meet the caveat terms.</p>	Coordinator Land & Property	<p>05/09/21 - TP:                      Agreement reached with the EOI user groups on shared use of space basic arrangements at the 17 Bent Street site. Finalising the agreement to ensure community groups can engage with the venue in September 2021.</p> <p>04/08/21 - TP:                      Further contact from Property NSW anticipated in the coming week in relation to the permitted use nuances.</p>	30/09/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
977	15 July 2021	164/21	<p><b>Kalkite STP Evaporation Dam Refurbishment</b>                      That Council:</p> <p>A. Approve an increase of the available budget for the Kalkite STP project from \$124,384 to \$958,507.00 inclusive of GST to allow for the construction of a fully reinforced dam wall for the Kalkite evaporation dam re-build.</p> <p>B. Not undertake tenders for the work due to:</p> <ol style="list-style-type: none"> <li>The need to deal with the dam wall as an emergency event,</li> <li>That tendering will not provide competitive or reliable tenders, and</li> <li>That the current unit rates are the result of a competitive process.</li> </ol> <p>C. Approve the continuation of the current contract 024-2021 based on the schedule of rates submitted during the procurement process for the original evaporation dam relining contract, for the new refurbishment project.</p>	Manager Water Wastewater Operations	<p>30/08/2021 – JD:                      Contract has been signed and construction is underway. Item to be closed.</p> <p>02/08/2021 – JD:                      McMahons advised of change of scope of works. Design for new dam wall being finalised by consultants</p>	16/08/2021	Y
976	15 July 2021	163/21	<p><b>Essential Energy Proposed Upgrade of Street Lights to LED</b>                      That Council proceed with the Essential Energy bulk LED upgrade program under the option 2 funding model.</p>	Manager Infrastructure	<p>20/08/2021 – GS:                      Essential Energy are planning to upgrade streetlights to LED within the 2021/2022 financial year. No start date has yet been provided.</p>	16/08/2021	N
975	15 July 2021	162/21	<p><b>Draft Michelago Master Plan</b>                      That Council place the draft Michelago Master Plan on public exhibition for a period not less than 28 days.</p>	Team Leader Strategic Planning	<p>30/08/2021 – AA:                      Public exhibition has concluded. 13 submissions were received and 70 surveys completed. The</p>	16/08/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>item will be reported back to Council's October meeting.</p> <p>02/08/2021 – AA:                      Public exhibition of the draft plan commenced on 16 July and will run until 16 August. A drop in session was held in Michelago on Saturday 24 July.</p>		
974	15 July 2021	161/21	<p><b>How can Council best leverage the State Government's recently announced policy on temporary supportive accommodation</b>                      That Council</p> <p>A. Continue to work with the NSW Government to identify any current opportunities.                      B. Review the temporary supportive accommodation discussion paper when it is released and develop an action plan to ensure the regions issues are identified and addressed in any action plans that are developed.</p>	Coordinator Economic Development	<p>01/09/2021 – MA:                      Same as previous update. Nil further update</p> <p>05/08/2021 - MA:                      Discussion paper not yet released by the State Government. Continuing to support the State Government's research for development opportunities in Cooma.</p>	16/08/2021	N
973	15 July 2021	159/21	<p><b>Design for Truck Parking Area at Adaminaby</b>                      That Council defer for further consultation on the truck parking area.</p>	Project Specialist	<p>01/09/2021 – GH:                      Community engagement plan and communication plan being developed.</p> <p>02/08/2021 – GH:                      Item to be referred for discussion at Local Traffic Committee.</p>	16/08/2021	N
972	15 July 2021	157/21	<p><b>Residential Aged Care - Adoption of Policies</b>                      That Council approve the following policies for implementation:</p> <p>1. Dignity &amp; Choice</p>	Manager Community Services	Policies in place.	16/08/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			2. Assessment & Planning 3. Medication Administration 4. Personal Care and Clinical Care 5. Services & Support for Daily Living 6. Organisation’s Service Environment 7. Feedback & Complaints 8. Human Resources 9. Organisational Governance 10. Serious Incident Response Scheme				
971	15 July 2021	156/21	<p><b>330.2021.1002 - Post Exhibition report - Reclassification of land community to operational - Lot 10 DP 1130244, Pt Lot 10 DP 126661</b></p> <p>That</p> <p>A. Council endorse the planning proposal to amend the Cooma-Monaro Local Environmental Plan 2013 and Snowy River Local Environmental Plan 2013 to reclassify Pt Lot 10 DP 1266613 Cooma and Lot 10 DP 1130244 Berridale from community to operational land.</p> <p>B. Council exercises the function of the Minister for Planning and Public Spaces under section 3.36(2) of the Environmental Planning &amp; Assessment Act 1979.</p> <p>C. The CEO use Council’s delegated plan making authority to implement the amendment described above.</p>	Senior Strategic Land Use Planner	28/07/2021 – BD: CEO signed and request to PCO to draft the instrument sent 27/07/21	16/08/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
969	28 June 2021	143/21	<p><b>Making of the 2021-22 Annual Rates and Charges</b>                      That Council approves the making of the rates and charges separately for each category and sub-category as follows;</p> <p><b>Making of the Levy of Ordinary Rates for Snowy Monaro Regional Council</b></p> <p>A. For the year 2021/22, in accordance with Section 518 of the <i>Local Government Act 1993</i>, Council make an Ordinary Rate of <b>0.0033568</b> rate in the dollar on the land value. In accordance with Section 499 of the <i>Local Government Act 1993</i>, Council make a <b>base amount of \$475.00</b> per assessment being 6.5% of the total amount payable on all rateable land categorised as Business. This rate is to be named <b>Business</b>.</p> <p>B. For the year 2021/22, in accordance with Section 518 of the <i>Local Government Act 1993</i>, Council make an Ordinary Rate of 0.0083920 rate in the dollar on the land value. In accordance with Section 548 of the <i>Local Government Act 1993</i>, Council make a <b>minimum amount of \$1,187.50</b> per assessment being 3% of the total amount payable on all rateable land categorised as Business Electricity Generation. This rate is to be named <b>Business Electricity Generation</b>.</p> <p>C. For the year 2021/22, in accordance with Section 515 of the <i>Local Government Act 1993</i>, Council make an Ordinary Rate of 0.0033568 rate in the dollar on the land value. In</p>	Financial Accountant	6/07/2021 – DR: Rates have been levied.	28/07/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>accordance with Section 499 of the Local Government Act 1993, Council make a base amount of \$475.00 per assessment being 32.8% of the total amount payable on all rateable land categorised as Farmland. This rate is to be named Farmland.</p> <p>D. For the year 2021/22, in accordance with Section 517 of the Local Government Act 1993, Council make an Ordinary Rate of 0.0083920 rate in the dollar on the land value. In accordance with Section 499 of the <i>Local Government Act 1993</i>, Council make a <b>base amount of \$1,187.50</b> per assessment being 0% of the total amount payable on all rateable land categorised as Mining. This rate is to be named <b>Mining</b>.</p> <p>E. For the year 2021/22, in accordance with Section 516 of the Local Government Act 1993, Council make an Ordinary Rate of 0.0033568 rate in the dollar on the land value. In accordance with Section 499 of the Local Government Act 1993, Council make a base amount of \$475.00 per assessment being 57.8% of the total amount payable on all rateable land categorised as Residential. This rate is to be named Residential.</p> <p><b>Levy of Rates</b></p> <p>F. That the rates as made be levied for the 2021/22 year by service of a Rates and Charges Notice pursuant to section 546 of the <i>Local Government Act 1993</i>.</p>				



SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
968	17 June 2021	164/21	<p><b>Contract for the Cooma Festival Swimming Pool</b></p> <p>That Council:</p> <p>A. Enter into a short term lease of 12 months with Monaro Aquatic Services for the 2021/2022 swimming pool season at Cooma Festival Swimming Pool;</p> <p>B. Develop a new lease that will provide some clarity over income and expenditure, including maintenance for the operation of the Cooma Festival Swimming Pool.</p>	Coordinator Community Facilities	<p>30/08/2021 – KH: Council has executed the lease, has been forwarded to the lessee's for execution.</p> <p>04/08/2021 – KH: Followed up with BMR - Solicitor has been on leave and staff are following up this week.</p> <p>29/06/2021 – KH: Blaxland, Mawson and Rose have confirmed they have the draft lease sent to them by Council. They will have a draft copy back to Council and to the lessee's in the first week of July 2021.</p>	19/07/2021	N
966	17 June 2021	160/21	<p><b>Demolition of decommissioned service station</b></p> <p>That Council demolish the decommissioned service station on Mittagang Road Cooma</p>	Manager Corporate Projects	<p>06/09/2021 – DR: Demolition has commenced.</p>	19/07/2021	Y
965	17 June 2021	159/21	<p><b>Business Case Criteria</b></p> <p>That Council write to the Minister for Local Government requesting clarification of the criteria expected to be satisfied in a business case of the type identified in section 218CC of the Local Government Amendment Bill 2021.</p>	CEO	<p>09/08/2021 - GH: Correspondence acknowledgement received 25/6/21. No further update.</p> <p>02/07/2021 - JB: Letter from CEO sent to Shelley Hancock 25/6/21.</p>	19/07/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
964	17 June 2021	158/21	<p><b>Wild Horse Heritage Management Plan</b></p> <p>That Council:</p> <p>Write to the NSW Premier urging immediate publication of the draft plan of management of wild horses in Kosciuszko National Park noting that:</p> <ul style="list-style-type: none"> <li>• The plan, which is required under Kosciuszko Wild Horse Heritage Act of 2018, (KWHHA 2018) has not been issued despite the SAP and CAP having provided their reports to the minister.</li> <li>• Activities which may be proposed in the plan are likely to affect tourism operators and employment opportunities in the Snowy Monaro region</li> <li>• The plan of management may have local social impacts that have a bearing on the upcoming Council elections in September 2021.</li> </ul>	CEO	<p>09/08/2021 - GH: Item to be closed.</p> <p>02/07/2021 - JB: Letter sent to Premier with copies provided to Deputy Premier Barilaro and Minister Kean on 28/6/21.</p>	19/07/2021	Y
963	17 June 2021	155/21	<p><b>Highview Estate, Jindabyne - Boundary Adjustment to Community Land Parcel for the Purposes of Future Road Reserve</b></p> <p>That Council</p> <p>A. Agrees to the boundary adjustment related to Lot 30 DP 1118132 in principle, informed by boundary change diagram attached to this report (NL180423_CSK13.01 2);</p> <p>B. Acknowledge that the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 Division 1 Subdivision 38 Section 2.75 provides the</p>	Coordinator Land & Property	<p>02/07/21 - TP: Resolution direction noted, with the Development team are aware of the agreed actions. This matter is now complete.</p>	19/07/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>relevant development exemption due to the specific circumstances;</p> <p>C. Agrees that that developer will be responsible for all costs incurred in actioning the boundary adjustment and that the boundary adjustment will be formalised at the subdivision certificate stage of the development process.</p>				
962	17 June 2021	154/21	<p><b>Leesville Civil Works Progression to Enable Sale of Subdivision Section 3D (4 Lots) - Sale of Industrial Land</b></p> <p>That Council</p> <p>A. Approve the completion of the essential civil works required for Stage 3D of the Leesville Industrial Estate subdivision in Jindabyne, expending up to \$600,000;</p> <p>B. Approve Lots 17, 18, 19 &amp; 20 in Stage 3D at Leesville Industrial Estate to be sold by public auction, once civil works are completed;</p> <p>C. Authorise the Chief Executive Officer to establish the reserve price for Lots 17, 18, 19 &amp; 20 at Leesville Industrial Estate ahead of the auction, and to negotiate with the highest bidder should any property fail to meet the reserve;</p> <p>D. Authorise the Chief Executive Officer to undertake all negotiations for the sale of Lots 17, 18, 19 &amp; 20 at Leesville Industrial Estate, including real estate agent engagement; and</p> <p>E. Authorise the Chief Executive Officer to execute all legal documents and contracts for the sale of Lots 17, 18, 19 &amp; 20 Leesville Industrial Estate.</p>	Coordinator Land & Property	<p>05/09/21 - TP: A. In progress. B, C, D &amp; E: To be actioned upon completion of civil works.</p> <p>04/08/21 - TP: Delivery arrangements for the expanded civil works progressing.</p> <p>02/07/21 - TP: The resolution actions will be initiated.</p>	30/04/2022	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
961	17 June 2021	153/21	<p><b>Request to close part of Mittagang Road Reserve - Boundary Adjustment followed by Land Sale to Owner of Lot 2 DP 815248</b></p> <p>That Council</p> <p>A. Approve to proceed partial road closure of Mittagang Road, being approximately 773m2, at the specified location, in accordance with the Roads Act 1993;</p> <p>B. Authorise the Chief Executive Officer to execute all necessary documents for the partial road closure and boundary adjustment;</p> <p>C. Agrees that all costs incurred in actioning the boundary adjustment and partial road closure are to be borne by the adjacent landowner (Lot 2 DP 815248), inclusive of general legal, registration fees and title creation costs incurred by Council;</p> <p>D. Obtain an independent valuation of the 773m2 land area that is the subject of the boundary adjustment to guide sale price setting;</p> <p>E. Approve the sale of the subdivided land parcel, approximate 773m2 in area, by private treaty to the adjacent landowner (Lot 2 DP 815248) subject to the completion of the road closure process; and</p> <p>F. Authorise the Chief Executive Officer to negotiate the sale price and execute any documentation required to complete the sale, at the appropriate time.</p>	Coordinator Land & Property	<p>05/09/21 – TP: No further update at this point.</p> <p>04/08/21 - TP: In contact with the landowner's representative to progress mechanics and administration arrangements.</p> <p>02/07/21 - TP: The resolution actions will be initiated.</p>	30/04/2022	N
960	17 June 2021	152/21	<p><b>Revenue Recovery Update</b></p> <p>That Council:</p>	Financial Accountant		19/07/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			A. Receive and note the status of past matters referred to external debt collection agency. B. Receive and note the status of current debt recovery activities. C. Inform the community through media release and advertising that this was a suspended process of debt recovery suspended during the period of COVID and bushfires that has now recommenced.				
958	17 June 2021	150/21	<b>Donations and Sponsorship Submissions for FY22 July to December 2021</b> That the items before Council be deferred to the extraordinary meeting to be held on 28 June 2021: A. Determine the submissions to be approved for Donations and Sponsorship July to December 2022FY up to \$50,000.00; B. Continue the previously approved recurring donations and sponsorship for the remainder of the Council term; and C. Change Council’s policy to having one round each year and remove the set amounts.	Governance Administration Support	12/08/2021 – LO: Report provided to 28 June extraordinary meeting of Council. Distribution of approved funds under way.	19/07/2021	Y
957	17 June 2021	146/21	<b>Adoption of Recommendations from the Local Traffic Committee Meeting Held on 20 May 2021</b> That Council adopt the recommendations of the meeting of the Local Traffic Committee on 20 May 2021. SNOWY MOUNTAINS GRAMMAR SCHOOL PRECINCT	Road Safety Officer	09/07/2021 – RC: Responses sent to each individual applicant.	19/07/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>That Council approve a Left in and Right in/Left out access option on Barry Way, Jindabyne for the SMGS Sports Precinct carpark and work with Transport for NSW to:</p> <ul style="list-style-type: none"> <li>• Create a 40km/h zone up Barry Way, Jindabyne when the access road becomes open to the public.</li> </ul> <p>400 IN 4 CHARITY RIDE</p> <p>That Council approve the 400 in 4 Charity Ride to ride through Cooma on the 13/10/21 and 14/10/21 provided the organisers:</p> <ul style="list-style-type: none"> <li>• Change the entrance into Cooma on the 13/10/21 to Yallakool Road.</li> <li>• Limit the number in cycling groups to 15 riders each, all with a lead and following vehicle.</li> </ul> <p>SHOW AND SHINE</p> <p>This submission to the Local Traffic Committee was withdrawn on the 26/05/21.</p> <p>SCHOOL ZONE SIGNAGE – Mittagang Road and Barona Avenue</p> <p>That Council change the parking signs around Cooma North Public School and Monaro High along Mittagang St, Cooma and Baroona Avenue, Cooma. This is to reflect the current school hours from 8:00am-9:30am and 2:30pm-4:00pm creating consistency across the region.</p> <p>LOADING ZONE – Vale Street, Cooma</p>				

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>That Council investigate the parking area outside 57 Vale Street, Cooma by:</p> <ul style="list-style-type: none"> <li>• Speaking to the Taxi drivers about allowing trucks to use part of the Taxi space.</li> <li>• Investigating line-marking on the driveways outside 57 Vale Street, Cooma for to create clear lines of sight for driveway entrances.</li> <li>• Investigating the need for one driveway as opposed to two driveways at 57 Vale Street, Cooma through Council.</li> </ul> <p>ROCK FLAT CREEK BRIDGE, NUMERALLA</p> <p>That Council approve the Cooma side of Rock Flat Creek Bridge on Numeralla Road to have a give way sign to vehicles coming from Numeralla. This side is encouraged as there is more space for heavy vehicles to wait on this approach.</p> <p>DROP &amp; HOODS – Snowy Mountains</p> <p>That Council ask Lateral Management for more information about the Drop and Hood event planned for December 2021. The information should include how this event may impact other council departments, the timing of the races and the number of participants. This can then be submitted to the next Local Traffic Committee meeting.</p> <p>ST PATRICKS JUNIOR SCHOOL PARKING</p> <p>That Council investigate measures such as street trees or a barrier to block vehicles parking on the nature strip at St Patricks School, Cooma.</p>				

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>A. ILLAWONG ST, ANGLERS REACH – SPEEDING</p> <p>That Council investigate measures to reduce speed along Illawong Street, Angler’s Reach such as the placement of temporary speed display signs as well as speed cushions at all entrance to the lake and caravan park.</p> <p>B. DALGETY ROAD SPEED LIMIT – OUT OF BERRIDALE</p> <p>That Council forward on all information regarding the support to reduce the speed limit on Dalgety Road for 800m, to Transport for NSW to investigate.</p> <p>A. ADAMINABY PARKING</p> <p>Recommendation: That Council undertake a review the parking for light and heavy vehicles throughout Adaminaby.</p> <p>B. POLO FLAT ROAD, NUMERALLA ROAD AND YAREEN ROAD</p> <p>That Council change the two giveaway signs on Numeralla Road and Yareen Road to stop signs with the condition that council also:</p> <p>Place signs warning vehicles to slow down or stop ahead in the lead up to these stop signs on Numeralla Road and Yareen Road.</p> <p>Investigate moving the future stop sign on Numeralla Road back a few metres from Polo Flat Road.</p>				



SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
956	17 June 2021	145/21	<p><b>Jindabyne Camping 2021 Winter Campaign</b></p> <p>That Council</p> <p>A. Notes the successful outcomes of the amended 2020 Jindabyne camping campaign.</p> <p>B. Notes that the demand for free camping, both in summer and winter, is increasing as tourist and visitor numbers coming to Jindabyne and the Snowy Monaro Region continue to grow.</p> <p>C. Notes the outcomes of feasibility study undertaken to consider the introduction of a paid parking permit for the Claypits carpark did not support this concept as a standalone strategy.</p> <p>D. Notes negotiations are taking place between key stakeholders to develop a long term strategy to manage camping in the Jindabyne Township and surrounding regions.</p> <p>E. Notes the increase of the annual operating budget to maintain this campaign from \$17,900 in 2020 to \$33,500 in 2021 and that the budget may need to increase as Council's management strategy evolves and adapts to the increased demands.</p> <p>F. Approves the installation of "No Stopping Zone" signs in the Claypits Carpark and the Boat Ramp Carpark restricting parking from 6pm until midnight and from midnight until 7am between 01 June and 31 October annually.</p> <p>G. Approves the installation of "No Camping" signs to cover the townships of Jindabyne and East Jindabyne plus Hatchery Bay and the land</p>	Coordinator Public Health and Environment	<p>27/08/2021 – MR:                      The weekend patrol in Jindabyne occurred on Saturday 07 August 2021. The patrols ceased on the following weekend when Canberra went into lockdown. The ski season has finished due to Covid-19 restrictions. The statistics for the season equate to 24 evening patrols with 381 encounters resulting in 270 caution and 111 infringement notices.</p> <p>04/08/2021 – MR:                      Weekend patrols in Jindabyne have continued. It has been noted that the number of people in the township is less than what would normally be the case. A total of 105 infringement notices and 246 cautions have been issued during the patrols.</p> <p>19/07/2021 – MR:                      Jindabyne Camping 2021 Winter Campaign</p>	19/07/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			surrounding the access road to Council's landfill site in Jindabyne.				
955	17 June 2021	144/21	<p><b>Draft Memorandum Of Understanding (MOU) Between the Snowy Monaro Regional Library (SMRL) and the Cooma Monaro Historical Society (CMHS).</b></p> <p>That Council endorse the memorandum of understanding between the Snowy Monaro Regional library, Cooma and the Cooma Monaro Historical Society.</p>	Manager Community Services	The MOU was delivered to the historical society for signing. They have been in recess. The president has been informed again and they will return it soon for CEO signature	19/07/2021	N
954	17 June 2021	143/21	<p><b>Recreation Facilities committee minutes - 22 February 2021</b></p> <p>That Council receive the minutes of the Recreation Facilities meeting held on 22 February 2021.</p>	Supervisor Civic Maintenance		19/07/2021	Y
953	17 June 2021	142/21	<p><b>Draft Minutes - Community Services Advisory Committee - 1 March 2021 and 7 June 2021</b></p> <p>That Council:</p> <p>A. receive and note the Draft Notes of the Community Services Advisory Committee meeting held on 1 March 2021 and the Draft Minutes of the Community Services Advisory Committee meeting held on 7 June 2021.</p> <p>B. endorse the Community Services Advisory Committee nomination of Mr Kevin Dunne and Ms Joanne Jeanes (as an alternate) to participate in the Expression of Interest (EOI)</p>	Executive Assistant (Strategy)	06/09/2021 – SMc: Complete.	19/07/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			and Request for Proposal (RFP) evaluation for a new operator of residential aged care facilities				
952	17 June 2021	140/21	<p><b>Delegate Water Treatment Plant Reservoir &amp; Pump Station - Acquisition of Part Lot 1 DP 348134 Delegate - Acquisition of Easements - Application for Crown Licence</b></p> <p>That Council</p> <p>A. Authorise the CEO to:</p> <p>i. Negotiate the purchase under private treaty of part of Lot 1 DP 348134 Delegate or, if required;</p> <p>ii. Proceed with the Compulsory Acquisition of the land described as part of Lot 1 DP 348134 Delegate and having an area of approximately 507m<sup>2</sup> for the purpose of water treatment plant, two reservoirs (one existing) in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991.</p> <p>a. Make an application to the Minister and the Governor for approval to acquire part of Lot 1 DP 348134 Delegate, having an area of approximately 507m<sup>2</sup>, by compulsory process under section 186(1) of the Local Government Act 1993 and in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act;</p> <p>B. That the land being acquired within Lot 1 DP 348134, having an area of approximately 507m<sup>2</sup>, is to be classified as operational land;</p> <p>C. Application be made to the Minister for Local Government and the Governor to acquire</p>	Manager Water Wastewater Operations	<p>30/08/2021 – JD: Valuation of land has been received. Lawyers amending license following comments from Snowy Forests and SMRC.</p> <p>02/08/2021 – JD: Valuation done on land required and agreement and license being drawn up by BMR Lawyers</p>		N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>easements for raw water pipeline purposes being 3 metres wide within (or over) Lot 2 DP 1015012 and Lot 8 DP 1167423 at Delegate by compulsory acquisition process in accordance with Council’s power under Section 186(1) of the Local Government Act 1993 in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991;</p> <p>D. Application be made for a Licence from Department of Planning, Industry &amp; Environment, Crown Lands for purpose of town water supply infrastructure on the Delegate River adjacent to Lot 8 DP 1167423;</p> <p>E. Authorise the CEO to sign any documentation required for the acquisition processes defined.</p>				
951	20 May 2021	121/21 122/21	<p><b>Bombala streetscape remediation work</b></p> <p>That Council instruct the CEO to take all steps available to Council to ensure the Bombala Streetscape Upgrade project is completed to the agreed professional standard as soon as possible. Given the contract was expected to be complete at the start of 2020, the contractor has had many months to remediate the aspects of the contract which were not fulfilled. Ratepayers have waited almost five years for this project to be complete.</p>	Coordinator Corporate Projects	<p>09/06/2021 – GH:</p> <p>Staff have provided detail on the identified issues to Council’s legal representatives who are evaluating in accordance with the contract requirements and determining course of action to remedy.</p>		N
950	20 May 2021	120/21	<p><b>Motion To Get A Report On A Bed Tax</b></p> <p>That Council provide a report on the benefits, possible charges, and methods of implementing a bed tax, or other user pays options modelled on</p>	Coordinator Economic Development	<p>01/09/2021 – MA:</p> <p>A report will be provided in due course once ideas presented in the Council briefing have been developed further.</p> <p>09/06/2021 - MA:</p>		N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			successful tourist towns which utilise a user pays system in Australia and overseas.		In progress.		
	20 May 2021	108/21	<p><b>Allocation of Council budget for the first phase of the Monaro Rail Trail project planning.</b></p> <p>That Council allocate \$90,000 in the Council budget to ensure detailed planning can be conducted for the first phase of the Monaro Rail Trail project. The sections of the project to be planned in detail are the Nimmitabel – MacLaughlin River (10km), and the Bombala – Jincumbilly (24km) sections, and that the land owners are fully consulted in the areas proposed. It is important to make a start on this much needed project before the end of 2022.</p>	CEO Executive Assistant		21/06/2021	N
939	20 May 2021	106/21	<p><b>NSW Legislative Council's Portfolio Committee No. 4 – Industry Inquiry - Long term sustainability and future of the timber and forest products industry</b></p> <p>That Council</p> <p>A. Endorse the attached letter, to the NSW Legislative Council's Portfolio Committee No. 4 – Industry, regarding their inquiry into the long-term sustainability and future of the timber and forest products industry; and</p> <p>B. Write to the Minister requesting Bombala become the future forestry hub of the south east.</p>	Economic Development Officer	31/08/2021 – SB: A. Action complete. B. The Regional Forestry Hubs page on the Department of Agriculture, Water and Environment website has been updated; The Australian Government, in a 2021-22 Budget measure, committed to establish 2 new Regional Forestry Hubs and extend funding for the 9 existing Regional Forestry Hubs., On 12 May 2021, the Minister for Agriculture, Drought and Emergency Management, the Hon David Littleproud MP, and the Assistant Minister for Forestry and Fisheries Senator the Hon Jonathon Duniam announced that new hubs would be established in the Eden region of New South Wales and the Northern Territory. It is		N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>anticipated that the two new hubs will be established early in the 2021-22 financial year.</p> <p>09/06/2021 – SB:                      A. Action complete.                      B. Economic Development will liaise with the Federal government in regards to the South East Forestry Hub - Forestry Hubs are not a town; they represent a geographical region. It is also unclear if the Hub will have an office presence in the South East, but if this is the case, we will argue for it to be in Bombala.</p>		
938	20 May 2021	105/21	<p><b>Divestment of residential aged care - endorsement of evaluation criteria</b></p> <p>That Council:</p> <p>A. Endorse the expression of interest and request for proposal evaluation criteria for the divestment of residential aged care.</p> <p>B. Request the Community Services Advisory Committee nominate a member of that committee to participate in the evaluation of the expression of interest and request for proposals.</p>	Chief Operating Officer	<p>08/06/2021 – JM:                      Part A - complete                      Part B - report nominating member coming to June Council meeting.</p>		N
935	20 May 2021	102/21	<p><b>Support for GP services in Bombala</b></p> <p>That Council</p> <p>A. Obtain an estimate of the rental return available from Council's 63 Queen St Bombala property if it were fully furnished;</p> <p>B. Make available, to support the attraction and retention of an additional GP, either:</p>	Chief Executive Officer	<p>06/09/2021 – DR:                      Alternate premises identified for the doctor to use. Rental support being provided.</p> <p>09/06/2021 – JB:                      CEO has spoken with the Practice Manager. Ongoing discussions with numerous stakeholders. No final decision regarding use of the Council owned house.</p>		Y

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			(a) Council’s 63 Queen St property, furnished or unfurnished, rent free OR (b) Rental subsidy equal to the estimate obtained from Part A of this resolution depending on the preferences of the GP; C. Expend up to \$30,000 to furnish the Queen St property if required; D. Enter into a Memorandum of Understanding with the MoU subject to annual review.				
927	15 April 2021	87/21	<p><b>Land Surplus to Council's Needs</b></p> <p>That Council authorise the Chief Executive Officer to place the following parcels of land on the market for sale;</p> <ul style="list-style-type: none"> <li>• Lots 2,3 4 DP852884 Rosemeath Road, Bombala</li> <li>• Lot 77 DP 512739 Adams Avenue, Cooma</li> <li>• Lot 78 DP512739 Adams Avenue , Cooma</li> <li>• Lot 81 DP747169 Baroona Avenue, Cooma</li> <li>• Lots 1, 2 and 3 DP 537242, Mulach Street, Cooma</li> <li>• Lot 2 DP 817452 Mulach Street, Cooma</li> </ul>	Coordinator Land & Property	<p>05/09/21 - TP:                      The Bombala lots, located on Rosemeath Road, were successfully auctioned on 31/8/21.</p> <p>17/08/2021 - SR:                      Cooma Properties begin marketing 16/08/2021, auction date 08/09. Bombala auction date now 31/08 due to lockdown &amp; requirement for online auction only.</p> <p>04/08/21 - TP:                      Real estate agents engaged. Bombala – Auction date is set for 24/8/21. Cooma – The initial aim was to have the auction/s in late August however expectations have had to be adjusted to early September due to legacy complexities, related to Certificates of Title (holding name &amp; embedded public reserve status) and easement requirements, having been identified for some of the Cooma located land assets flagged for</p>	30/09/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>divestment. The identified issues have now been worked through, and (if required) aspects will be managed by Special Conditions in the contracts. , Auction date will be confirmed as soon as the draft Contracts of Sale are received from the Solicitor. The agent is in agreeance with this approach as a residential property cannot be advertised for sale until a contract of sale has been prepared, and the aim is a minimum 4 weeks advertising in the lead up to ensure high market engagement with the Auction/s.</p> <p>05/06/21 - TP:                      Outreach process to gain EOI/quotes from a variety of local real estate agents for written indications of estimated sale value (per lot) and commission terms has been actioned.</p> <p>04/05/21 – GMC:                      Council's Land and Property team will prepare a plan for the sale of these parcels. Council's Strategy Development Team has met with appropriate staff to facilitate this action.</p>		
925	15 April 2021	85/21	<p><b>Council's Transition to Electric Vehicles and Low Greenhouse Gas Emissions Fleet</b></p> <p>That Council</p> <p>A. Develop a project plan for the transition to EV or alternative fuel uses that reduce the emissions of Council.</p> <p>B. Write to the Premier seeking the NSW Government not implement taxes on</p>	Chief Strategy Officer	<p>05/08/2021 – SS:                      No further update.</p> <p>07/06/2021 – SS:                      No further update.</p> <p>06/05/21 – SS:                      No further update.</p>	17/05/2021	N



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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>environmentally friendly vehicles as this will create a disincentive to uptake.</p> <p>C. Write to LGNSW asking them to lobby the State government not to implement taxes on environmentally friendly vehicles as per B above.</p> <p>D. Contact DPIE for information about their co-funding scheme for Council fleet operators to procure BEV passenger vehicles as per their net zero emissions policy Stage 1.</p> <p>E. Contact the Electric Vehicle Council to discuss becoming a site host for ESV chargers.</p>				
929	15 April 2021	79/21	<p><b>Little Paupong Road</b></p> <p>That Council</p> <p>A. Approve the proposal to create a road corridor over the constructed section of Little Paupong Road through Lots 69 and 70 DP 756708; with acknowledgement that all costs relating to the project will rest with Council.</p> <p>B. Request that Crown Lands transfer the nominated two sections of Crown road, which adjoin Lots 69 DP 756708 and 70 DP 756708, to Council as public road. With Council to then subsequently approve the road closing of these segments in accordance with the Roads Act 1993.</p>	Coordinator Land & Property	<p>17/08/2021 - SR: Application lodged 10/08 with Crown for transfer of Crown Road.</p> <p>04/08/21 - TP: No further update at this point.</p> <p>06/06/2021 – TP: No further update.</p> <p>05 /05/21 – TP: The resolution actions will be initiated.</p>	30/12/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			C. Matter be brought back to Council for approval.				
934	15 April 2021	77/21	<b>Residential Aged Care Resident Handbook</b> That Council approve the Residential Aged Care Resident Handbook.	Chief Operating Officer	06/05/2021 - KS: No further update at this time.	30/06/2021	N
932	15 April 2021	76/21	<b>Snowy Monaro Regional Council Cemetery Advisory Committee Minutes</b> That Council A. Endorse the Cemetery Advisory Committee minutes for the 10 March 2021 meeting; B. Issue the permit for Jake Wertenbach's plaque; and C. Cemetery Advisory Committee review the ordering of plaques policy	Chief Operating Officer	27/08/2021 – MR: Updated Policies with reports are going to the September 2021 meeting of the Cemetery Advisory Committee for their comment and referral to Council.  03/05/2021 – MR: The 250.2020.582.1 - SMRC Ordering of Cemetery Plaque - Policy and 250.2020.583.1 - Ordering of Plaques for Council Cemeteries - Procedure will both be reviewed. This will involve external community consultation, prior to bringing the policy back to Council for consideration. The Wertenbach's were formally advised in writing of Council's decision to approve the plaque.	30/09/2021	N
931	15 April 2021	74/21	<b>Rainbow Pines Caravan Park Lease</b> That Council approve the CEO to negotiate and enter into a new 20 year lease with the current lessees of Rainbow Pines Caravan Park.	Chief Operating Officer	30/08/2021 – KH: Lease has been executed by Council and the lessee's. Council's solicitor is arranging registration of the Crown Lease  04/08/2021 – KH: Draft lease has been sent by BMR to the lessees solicitor for review	30/06/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					06/05/2021 – KH: Working with current lessee to ascertain what they would like to be covered in the lease. Appointed Blaxland, Mawson & Rose to proceed with writing up a draft lease.		
917	18 March 2021	57/21	<b>Nomination of Councillors for Cooma Saleyards Committee</b> That Council A. Appoint Clr Stewart and Clr Corbett to the Sale Yard Committee; B. Appoint the Chief Operations Officer, Manager Community Services as staff members and Coordinator Community Facilities as alternate.	Governance Officer	09/06/2021 – ED: No further update.  06/05/21 – ED: No Update provided	30/06/2021	N
914	18 March 2021	56/21	<b>Grants Applications - Activity Synopsis as at 28 February 2021</b> That Council receive and note the information related to grants activity up to 31 January 2021.	Grants Officer	SR - 03/05/2021: No further update - next update to be provided June 2021.  PR - 07/04/2021: No further update - next update to be provided May 2021	30/06/2021	Y
913	18 March 2021	52/21	<b>Post Exhibition Report Land Use Strategies</b> That Council: A. Receive and note the post exhibition report <i>Consultation Report – Draft Rural Landuse Strategy March 2021</i> ; B. Send the <i>Consultation Report – Draft Rural Landuse Strategy March 2021</i> to all who provided written feedback and place the report on SMRC YourSay page for community view;	Team Leader Strategic Planning	30/08/2021 – AA: A. - No Action required. , B. - Completed, consultation report was sent to all submitters on 24 March 2021. , C. - Completed - All submissions were posted on the YourSay page on Tuesday 13 April, D. - noted this would be amended as part of a revised draft. E. further consultation will be undertaken when Council exhibit revised draft documents.		N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>C. Publish all submission with personal details of all individuals redacted;</p> <p>D. Amend proposed Environmental zones to be maintained as existed in the Bombala, Cooma-Monaro and Snowy River LEP's prior to merger. (i.e. remove all proposed new environmental zones as identified in the Draft Rural Landuse Strategy and Draft Settlement Strategy.);</p> <p>E. Consult and work with individual landowners on the revised approach;</p> <p>F. Establish a steering/advisory working group/committee as soon as practical, consisting of all Councillors and relevant staff. Permit this working group/committee to invite representatives, as necessary. The working group/committee's principle aim is to:</p> <ul style="list-style-type: none"> <li>a. Review and progress land use planning, zoning and methodologies used in the Draft Rural Landuse Strategy consistent with Ministerial direction(s), legislation(s) and regulation(s).</li> <li>b. Completely review the methodology behind Minimum Lot Sizes</li> <li>c. Review and progress the relationship between the Draft Rural Landuse Strategy and Settlement Strategy</li> <li>d. Report to the Council briefing sessions, as necessary</li> <li>e. Consider all feedback and amend the Draft Rural Landuse Strategy;</li> </ul> <p>G. When developed, re exhibit the revised Draft Rural Landuse Strategy for 56 days for feedback;</p>		<p>F. An expanded committee with community representatives has been established. No methodologies have yet been established. It is anticipated the next meeting of this working group/committee will be the last required.</p> <p>G. revised drafts are to be developed based on advice from Council working group.</p> <p>H. revised drafts are to be developed based on advice from Council working group.</p> <p>I. Noted an amendment will be made to Councils LSPS following completion of SAP and Michelago Masterplans. These amendments will be incorporated at this time.</p> <p>02/08/2021 – AA:</p> <p>A - No Action required.</p> <p>B. - Completed, consultation report was sent to all submitters on 24 March 2021.</p> <p>C - Completed - All submissions were posted on the YourSay page on Tuesday 13 April</p> <p>D - Noted this would be amended as part of a revised draft.</p> <p>E - Further consultation will be undertaken when Council exhibit revised draft documents.</p> <p>F - An expanded committee with community representatives has been established. Methodologies still under review. It is recommended Council consider the form and role of this committee to ensure the timely review of land use strategies.</p> <p>G. revised drafts are to be developed in conjunction with Council working group.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			H. When developed, re exhibit the Draft Settlement Strategy for 56 days further feedback I. Cooma and Berridale heavy vehicle alternate routes be moved to the long term strategic plan		H - Revised drafts are to be developed in conjunction with Council working group. I - Noted an amendment will be made to Councils LSPS following completion of SAP and Michelago Masterplans. These amendments will be incorporated at this time.  09/06/2021 – DR; Working group has been established and met for the first time.  03/05/21 – AA: A. - No Action required. B. - Completed, consultation report was sent to all submitters on 24 March 2021.  C. - Completed - All submissions were posted on the YourSay page on Tuesday 13 April  D. - Noted this would be amended as part of a revised draft.  E. - Further consultation will be undertaken when Council exhibit revised draft documents.  F. - A charter for the working group is being drafted for consideration by Council at its May meeting. First working group meeting is expected for Thursday 6 May  G. - Revised drafts are to be developed in conjunction with Council working group.		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>H. - Revised drafts are to be developed in conjunction with Council working group.</p> <p>I. - Noted an amendment will be made to Councils LSPS following completion of SAP and Michelago Masterplans. These amendments will be incorporated at this time.</p> <p>06/04/2021 – AA:</p> <p>A. - No Action required. B. - Completed, consultation report was sent to all submitters on 24 March 2021.</p> <p>C. - All submitters were advised that submissions will be posted online on 13 April 2021. Any submitter who does not want their submission published must advise Council by COB 12 April.</p> <p>D. - Noted this would be amended as part of a revised draft.</p> <p>E. Further consultation will be undertaken when Council exhibit revised draft documents.</p> <p>F. A charter for the working group is being drafted for consideration by Council at its May meeting.</p> <p>G. Revised drafts are to be developed in conjunction with Council working group.</p> <p>H. Revised drafts are to be developed in conjunction with Council working group.</p> <p>I. Noted an amendment will be made to Councils LSPS following completion of SAP and Michelago Masterplans. These amendments will be incorporated at this time.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
912	18 March 2021	51/21	<p><b>Highdale Carpark Improvements - Design Endorsement and Approval to Implement</b></p> <p>That Council:</p> <p>A. Acknowledge completion of the targeted consultation process in relation to proposed improvements to Highdale Carpark, Berridale;</p> <p>B. Endorse the current 80% design to progress to 100% design ready for construction; and</p> <p>C. Approve construction to commence with the aim of delivering proposed improvements by 30 December 2021.</p>	Manager Infrastructure	<p>10/08/2021 – GS: Comments have been received from Transport for NSW. Designs are complete and work is being scheduled for November 2021.</p> <p>05/07/2021 – GS: Continue to wait for comment from TfNSW</p> <p>06/06/2021 – TP: No further update.</p> <p>06/05/21 – GS: No Further Update at this Stage. As per the Resolution of Council, Designs are progressing to 100% ready for construction and work is scheduled post Winter 2021.</p> <p>06/04/2021 – JM A – Completed B – Completed – design will now proceed to 100% design for construction. C – to commence on completion of 100% design and after 2021 ski season</p>	30/12/2021	N
910	18 March 2021	49/21	<p><b>Draft Snowy Monaro Regional Council Waste Management Strategy for Public Exhibition</b></p> <p>That Council endorse the Draft Snowy Monaro Regional Council Waste Management Strategy and Draft Snowy Monaro Regional Council Waste Management Strategy Summary to be placed on public exhibition for a period of 28 calendar days.</p>	Project Specialist	<p>09/06/2021 – DR: Submissions are being assessed and a report being developed for council.</p> <p>06/05/21 - MD: In progress. Closes 6 May 2021. Follow up action present findings to ELT and Council.</p>		N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
893	18 February 2021	14/21	<p><b>Bombala region softwoods industry bushfire recovery study</b></p> <p>That Council receive the information and recommendations made to Council in the Bombala Region Softwoods Industry Bushfire Recovery Study and further consider implementation of relevant recommendations in the process of developing Council's next operational plan.</p>	Economic Development Officer	<p>03/08/2021 - SB: No further update.</p> <p>01/06/2021: SB No further update.</p> <p>27/04/2021: SB No further update.</p> <p>25/03/2021 - SBly: Economic Development Team reviewed the recommendations have included one which can be implemented in Council's next operational plan.</p> <p>25/02/2021 – SBly: Economic Development Team will review the recommendations and consider those which could be implemented in Council's next operational plan.</p>	22/03/2021	N
573	21 November 2019	443/19	<p><b>Werralong Road - Proposed Acquisition With and Without Consent</b></p> <p>That Council</p> <p>A. Approves the acquisition without consent of proposed lots 4, 5, 7, 8 and 10 in the plan of acquisition for the purpose of public road under the provisions of the <i>Land Acquisition (Just Terms Compensation) Act 1991</i> in accordance with Division 1 Section 177 of the Roads Act 1993 and the making of the necessary application to the Minister and/or Governor.</p> <p>B. Approves the acquisition of proposed lots 1, 2, 3, 6 and 9 with consent for the purpose of</p>	Coordinator Land & Property	<p>05/09/21 – TP: Lots 4, 5, 7, 8 &amp; 10 DP1245630: The 90 day PAN period expires on Sunday 5th September 2021, at which time the OLG will submit the acquisition notice for the Governor's approval. Upon receipt of the Governor's approval, the OLG will provide Council with a copy of the approved acquisition notice and Minute Number to be used for the publication of the acquisition notice. It remains Council's responsibility to organise for the publication of the acquisition notice in the NSW Gazette.</p> <p>04/08/21 - TP:</p>	28/05/2021	N



SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>public road under the provisions of the <i>Land Acquisition (just Terms Compensation) Act 1991</i> in accordance with Division 1 Section 177 of the Roads Act 1993 and the making of the necessary application to the Minister and/or Governor.</p> <p>C. To authorise the General Manager to execute all documents relevant to the acquisitions both without consent and with consent on behalf of Council.</p> <p>D. Agrees to bear all costs for the acquisition of the proposed lots.</p>		<p>No further update at this point.</p> <p>07/06/2021 – TP:                      The PANs related to Werralong Road acquisition were formally issued on Monday 7th June 2021 to the relevant parties. Once the PANs are issued a 90 day sequence triggers, at the end of which the OLG submits the Acquisition Notice for the Governor’s approval. Upon receipt of Governor’s Approval, Council can then lodge the Government Gazette publication of the acquisition notice.</p> <p>05/05/21 - TP:                      No further update at this point.</p> <p>31/3/2021 - TP:                      Updated application lodged with OLG to match the revised PAN (already executed) and reflects the inclusion references related to Lots 5 &amp; 7, as these lots are now actually now part of Lot 1 DP 1172849 (Downs’s ownership). Letters sent to all involved landowners with status update.</p> <p>28/2/2021 - TP:                      Amended proposed acquisition notice tabled to the registered proprietor (external party) to ensure Lot 5 &amp; Lot 7 DP 1245630 (formerly Crown Reserve Roads) are encompassed, being as they are actually now part of Lot 1 DP 1172849 (Downs).</p> <p>22/01/2021 – LB:</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>A. The OLG has confirmed that the application has been approved and is awaiting execution by the Minister.</p> <p>B. The land which was to be gifted to Council which is subject of the acquisition with consent cannot be gazetted as road until Council receives consent from the OLG to the acquisition without consent. The land to be gifted to Council was gifted on the condition that Council is successful in acquiring the land without consent.</p> <p>4/12/2020 – LB:                      A&amp;B. The paperwork returned from Office of Local Government appears to have overlooked sections of closed Crown reserve road, which have been sold prior to the adjoining landowner. Council is clarifying whether this was an oversight to ensure there are no future delays in the process of acquisition.</p> <p>23/10/2020 – LB:                      A. An email was received from one of the landowners on Werralong Road attaching an email from John Barilaro’s office dated 23 October. The email from John Barilaro referred to a reply from the Minister for Local Government responding to correspondence from the landowner. The email inferred that the OLG has made a recommendation to the Minister to be considered in the near future.</p> <p>24/09/2020 – LB:                      No further update.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>26/08/2020 – LB:                      A&amp;B. OLG has not released consent for acquisition. Currently Council is unable to proceed until consent for acquisition without consent is received from OLG                      C&amp;D. Documents will be executed at the appropriate time. Costs are paid on invoice.</p> <p>27/07/2020 – LB:                      A. Application was sent to OLG for consent to the acquisition. Email reply from OLG received 27/7/2020 consenting to the acquisition with consent.                      B. Application for acquisition of lots 4, 8 and 10 without consent is currently being assessed separately.                      C. The necessary documents will be sent to the CEO when necessary for execution.                      D. All costs are being paid by Council.</p> <p>26/06/2020 – LB:                      Council received a letter from the OLG to say that the process for requesting a shorter timeframe would result in the process taking longer due to their process. Therefore, Council has withdrawn its application to reduce the notification time.                      The legislated timeframe for notification is 90 days and Council should not anticipate a decision from the OLG for at least 3 months. Recent experience has demonstrated that the OLG is not providing decisions on applications for 6 months or more.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>28/05/2020 – LB:                      There has been no response from the OLG with respect to the application to reduce the notification time. The application is with the OLG.</p> <p>24/04/2020 – LB:                      The application for acquisition of Werralong Road has been lodged with the OLG. At the same time, an application to reduce the notification time to 30 days has been lodged with the OLG.</p> <p>26/03/2020 – LB:                      The OLG returned the application. A new application is currently being prepared by Council’s solicitors for submission to the OLG.</p> <p>02/03/2020 – LB:                      When consent is received from the OLG Werralong Road will be gazetted to Council.</p> <p>28/01/2020 – LB:                      Council’s solicitor is presently preparing Section 30 Agreements for execution by landowners who are gifting their land to Council. The solicitors are also preparing the application to the OLG for consent to acquire a portion of the land for road through the process of acquisition without consent.</p> <p>02/12/2019 – LB:</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					Resolution of Council has been sent to Council's solicitor to lodge with OLG for consent of the Minister and the Governor.		
553	21 November 2019	422/19	<b>Managing Heavy Vehicles in Bombala Town Centre - Community Consultation</b> That the matter be deferred for further consultation with the public including correspondence from the Bombala Chamber of Commerce.	Manager Corporate Projects	<p>30/08/2021 – GMc: No further update - Strategic Planning to seek additional information</p> <p>02/07/2021 – GMc: No further update</p> <p>01/06/2021 – GMc: No further update</p> <p>04/05/21 - GMc: No further update - Strategic Planning to seek further information.</p> <p>01/04/2021 - GMc: No further update - Strategic Planning to seek additional information.</p> <p>03/03/2021 – GMc: No further action at this stage.</p> <p>25/01/2021 – GH: An informal meeting was held between Bombala based councillors and relevant staff. The outcome of the meeting is to proceed with further community consultation.</p> <p>27/11/2020 – GH: A meeting has been arranged with Bombala based councillors to discuss options for further community consultation. Meeting proposed to</p>	Ongoing	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>be held on 4 December 2020 and is open to any other interested councillor to attend.</p> <p>05/11/2020 – JM: No further update.</p> <p>25/09/2020 – GH: No further update.</p> <p>03/09/2020 – GH: No further update.</p> <p>01/07/2020 – AS: No further update. Consultation occurred from September 2019 to October 2019.</p> <p>01/06/2020 – GH: Communication distribution proposed re Bombala Town Centre Community Consultation:</p> <ul style="list-style-type: none"> <li>• Noticeboards – IGA and Newsagency</li> <li>• Bombala Times and Monaro Post</li> <li>• Facebook – Bombala Noticeboard</li> <li>• Facebook – SMRC page</li> <li>• Facebook – SMRC Business Forum Group</li> <li>• Radio – capital network and 2MNO</li> <li>• Notice at SMRC office</li> <li>• Info sent to SMRC customer service for any enquiries</li> <li>• SMRC website</li> </ul> <p>27/04/2020 – LN: Working with Chief Communications Officer to establish a strategy for community consultation during the COVID-19 restrictions.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					24/03/2020 – LN: No further update.  28/02/2020 – LN: Ongoing.  03/02/2020 – LN: Ongoing.		
449	21 November 2019	418/19	<b>Minutes of the Water and Sewer Committee held on 29 October 2019 and adoption of recommendations</b> That the recommendations of the meeting of the Water and Sewer Committee held on 29 October 2019 be adopted.	Manager Water Wastewater Operations	30/08/2021 – JD: No further updates. Item to be closed.  02/08/2021 – JD: No further updates.  09/06/2021 – JD: No further updates.  04/05/21 – JD: No further updates  30/03/2021 – JD: No further update.  02/03/2021 – JD: No further update.  15/01/2021 – JD: No further update.  25/11/2020 – JD: No further update.  23/10/2020 – JD:	30/06/2021	Y

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>No further update.</p> <p>24/09/2020 – JD:                      Proposed charges presented to Councillors. There were concerns that Bombala and Delegate would get an increase in charges while all other areas were decreasing. Considering options to include a discount for the first year of 30% for Bombala and Delegate so all areas would see a decrease.</p> <p>03/09/2020 – JD:                      Proposed charges presented to Councillors. There were concerns that Bombala and Delegate would get an increase in charges while all other areas were decreasing. I have proposed to DR that we offer Bombala and Delegate a discount for the first year of 30% so then all areas would see a decrease. Awaiting feedback from DR on this proposal.</p> <p>24/06/2020 – JD:                      Proposed charges presented at ELT meeting on 3 June 2020. DSP values accepted by ELT and will be presented at the next council meeting on 2 July 2020 for acceptance by the Councillors.</p> <p>28/05/2020 – JD:                      Proposed charges agreed on with Chief Strategy Officer. A report is being prepared to ELT recommending these charges and the way forward.</p> <p>30/04/2020 – DR:                      Matter deferred due to impacts of COVID-19.</p> <p>24/03/2020 – JD:</p>		



SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Awaiting further Advice on charges from Acting Director Corporate and Community Services following meetings and discussions. A meeting will then be scheduled with Councillors.</p> <p>02/03/2020 – JD:</p> <p>A. Discussions were held with DPIE Water and they indicated that all towns/villages must have charges.</p> <p>B. DPIE Water indicated we can look at only future assets when determining the charges which could bring the charge amount down. They also indicated we can set the charges ourselves for the smaller villages and present these to Council for approval.</p> <p>C. Charges have been proposed and a meeting will be set up with the councillors to discuss these proposed charges.</p> <p>24/01/2020 – GA:</p> <p>A. S64 Workshop was held with ELT and the Consultant on 16 January 2020. As the charges were very high for the villages, advice is being sought from DPIE Water if the villages can be exempt from charges and any other changes that will meet the guidelines.</p> <p>B. Awaiting advice from DPIE Water prior to Councillor Workshop and date for workshop to be determined after receipt of advice.</p> <p>27/11/2019 – GA:</p> <p>Noted and the following actions will be taken:</p> <p>A. The draft minutes will be adopted at the next water and sewer committee meeting.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					B. Adopted Terms of Reference will be sent to document control for finalising. C. Amendments to sewer pricing and billing was reported to Council on 21 Nov 2019. S64 DSP Councillor Workshop has been proposed to be held on 19 Dec 2019.		
439	21 November 2019	408/19	<b>Closure of Part of the Road Reserve in Barrack Street Cooma</b> That Council A. Approve the proposal to close part of the Barrack Street Cooma road reserve in accordance with the plan in this report; B. Classify this new lot as operational land; C. Approve the consolidation of lot 4 DP 32321 with the new lot to be created by the road closure; and D. Classify the new consolidated lot as operational land.	Coordinator Land & Property	06/09/21 - TP: Confirmation of status sought from surveyor.  04/08/21 - TP: No further update at this point.  06/06/2021 – TP: No further update at this point.  05/05/21 - TP: Follow up with Solicitor and Surveyor actioned to progress.  31/3/2021 - TP: No further update.  28/2/2021 - TP: No further update.  22/01/2021 – LB: A&B Plan has been lodged with LRS for registration when it will be classified as operational land.  4/12/2020 – LB:	30/03/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>A. An email was received from Crown Lands seeking clarification of the section of Barrack Street for investigation; clarified via email.</p> <p>23/10/2020 – LB:                      A. Awaiting information from Crown Lands. Email sent to Crown Lands requesting that this matter be expedited.                      B-D. These actions will be carried out at the appropriate time.</p> <p>24/09/2020 – LB:                      A-B. Crown Lands responded to Council’s email to say that the Old Title search is currently underway and we should receive the results shortly.                      C. A plan of consolidation will be prepared as soon as the road closing is registered.                      D. The consolidated lot will be classified as operational land upon registration of the plan.</p> <p>26/08/2020 – LB:                      Crown Lands have been reminded via email that we are still waiting on the results of the search to fulfil the requirements of the requisition. This action cannot proceed until plan is Registered.</p> <p>29/07/2020 – LB:                      Application has been sent to Crown Lands for an Old Title Search in accordance with the requisition from the LRS.</p> <p>26/06/2020 – LB:</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>When the plan of subdivision was lodged, Council received requisitions on Title. A request has been sent to Crown Lands for evidence of gazettal of Barrack Street as a Council public road. Despite extensive research by Council staff and Council's solicitor definitive evidence was not found.</p> <p>B. Plan of consolidation will be sought after the road closing is complete through lodgement of the plan.</p> <p>28/05/2020 – LB: Council's solicitor is currently carrying out investigations to provide information to the LRS.</p> <p>24/04/2020 – LB: The plan was lodged at the LRS and the surveyor is presently addressing a requisition from the LRS regarding the date of gazettal of Barrack Street Cooma as a Council public road.</p> <p>26/03/2020 – LB: The subdivision certificate has been released and the documents executed by Council. The documents have been delivered to the surveyor for lodgement at the LRS.</p> <p>02/03/2020 – LB: The plan will be lodged as soon as the subdivision certificate is to hand.</p> <p>20/01/2020 – LB: Registration of the plan should be gazetted soon.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
775	20 August 2020	146/20	<b>Endorsement of SMRC Section 355 Manual</b> That Council send out a draft s355 manual to Committees for review and defer item until a Council workshop can be held.	Governance Officer	<p>01/04/21 – ED: No further update.</p> <p>30/03/2021 – ED: No further update.</p> <p>24/02/2021 – ED No further progress.</p> <p>19/01/2021 – JM: No further progress.</p> <p>26/11/2020 – JM: The consultation period for the committees closed on 12 November 2020 and Council has received 16 comments. Comments are currently being reviewed a report will be presented to the Councillors at the 4 February 2020 briefing session.</p> <p>02/11/2020 – JM: A webinar was held on 29 October 2020 with all section 355 committees. A workshop will be conducted with councillors on 3 December 2020.</p> <p>25/09/2020 – JM: Documentation has been subjected to a final review and proof read prior to being sent out.</p> <p>31/08/2020 – JM: The Chief Communications Officer is currently reviewing the manual, after which it will be circulated to all committees to review for one month. A webinar will be conducted with all committees to explain the changes and answer</p>	Ongoing	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					questions. A Council workshop will be conducted on 5 November 2020.		
869	17 December 2020	259/20	<p><b>Bombala Sewerage Infrastructure Project - Relocation of Mahratta Street Pump Station and Bombala STP and Sewerage Infrastructure Budget Summary</b></p> <p>That Council:</p> <p>A. Approve installation of the Mahratta Street Pump Station at the option 2 site being north east of the skate park;</p> <p>B. Approve an additional budget of \$230,000 from the water and sewer reserve; and</p> <p>C. Receive and note the information on previous budget variations for the Bombala STP Augmentation and Sewerage Infrastructure Upgrade projects as listed in this report.</p>	Manager Water Wastewater Operations	<p>30/08/2021 – JD: No further updates from JHG</p> <p>02/08/2021 – JD: John Holland Group advised they will respond to us in the near future</p> <p>09/06/2021 – JD: No further updates.</p> <p>04/05/21 – JD: Application submitted to John Holland Group for construction approval and owners consent on heritage application</p> <p>30/03/2021 – JD: Heritage advisor currently progressing with the Heritage exemption application.</p> <p>02/03/2021 – JD: Design of the pump station in the new location is underway by GHD. The heritage consultant has carried out an assessment and this assessment and application for exemption in terms of the Heritage Act to commence shortly.</p> <p>15/01/2021 – JD: A. Council approved new location. Design work for new location has commenced. B. Complete. C. Complete.</p>	30/06/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
864	17 December 2020	254/20	<p><b>Water and Wastewater Easement Acquisitions - Adaminaby and Bombala</b></p> <p>That Council:</p> <p>A. Application be made to the Minister for Local Government and the Governor to acquire easements for water supply purposes being 3 metres wide within (or over) Lot 287 DP 729870 and Lot 292 DP 729876 at Adaminaby by compulsory process in accordance with Council's power under Section 187(1) of the Local Government Act 1993 and in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act;</p> <p>B. Application be made to the Minister for Local Government and the Governor to acquire easements for purpose of sewer services being 3 metres wide within (or over) Lot 287 DP 729870 and Lot 292 DP 729876 at Adaminaby by compulsory process in accordance with Council's power under Section 187(1) of the Local Government Act 1993 and in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act;</p> <p>C. Application be made for a Licence from Department of Planning, Industry &amp; Environment, Crown lands for purpose of town water supply infrastructure on Lot 291 DP 729876 at Adaminaby;</p> <p>D. Application be made to the Minister for Local Government and the Governor to acquire easements for purpose of sewer pump station on Lot 5 DP 758129 and sewer line being 3 metres wide within (or over) Lot 5 DP 758129</p>	Manager Water & Wastewater	<p>02/08/2021 – JD: No further updates.</p> <p>09/06/2021 – JD: No further updates.</p> <p>04/05/21 – JD: No further updates</p> <p>30/03/2021 – JD: No further update.</p> <p>02/03/2021 – JD: Acquisition of easements has commenced. PWA procured to undertake this acquisition.</p> <p>15/01/2021 – JD: Process has commenced. PWA engaged to assist SMRC with the applications.</p>	30/06/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>at Bombala by compulsory process in accordance with Council's power under Section 187(1) of the Local Government Act 1993 and in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act; and</p> <p>E. Authorise the CEO to sign any documentation required for the acquisition processes</p>				
863	17 December 2020	253/20	<p><b>Regional Cultural Fund - Proposed grant variation request for Jindabyne Library and Innovation Hub</b></p> <p>That Council:</p> <p>A. Endorse the submission of a grant variation request to Create NSW seeking to install a modular library of approximately 500m<sup>2</sup> gross floor area on Lot 31 DP 227005 (adjacent the Jindabyne Memorial Hall) to remain on site as a library for at least five years;</p> <p>B. Authorise the CEO to sign the grant variation request; and</p> <p>C. Acknowledge that additional operational costs (estimated to be around \$100,000 annually in 2020 dollars) will result from the new library, with these costs needing to be included in the 2022-23 operational budget.</p>	Coordinator Economic Development	<p>01/09/2021 – MA: A. Complete, B. Complete, C. Deferred until the 2022-23 operational budget is developed.</p> <p>05/08/2021 - MA: Grant variation was approved. An amended funding agreement has been signed. Project is now in the design and construct phase, responsibility is now with the projects team. Action complete.</p> <p>30/04/2021 - MA: Still awaiting an approved variation to the funding agreement from Create NSW.</p> <p>01/04/2021 – MA: MA - A draft varied funding agreement has now been received from Create NSW and is under review. A response will be provided to Create and following this it is anticipated an approved amended agreement will be received from Create without further undue delay.</p> <p>26/2/2021 – MA:</p>	Ongoing	N



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					<p>Awaiting determination of the grant variation request (submitted in December) by Create NSW</p> <p>29/01/2021 – MA:                      A. A request to vary the funding agreement was lodged with Create NSW prior to Christmas and is currently under assessment by them.                      B. Completed.                      C. No further action required.</p>		
855	19 November 2020	240/20	<p><b>Bicentennial Garden/ Parks – Bombala</b>                      That Council:                      A. Ensures that gardens, trees and significant plantings in all parks throughout Snowy Monaro Regional Council area are to be protected by a Plans of Management that will manage parks and gardens, with a Tree Management Plan developed to ensure that trees are conserved into the future;                      B. Acknowledge that the Bombala Bicentennial Garden is significant to the community; and                      C. Assess the Bombala Bicentennial Garden by a heritage expert for inclusion on Council’s Heritage Listing.</p>	Chief Operations Officer	<p>30/08/2021 – GMc:                      No Further Update - Process for heritage listing to be finalised; however, discussion at 28 August Council meeting held concerns that future development in the area may be hampered by such listing. Enquiries to take place with Council's Heritage Officer to seek clarification around this.</p> <p>02/07/2021 – GM:                      No further update - Process for heritage listing to be finalised</p> <p>01/06/2021 – GMc:                      No further update - Process for heritage listing to be finalised</p> <p>04/05/21 – GMc                      C. Council's Heritage Advisor has prepared a report recommending the trees within the Park are heritage listed.</p> <p>06/04/2021 – JM: No further update</p> <p>03/03/2021 – JM:</p>	30/06/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>C. Assessment completed, currently being reviewed by Council’s Strategic Planning team.</p> <p>29/01/2021 – JM:                      C. Assessment completed, currently being reviewed by Council’s Strategic Planning team</p> <p>25/01/2021 – AA:                      C. Heritage consultant has undertaken an independent review of the Bicentennial Garden/Park against the NSW Heritage Councils criteria for local heritage listing. The heritage consultant concluded that Bicentennial Park meets the threshold for local heritage listing. The proposed listing will be incorporated into Councils new Snowy Monaro LEP and relevant planning proposal.</p> <p>30/11/2020 –JM:                      A. To be incorporated into draft the Plans of Management which will go out for community consultation planned for early March 2021.                      B. Completed.                      C. A request has been sent to Council’s Heritage consultant to consider this item for heritage listing.</p>		
854	19 November 2020	239/20	<b>Monaro Rail Trail Draft Feasibility Report</b> That the Council action Resolution Number 68/20 Monaro Rail Trail Draft Feasibility Report 16 April 2020 to:	Coordinator Economic Development	<p>01/09/2021 – MA:                      This resolution has been completed.</p> <p>05/08/2021 - MA:</p>	Ongoing	Y

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>A. Receive and note that the reinstatement of the Queanbeyan to Bombala rail line and extension to Eden has been intensely investigated through the Canberra to Port of Eden Feasibility Study. The publically available Executive Summary states on page 10 that “None of the options are shown to be economically viable. All have BCRs that are much less than 1. The present value of benefits is far outweighed by the present value of costs in all options considered.”</p> <p>B. Receive and note all the reports presented as attachments, Senator Jim Molan’s letter and support in principle the Monaro Rail Trail recommendations as presented to Council on 5 November 2020 as per the ten recommendations provided in their submission.</p>		<p>Working on development of a consultant brief with MRT Inc. and QPRC for a trail development plan for the funded sections</p> <p>30/04/2021 - MA: Amendment to the MoU with MRT Inc. and formal commencement of the working group is still in progress.</p> <p>01/04/2021 – MA: Council resolved at its extraordinary meeting on 4 March not to become the applicant for the BBRF application. A meeting has subsequently been held with MRT Inc. to move forward and a working group will be established until such time as an appropriate 355 Committee can be formed as per the Council resolution. A meeting between Council and TfNSW has also been held to clarify preferred arrangements over the rail corridor should the rail trail proceed. TfNSW appear generally supportive and flexible to a point but will fundamentally require Council to assume responsibility for the asset regardless of the exact legal mechanism used. They encouraged Council to view this as a long term project as the processes to set up a rail trail can take time.</p> <p>26/02/2021 – MA: Liaison with MRT Inc. has continued in February as they aim to submit an application to the Commonwealth Building Better Regions Fund. A difficulty has arisen in relation to TfNSW requiring as a condition of owners consent for</p>		

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					<p>the application that Council agree to accept a lease or transfer of the rail corridor including responsibility for all existing leases and agreements over the rail corridor, and responsibility for its other assets such as heritage buildings. MRT Inc. have been advised previously the Council was not prepared to accept the risks and liabilities this entails at this early stage of the project, however MRT Inc. have written to the Mayor requesting Council change this position to facilitate the BBRF application.</p> <p>29/01/2021 – MA:                      Staff worked constructively with MRT Inc. throughout December-January to assist with development of a grant proposal, which was lodged by MRT Inc. to the BLER Fund.</p> <p>30/11/2020 – MA:                      A. No action required.                      B. Meeting held with MRT Inc. group to discuss resolution. Priority is sending letters to TfNSW, ACT Government and QPRC as well as organising a BLER funding application. Meeting with QPRC staff and MRT Inc. has also been arranged by MRT Inc.</p>		
850	19 November 2020	235/20	<p><b>Mature Tree Re-Location Policy</b>                      That Council:                      A. Where the removal of mature trees is deemed necessary for Council works of any kind within any urban, village, park or reserve area, the targeted trees are first assessed by</p>	Chief Operating Officer	<p>27/04/2021 - JM:                      No further update.</p> <p>06/04/2021 – JM:                      No further update.</p> <p>03/03/2021 – JM:</p>	30/03/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>a qualified arborist or like expert, for suitability for relocation;</p> <p>B. Where trees are found suitable for relocation Council takes every necessary step to safely relocate the trees;</p> <p>C. As part of its BAU practices, Council identify and maintain a register of relocation sites for mature trees, such as public parks, playgrounds, sporting venues or other appropriate locations;</p> <p>D. Contractors are advised of the relocation policy and where practicable, the costs of relocation are negotiated when contracts are let; and</p> <p>E. Council affirms the value of mature trees for their social and economic benefits to the community.</p>		<p>No further update.</p> <p>29/01/2021 – JM: No further update.</p> <p>02/12/2020 – JM: A&amp;B: Complete. All relevant Council managers and coordinators have been informed of these parts of the resolution. C: Register of relocation sites to be prepared. D. Complete. All relevant Council managers and coordinators have been informed of this part of the resolution. E. Completed.</p>		
843	19 November 2020	228/20	<p><b>Strategy Review - Vale Street Land</b> That Council defer the report to a later date following a Councillor workshop.</p>	Chief Strategy Officer	<p>01/07/2021 - DR: Expressions of interest have been sought to undertake a review to identify if there is a viable option to develop new offices and the process will commence soon.</p> <p>06/05/2021 – DR: The closing date for expressions of interest to review options for the future use of the site have not yet closed.</p> <p>02/03/2021 – DR: Briefing completed in the Councillor Briefing Session on 04/02/21 with a Vale Street Property Workshop.</p>	28/02/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>29/01/2021 – DR: Time has been scheduled in an upcoming councillor briefing session for councillors to discuss this issue.</p> <p>27/11/2020 – DR: Time will be arranged for a fuller discussion on the options for the Council offices.</p>		
840	19 November 2020	225/20	<p><b>Peak View Hall</b> That Council, in order to facilitate the Peak View community's access to Lions International funding to upgrade the Peak View Community hall:</p> <p>A. Support the proposal to relinquish care and control of Crown Reserve 56109 with care and control being transferred to an appropriate community based incorporated association such as the proposed Peak View Progress Association Inc.;</p> <p>B. Authorise the CEO to negotiate with relevant parties an outcome to satisfy the requirements of all parties including the Peak View Community, the Crown, the NSW Aboriginal Land Council, Lions International and the Rural Fire Service.</p>	Executive Assistant to Chief Executive Officer, Mayor and Councillors	<p>09/08/2021 - GH: No further update.</p> <p>02/07/2021 – JB: No further update.</p> <p>09/06/2021 – JB: No further update.</p> <p>03/05/21 - JB: Chris Reeks of Lions Club Cooma advised that there has been no further update regarding this funding.</p> <p>6/4/21 – JB: Chris Reeks has advised that Lions Club is to meet 7/4/21 and this item will be discussed then. The estimated timing for funding is April 2021.</p> <p>26/02/2021 – JB: SMRC is waiting on advice from the Lions Club regarding their success in the grant before proceeding.</p> <p>27/01/2021 – JB: A. Completed</p>	Ongoing	N

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					B. Discussions in progress  26/11/2020 – JT: Discussions are in progress.		
798	17 September 2020	176/20	<p><b>Request for Easement Over Council Land in Cooma</b>                      That Council</p> <p>A. Approve the request to create an easement for water supply over Lot 2 DP 224408 subject to:</p> <p>i. All costs being borne by the owner of Lot 1 DP 224408.</p> <p>ii. Any disturbance to Lot 2 DP 224408 to be remediated by the applicant, as soon as possible, to the same condition as prior to disturbance.</p> <p>iii. The owner of Lot 1 DP 224408 obtaining a licence to pump water from Cooma Creek prior to installing the pipeline for water supply; and</p> <p>B. Authorise Council’s CEO to execute any documents necessary to register the easement.</p>	Coordinator Land & Property	<p>05/09/21 - TP: Email sent to the relevant landowner seeking an update on the survey aspects in order to progress easement registration.</p> <p>04/08/21 - TP: Water licence reference number 40AL418298 is confirmed as held by the Landowner. Land &amp; Property await further advice from the Landowner as to easement survey aspects.</p> <p>06/06/2021 – TP: Follow up with the landowner benefiting from the easement as to the licence status required.</p> <p>05/05/21 - TP: No further update at this point.</p> <p>31/3/2021 - TP: No further update.</p> <p>01/03/2021 – TP: No further update.</p> <p>14/01/2021 – LB: A. The landowner has been requested to notify Council when the pipeline has been installed so that Council has an opportunity to inspect the area to ensure that Council property has been remediated. He has agreed to be</p>	31/12/2021	N

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					<p>responsible for all costs and will send a copy of the water licence to Council when he is in possession of the Licence.</p> <p>4/12/2020 – LB:                      A&amp;B. Council will await notification from landowner that he has achieved a licence to pump water and that he has a plan ready to create the easement.</p> <p>23/10/2020 – LB                      A. Landowner has been notified and is proceeding with the plan.                      B. Landowner is aware that he needs a licence to pump water from Cooma Creek prior to Council signing off on the plan for easement.</p> <p>24/09/2020 – LB:                      A. The landowner will be notified of the Council resolution including the conditions of approval so that he can arrange for a surveyor to do a plan for the easement and an 88B for the terms of the easement.                      B. The owner of lot 1 will be notified that Council will not permit registration of the plan until he has obtained a licence to pump water from NSW Water. Documents will be sent to the CEO for execution when they are ready.</p>		
795	17 September 2020	173/20	<b>Delegate Water Supply Options Report – Update</b> That Council endorse the Options Assessment Report–Delegate Water Supply for public exhibition.	Manager Water & Wastewater	<p>30/08/2021 – JD:                      Size of plant agreed on by DPIE Water to be 350kl.</p> <p>02/08/2021 – JD:</p>	30/06/2021	Y



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					<p>Continued discussions with DPIE Water as they were concerned about the plant sizing and that it was too big. They are happy to change plant to 350kl.</p> <p>09/06/2021 – JD: Concept design being undertaken by GHD.</p> <p>04/05/21 – JD: No further updates</p> <p>30/03/2021 – JD: Project and Contract Manager appointed (Cardno) and compilation of tender documents underway to appoint Design and Construction contractor.</p> <p>02/03/2021 – JD: Comments received from DPIE Water on 8/2/2021. Public meeting with Delegate Community scheduled for 9/3/2021.</p> <p>15/01/2021 – JD: Still awaiting endorsement from DPIE Water.</p> <p>25/11/2020 – JD: No further update.</p> <p>05/11/2020 – JD: Awaiting comments on the Options Report from DPIE. Community consultation to take place once comments received.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
794	17 September 2020	172/20	<p><b>Proposal to Close Part Mittagang Road - Yallabee Lodge</b>                      That Council;</p> <p>A. Approve the road closing of part of Mittagang Road in accordance with the <i>Roads Act 1993</i>;</p> <p>B. Consolidate the new lot with lot 1 DP 841447 (Yallabee Lodge); and</p> <p>C. Authorise Council's CEO to execute all necessary documents to complete the road closing and lodgement of the plan of consolidation.</p>	Coordinator Land & Property	<p>05/09/21 – TP: No further update.</p> <p>04/08/21 - TP: No further update at this point.</p> <p>06/06/2021 – TP: No further updates at this point.</p> <p>05/05/21 - TP: No further update at this point.</p> <p>31/3/21 - TP: No further update.</p> <p>28/2/2021 - TP: A-C - Corporate Projects consolidated land adjacent to the service station at Yallabee, and inadvertently used the incorrect resolution; thus road closure plan is required to be redone by surveyor to accurately reflect 'new' lot footprint &amp; labels.</p> <p>22/01/2021 – LB: No further update.</p> <p>4/12/2020 – LB: A. Letters have been posted. There is a 28 day period for reply.</p> <p>23/10/2020 – LB: A. Letters have been prepared and are ready to be posted.</p>	31/12/2021	N

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					<p>B. After the road is closed a plan of consolidation will be prepared by a surveyor and the plan will subsequently be lodged.</p> <p>24/09/2020 – LB:</p> <p>A. Letters will be sent in the next two weeks to the notifiable authorities and to properties surrounding Yallambee notifying them of the proposal to close the road.</p> <p>B. After the road is closed a plan of consolidation will be prepared by a surveyor and the plan will subsequently be lodged.</p>		
789	17 September 2020	167/20	<p><b>Acquisition - Easement for Access Adaminaby Sewage Treatment Plant and Town Water Supply</b>                      That Council:</p> <p>A. Proceed with the compulsory acquisition of the interest in the land described as part Lot 287 DP 729870 Land fronting Snowy Mountains Highway, Adaminaby and having an area of approximately 22m for the purpose of easement for access to essential services being the Sewage Treatment Plant in accordance with the requirements of the <i>Land Acquisition (Just Terms Compensation) Act 1991</i>;</p> <p>B. Proceed with the compulsory acquisition of the interest in the land described as part Lot 292 DP 729876 having an area of approximately 200m and part Lot 292 DP 729876 Land fronting Chalker Street, Adaminaby and having an area of approximately 344m for the purpose of easement for access to essential services being Town Water Supply in accordance with the</p>	Manager Water & Wastewater	<p>30/08/2021 – JD:                      No further updates.</p> <p>02/08/2021 – JD:                      No further updates.</p> <p>09/06/2021 – JD:                      No further updates.</p> <p>04/05/21 – JD:                      No further updates.</p> <p>30/03/2021 – JD:                      No further updates.</p> <p>02/03/2021 – JD:                      Acquisition currently underway.</p> <p>15/01/2021 – JH:</p>	30/04/2022	N

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			<p>requirements of the <i>Land Acquisition (Just Terms Compensation) Act 1991</i>;</p> <p>C. Make an application to the Minister and the Governor for approval to acquire part Lot 287 DP 729870 Land fronting Snowy Mountains Highway, Adaminaby and having an area of approximately 22m and Part Lot 292 DP 729876 having an area of approximately 200m and part Lot 292 DP 729876 Land fronting Chalker Street, Adaminaby and having an area of approximately 344m for the purpose of easement for access to essential services by compulsory process under section 187(1) of the <i>Local Government Act 1993</i>;</p> <p>D. Classify the land as easement for access in accordance with the <i>Local Government Act 1993</i>;</p> <p>E. Authorise the CEO to sign any documentation required for this Acquisition process.</p>		<p>No further update.</p> <p>25/11/2020 – JH: No further update</p> <p>25/11/2020 – JH: A-D. Acquisition process underway and being managed by the Water/Wastewater Team. A. This will take place when required.</p> <p>23/09/2020 - JH: A-D. Acquisition process underway. E. This will take place when required.</p> <p>23/09/2020 - JH: A-D. Public Works Advisory (PWA) is being engaged to action this process so that Council secures permanent legal access swiftly. E. This will take place when required.</p>		
756	16 July 2020	115/20	<p><b>Floodplain Risk Management Study and Plan</b> That Council</p> <p>A. Adopt the SMRC Flood and Floodplain Risk Management Studies – Flood Studies (April 2019);</p> <p>B. Notify the property owners identified at significant flood risk, prior to the March 2020 Floodplain Risk Management Studies and Plans being placed on Public Exhibition;</p> <p>C. Agrees to the public exhibition of SMRC Flood and Floodplain Risk Management Studies – Floodplain Risk Management Studies and Plans (DRAFT) report (March 2020);</p>	Coordinator Strategy Development	<p>30/08/2021 – PV: Report now deferred to September Council meeting.</p> <p>01/06/2021 – PV: Report on findings of Cooma Back Creek Report to be presented to Councillors at debrief session 3rd June. Report Confidential until Councillors determine way forward with report findings.</p> <p>27/04/21 – PV: DRAFT Cooma Flood Warning Analysis Report submitted to Council for review 23/04/2021.</p>	28/02/2021	N

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			<p>D. Liaise with the NSW SES and landowners at risk to develop an Evacuation Plan for a significant rain event; and</p> <p>E. Submit a Variation Request to the Department of Planning, Industry and Environment (DPIE) Floodplain grant program seeking funding and an amended scope of works to investigate mitigation options for Cooma Back Creek.</p>		<p>GRChydo and DPIE representative will be presenting at June Councillor briefing meeting.</p> <p>07/04/2021 - PV:                      - The final Floodplain Risk Management Plan and Studies (FRMP&amp;S) has been submitted and been out on public submission (very few submissions from the public);                      - We have applied for 2 variations, which have been approved by Dept. Planning, Industry and Environment. One variation is to determine the existing flood warning system in Cooma and if it is in fact fit for purpose (report pending but on its way) and the other report is for further detailed analysis of Cooma Back Creek (DRAFT report received (feedback given to consultant and awaiting final report)– at this stage confidential report so not sure how much detail should go into your business paper, that is your call;                      - Gina and I are going to prepare a report for council with all updates and for recommendation to adopt the FRMP&amp;S Report.</p> <p>04/03/2021 - PV:                      Still awaiting Cooma Back Creek Study Report - expected by mid-March.</p> <p>04/03/2021 – PV:                      Still awaiting Cooma Back Creek Study Report - expected by mid-March.</p> <p>31/12/2020 – GM:</p>		

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					<p>Awaiting Cooma Back Creek Study variation report, due 31 January 2021.</p> <p>26/11/2020 – GM: No further update.</p> <p>23/10/2020 - PV: A. Completed. B. Letters were sent out to identified landholders at risk advising of Public Exhibition of FRMP &amp; S. Two residents called me as a result of letters. Concerns over the level of non-native vegetation in that stretch of Cooma Back Creek. Nil comments on the actual study. C. Public exhibition period closed. Total of 4 submissions received. Submissions forwarded to GRChydro to incorporate into final study document. D. No further discussion until Cooma Back Creek study variation report completed (delays due to modelling, now expected to be finalised early 2021). E. Variation approved, works have commenced on the study, as per previous comment report expected early 2021.</p> <p>24/09/2020 - PV: A. Completed. B. Discussions with GRChydro (contractor) SES, DPIE and SMRC staff now decided to hold off contacting landholders until the Cooma Back Creek study finalised. SES aware of properties at risk.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Letters have been sent out to residents in high risk areas (entire streets not just the identified 11 properties at significant risk) to advise of the FRMS &amp; P being on public exhibition and how to access copies.</p> <p>C. Floodplain Risk Management Studies and Plans (DRAFT) report on public display – Now extended to 7 October.</p> <p>D. Discussions have taken place with SES and SES keen to support SMRC. Decided to hold off actioning EP until end of consultation process – see what comes back from the community. SES happy to support liaison with relevant landholders.</p> <p>E. Variation request approved by relevant DPIE staff.</p> <p>25/08/2020-PV:</p> <p>A. Request sent to Communications to upload document.</p> <p>B. Discussions with GRChydro (contractor) SES, DPIE and SMRC staff now decided to hold off contacting landholders until the Cooma Back Creek study finalised. SES aware of properties at risk.</p> <p>D. Floodplain Risk Management Studies and Plans (DRAFT) report on public display – closes 23<sup>rd</sup> September.</p> <p>E. PV to liaise with SES – discussions have taken place. SES keen to support SMRC. Decided to hold off actioning EP until end of consultation process – see what comes back from the community. SES happy to support liaison with relevant landholders.</p>		

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					<p>F. Variation request approved by relevant DPIE staff. Expect 'official' approval to come through in the next few days.</p> <p>31/07/2020-PV:</p> <p>B. Adopted. Environmental Technical Officer organising to have documents uploaded onto the Council website.</p> <p>C. Discussions have taken place. Agreed managers will send a letter to high-risk landowners and invite them in to inform them of their level or risk, plans to develop an Evacuation Plan and undertake further studies to try to mediate risks.</p> <p>D. Hard copies printed, need to be bound and Appendices with maps printed and bound ready for display once Action B addressed.</p> <p>E. Relevant managers aware and need to decide who will liaise with SES to commence this process.</p> <p>Variation documentation 75% complete, should be submitted to DPIE by the end of this week (31 July)</p>		
746	16 July 2020	107/20	<p><b>Health One Facility, Jindabyne</b>                      That Council</p> <p>A. Authorise the Chief Executive Officer to execute the Building Management Statement and take steps to finalise and sign the land sale agreement; and</p> <p>B. Approve the establishment of a Building Management Committee to oversee obligations of the Building Management Statement.</p>	Facilities Officer Snowy River Health Centre	<p>06/09/21 – TP:                      Follow up query to Planning as to status of subdivision approval.</p> <p>27/04/21 – NW:                      Waiting on Subdivision Certificate approval</p> <p>26/03/2021 – NW:                      Subdivision Certificate and Modifications now lodged by Dabyne Planning.</p>	28/02/2021	N



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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>02/03/2021 – NW:                      Discussions ongoing between Dabyne Planning and Kleven Spain Surveyors. Subdivision application forms submitted to CEO for signature.</p> <p>12/01/2021 – NW:                      A. Surveyor provided plans although further information still required. Waiting on information to be forwarded.</p> <p>27/11/2020 – TP:                      No further update</p> <p>27/10/2020 – NW:                      A. Awaiting surveyor to provide further information to enable registration of subdivision. Other party (HealthOne) still to sign the Land Sale Agreement.                      B. Building Management Committee to be formed with HealthOne once above items have been finalised.</p> <p>24/09/2020 – NW:                      A. Status remains unchanged. Building Management Statement signed by Chief Executive officer. Information has been returned to surveyor for creation of subdivision. Waiting on lawyers for other party regarding the Land Sale Agreement.                      B. Building Management Committee to be formed with HealthOne.</p> <p>26/08/2020 – NW:</p>		

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					A. Building Management Statement signed by Chief Executive officer. Information has been returned to surveyor for creation of subdivision. Waiting on lawyers for other party regarding the Land Sale Agreement. B. Building Management Committee to be formed with HealthOne.  22/7/2020 – NW A. Building Management Statement sent to Chief Executive Office for signing. B. Will work on creation of Building Management Committee once BMS signed.		
718	18 June 2020	80/20	<b>Acquisition of Land - RFS Shed Michelago</b> That Council A. Proceed with the compulsory acquisition of the Land described as part Lot 5405 DP 1244970 Land fronting Ryrie Street, Michelago between 369.945 Km and 370.000 Km and having an area of approximately 1,162.6m <sup>2</sup> for the purpose of Rural Fire Shed in accordance with the requirements of the <i>Land Acquisition (Just Terms Compensation) Act 1991</i> ; B. Make an application to the Minister and the Governor for approval to acquire part Lot 5405 DP 1244970 Land fronting Ryrie Street, Michelago between 369.945 Km and 370.000 Km and having an area of approximately 1,162.6m <sup>2</sup> by compulsory process under section 186(1) of the Local Government Act 1993;	Coordinator Land & Property	17/08/2021 – SR: PWA advise project is still on track for delivery before end of year. PWA waiting for response from UGL Regional Linx.  02/08/2021 - SR: Advice received from UGL Regional Linx takeover of John Holland - PWA advised acquisition should be complete before Jan 2022 take over.  06/06/2021 – TP: No further update at this point.  27/4/2021 - JH: No further updated at this stage  23/3/2021 - JH: The survey plan has been prepared by PWA to enable the acquisition process to continue.	28/02/2022	N

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			C. Classify the land as operational land in accordance with the Local Government Act 1993; D. Note that this acquisition is not for the purpose of resale; and E. Authorise CEO to sign any documentation required for this Acquisition process.		28/02/2021 – JH: No further update.  12/01/2021 – JH: No further update.  25/11/2020 – JH: A to C: This process will take approximately 18 months. 20/10/2020 - JH: A to C: Acquisition process underway. D & E: Will be adhered to throughout this process.  23/09/2020 - JH: A to C: Survey Plan Quote to be received shortly.  26/08/2020 - JH: A to C: Acquisition process underway. Research has to take place to find gazette notices, survey plans to be prepared etc. D & E: Will be adhered to throughout this process.  22/07/2020 – JH: A to C: Acquisition process underway. D & E: Will be adhered to throughout this process.  24/06/2020 – JH: A to C: The Acquisition process will begin, this is a lengthy process as all items take place under strict timelines. D&E. Complete.		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
715	21 May 2020	119/20	<p><b>Judgment of Court of Criminal Appeal on Tropic Asphalts case</b>                      That Council</p> <p>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.</p>	Coordinator Economic Development	<p>02/09/2021 – MA:                      Preparations continue for sentencing hearing in October.</p> <p>05/08/2021 – MA:                      Preparations continue for the sentencing hearing in October. Alan Bradbury is no longer part of the BAL team working on Council's case as he has left BAL to take up a position as Acting Commissioner in the Land and Environment Court.</p> <p>30/04/2021 - MA:                      The prosecution case for the trial is in the process of being developed ahead of the due date in May for the submission of a plea by Tropic.</p> <p>06/04/2021 – DR:                      The judgement on the appeal has been received. The appeal has been dismissed. The court found:</p> <ul style="list-style-type: none"> <li>• The arguments Tropic sought to appeal are without merit and, at least for that reason, leave to appeal should be refused.</li> <li>• The present application for leave to appeal has caused an unjustifiable interference with the criminal proceedings at first instance.</li> </ul> <p>This means that Council has access to the documentation that shows the quantity of material Tropic Asphalt tendered to supply to the</p>	Ongoing	N

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					<p>RMS and the detail of the deliveries made. It also shows a low tolerance by the court for the actions being followed by Tropic Asphalt. Tropic Asphalt are required to lodge their plea by 7 May 2021. New hearing dates have been set for 18-22 October 2021.</p> <p>26/2/2021 – MA:                      The CCA heard the appeal by Tropic in relation to the subpoena matter on 8 February. Council’s legal team thought the proceedings went well and the judges were receptive to their arguments. The judgment is expected to be handed down on 3 March 2021.</p> <p>06/02/2021 – MA:                      The CCA heard the appeal by Tropic in relation to the subpoena matter on 8 February. Council’s legal team thought the proceedings went well and the judges were receptive to their arguments. The judgment is expected to be handed down on 3 March 2021.</p> <p>29/01/2021 – MA:                      Preparations continue for CCA Appeal hearing in CCA on 8 February.</p> <p>30/11/2020 – MA:                      Preparations underway for appeal hearing in CCA in early February 2021.</p> <p>04/11/2020 – MA:                      C. Tropic have appealed against the subpoena judgment which will result in a delay to the</p>		

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					<p>trial. Appeal listed for hearing in CCA in early February.</p> <p>28/09/2020 – MA:                      A. Trial preparation continues. Council successful in subpoena matter judgment.</p> <p>02/09/2020 - MA:                      A. Complete – report provided to August Council meeting                      B. Complete – report provided to August Council meeting                      C. In progress – preparing for trial in November.                      D. Complete.</p> <p>02/07/2020 – MA:                      Expecting the outcome of a hearing into a subpoena issued by Council in the early days of the original investigation within the next fortnight or so. A further report will be provided to Council once the outcomes of the hearing are known.</p> <p>03/06/2020 – MA:                      Proceeding with the case and further report(s) with requested details will be provided to future Council meeting(s).</p>		
696	21 May 2020	102/20	<p><b>Design for truck Parking Area at Adaminaby</b>                      That Council                      A. Agrees to proceed with further investigative works and to seek endorsement from Transport for New South Wales for the proposed design;</p>	Manager Corporate Projects	<p>01/09/2021 – GH:                      Community engagement plan and communication plan being developed.</p> <p>28/06/2021 – GH:</p>	Ongoing	N

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			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		In-principle support from Transport for NSW received. Report prepared for July Council meeting.  01/06/2021 – GH: Designer is incorporating feedback from Transport for NSW into Version 4 of plans. Once submitted, hoping for "In-Principle" approval.  06/05/2021 - GT: Design review meeting was held with TfNSW, and design team on 30th April to discuss minor changes to v3 concept which will be included in the detailed design.  07/04/2021 – GH: Awaiting response from Transport for NSW.  02/03/2021 – GH: Planned Teams Meeting with TfNSW following submission of V3 and Traffic Study., - Traffic Count to be completed by 10/03/2021., - V3 Plans and Traffic Count data to be submitted to TfNSW for comment., - Construction costing for approved concept to follow TfNSW agreement with the concept., - Report to Council on Proposed Design and Costing once TfNSW have responded., Issues:, - TfNSW concerned over the number of access points to the Hwy at the Denison St intersection., - HV parking separated from the Light Vehicle Parking at the Trout., - Both parking areas will have a significant impact on the current grassed/treed medians adjoining the Hwy.		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>25/01/2021 – GH:                      TfNSW have provided comment on concept revision, two of which incorporates both long vehicle/RV and truck parking concepts. Minor issues identified and expected to be addressed by design consultant and submitted back to TfNSW. Project being considered for BLERF application should it proceed to a suitable level of shovel readiness prior to applications closing.</p> <p>27/11/2020 – GH:                      Revised concepts with 4 options have been received in draft form and are being reviewed by relevant staff before submitting to TfNSW.</p> <p>02/11/2020 – GH:                      A review of the requirements for intersections and heavy vehicle movements indicates that it will not be possible to locate a heavy vehicle stop close to the Adaminaby town centre without extensive roadworks.</p> <p>25/09/2020 – GH:                      TfNSW requirements will require a significant change to the proposal and it may not be possible to establish the location as a truck stop an meet the required specifications for the intersections.</p> <p>28/08/2020 – GH:                      TfNSW have provided feedback on the concept design. Staff are reviewing this feedback to</p>		



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					factor into the detailed design and funding solutions.  31/07/2020 – GH: Infrastructure Engineer seeking feedback from RMS on proposal assessment prior to proceeding to scoping and subsequent full design.  30/06/2020 – GH: Project preliminary investigations underway.  04/06/2020 – DR: The project has been included within the work schedule to be actioned.		
669	16 April 2020	69/20	<b>Bombala Commercial Precinct Painting</b> That Council A. Note the previous resolution ADA96/16 adopted by the Administrator; B. Note the previous resolution 297/17 adopted by Council; C. Rescind Part C of resolution 297/17 and replace it with: Authorise expenditure of \$10,000 directly to the Bombala and District Chamber of Commerce to assist with the current street upgrade project. The Chamber must agree to use the money on paint and provide supporting documentation to Council once the project is completed.	Coordinator Economic Development	31/08/2021: SB No further update.  03/08/2021: SB No further update.  01/06/2021 – SB: No further update.  27/04/2021: SB No further update.  25/03/2021 - SBly: No further update.  25/02/2021 – SBly: No further update.  29/01/2021 – MA: No further update.	31/05/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>30/11/2020 – MA:                      Update received from Bombala Chamber of Commerce. They are still negotiating with main street businesses to cover the cost of labour for the painting, given the cost of the actual paint is covered by the project. Aiming for completion of project by May 2021.</p> <p>04/11/2020 – MA:                      Still in progress by Bombala Chamber.</p> <p>28/09/2020 – MA:                      No further update.</p> <p>02/09/2020 – MA:                      Still in process of being implemented by Bombala Chamber.</p> <p>02/07/2020 – MA:                      Project in progress and resting with Bombala Chamber – no further update from below.</p> <p>03/06/2020 – MA:                      Arrangements for payment finalised. Awaiting reports from the chamber on execution of the project in due course.</p> <p>05/05/2020 – SB:                      A purchase order will be issued to the Chamber of Commerce this week so that they can send us an invoice and be paid.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
662	19 March 2020	57/20	<p><b>Proposed closure and sale of public pathway in Kalkite</b>                      That Council</p> <p>A. Extend the maximum term for repayment of the purchase of the land, being the closed public pathway, to 30 June 2023 for both purchasers.</p> <p>B. Place a caveat on the subject land requiring payment for the outstanding amount before sale.</p>	Coordinator Land & Property	<p>02/08/2021 – SR:                      Subdivision certificate for boundary adjustment submitted to planning - fee paid - awaiting approval</p> <p>06/06/2021 – TP:                      Prompts to LRS actioned in order to progress creation &amp; issue of Certificate of Title.</p> <p>05/05/21 - TP:                      28/2/21 No further update at this point. Note: Linkage exists with Resolution 301/19.</p> <p>31/3/21 TP:                      No further update.</p> <p>28/2/2021 - TP:                      A Completed; B Caveat will be placed in the land when the road closing is registered. Note: Linkage exists with Resolution 301/19.</p> <p>22/01/2021 – LB:                      No further update.</p> <p>4/12/2020 – LB:                      A. Completed.</p> <p>23/10/2020 – LB:                      A. Landowners have been notified of the extension of the maximum time to repay the purchase price                      B. Caveat will be placed on the land after the road closure is completed and before any subdivision takes place.</p>	31/05/2020	N

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					<p>24/09/2020 – LB:                      A Landowners have been notified of the extension of the maximum time to repay the purchase price.</p> <p>26/08/2020 – LB:                      B. Letters to landholders and notifiable authorities have been sent. At this time all responses have been positive. Waiting on response from Crown Lands for consent to proceed and for public pathway to vest in Council following closure.                      C. Caveat will be placed on the land after the road closure is completed and before any subdivision takes place.</p> <p>28/07/2020 – LB:                      Request for quotations were sent to three surveyors but only one responded. Surveyors were sent a follow up email inviting quotations but only the one response remained. The surveyor has been asked to proceed with the survey.</p> <p>26/06/2020 – LB:                      Application forms for Sundry Debtor accounts have been sent to both landowners. Solicitor has been requested to arrange for caveat on title of both properties.</p> <p>28/5/2020 – LB:                      Sundry Debtor accounts are being arranged with a repayment schedule to be agreed with the landowners. As the public pathway does not have a registered title it is not possible to place a caveat on the land until the pathway is closed. It</p>		

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					<p>is intended to address the issue that payment for the land must be finalised by both parties prior to June 2023.</p> <p>24/04/2020 – LB:                      Arrangements are currently underway to set up a payment plan and a surveyor has been engaged.</p> <p>26/03/2020 – LB:                      The landowners have been notified of Council’s resolution and quotations are currently being sought for the survey work.</p>		
660	19 March 2020	55/20	<p><b>Proposed Acquisition of Easement for Access to Middlingbank Quarry</b>                      That Council</p> <p>A. Enter into negotiations with the owner of lot 1 DP 1022898 for a right of way for access across his land.</p> <p>B. Engage the services of a surveyor to create a plan for registration of a right of way across lot 1 DP 1022898.</p> <p>C. Council to be responsible for all costs for creation and registration of the plan for the right of way.</p> <p>D. Authorise the Chief Executive Officer to negotiate the compensation for the easement.</p> <p>E. Authorise the Chief Executive Officer to sign all necessary documents to give effect to the above.</p>	Coordinator Land & Property	<p>05/07/2021 – GS:                      The owner of Lot 1 DP 1022898 has stated they are not prepared to enter into negotiations for a right of carriageway between Middlingbank Road and Middlingbank Quarry., Discussions are underway with the owner of Lot 2 DP 1271068 to understand if options are available to create an access through that property with further options to acquire the Crown Road (unformed) that’s established along the boundary of Lot 1 and Lot 2.</p> <p>05/05/21 - TP:                      No further update.</p> <p>31/3/2021 - TP:                      No further update.</p> <p>28/2/2021 - TP:                      AA - Negotiations continue with Manager Infrastructure spearheading discussions. B Draft plan for right of access pending results of A. C-E</p>	30/03/2021	N

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					<p>These actions will take place at the appropriate time.</p> <p>22/01/2021 – LB:                      A. Letter has been sent to Council’s solicitor requesting that he commence negotiations with the landowner for a right of way for access to the Quarry.                      B. Surveyor has submitted a draft plan for right of access and this will be finalized as soon as negotiations are completed.</p> <p>4/12/2020 – LB:                      A. Completed.                      B. Discussions are ongoing to decide the best approach for a permanent access.</p> <p>23/20/2020 – LB:                      A. The temporary agreement between SMRC and Mr Thomas for access to Middlingbank Quarry has been signed and is active from 2 November 2020 through to 30 April 2021. Notice has been provided to Mr Thomas, in accordance with the agreement that Council intend to access Middlingbank Quarry to extract material in November 2020. Work to ensure the access road is suitable for heavy traffic will commence on Monday 2 November.                      B. The process to secure permanent access will commence shortly                      C. These actions will take place at the appropriate time.</p> <p>24/09/2020 – LB:</p>		

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					<p>A. The agreement has been executed by both parties and Council is planning dates for access to the quarry to extract material.</p> <p>26/08/2020 – LB:</p> <p>A. Council is currently negotiating an agreement with the landowner that will create a temporary access agreement for a 6 month period between November 2020 and April 2021.</p> <p>B. The surveyor has completed the survey for the easement for access subject to negotiation with the landowner.</p> <p>C. Council has engaged the surveyor and will be responsible for all costs.</p> <p>D. Further negotiations are required to understand if a permanent agreement for access to Middlingbank Quarry, through Mr Thomas’s property is possible.</p> <p>28/07/2020 – LB:</p> <p>A. No update.</p> <p>B. Quotations for the survey were received. Despite numerous emails being sent to the surveyors only one surveyor responded and he has been requested to proceed as soon as possible.</p> <p>26/06/2020 – LB:</p> <p>A. Negotiations with landowners are ongoing.</p> <p>B. Requests for quotations for survey have been advertised.</p> <p>28/05/2020 – LB:</p>		

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					<p>A meeting took place with the landowner, his father, Manager of Infrastructure, Land and Property Officer and Council's solicitor, Mark Herbert. Negotiations are ongoing.</p> <p>24/4/2020 – LB:                      An email was sent to the landowner but there has been no response. A second email will be sent this week to be followed up with a phone call.</p> <p>26/03/2020 – LB                      Negotiations have commenced with the landowner.</p>		
643	19 March 2020	44/20	<p><b>Acquisition by Possessory Title - Lot 16 Section 1 DP 1242 - Berridale Memorial Park</b>                      That Council</p> <p>A. Apply for possessory title over lot 16 Section 1 DP 1242 (Berridale Memorial Park)</p> <p>B. Classify lot 16 Section 1 DP 1242 as community land upon acquisition.</p>	Coordinator Land & Property	<p>05/09/21 – TP:                      No further update at this point.</p> <p>04/08/2021 – TP:                      No further update at this point.</p> <p>06/06/2021 – TP:                      Amended application for possessory title lodged to include additional details of the grants of probate (as received from the Supreme Court of NSW).</p> <p>05/05/21 - TP:                      Solicitors have confirmed that the required supporting Statutory Declarations from independent persons (2) have been obtained. NSW Revenue documentation finalised to enable transfer of land to be completed exempt payment of duty.</p>	28/02/2021	N



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					<p>31/3/21 - TP:                      LRS requested details of two disinterested persons requested willing to provide Statutory Declarations related to prior treatment &amp; use of land in question; details of such provided (with permission) to Solicitors.</p> <p>28/2/2021 - TP:                      Application for possessory title lodged with NSW LRS. Further legal paperwork being formatted including the Statutory Declarations of two "disinterested witness" to support Council's possessory claim.</p> <p>14/01/2021 – LB:                      A&amp;B Application for possessory title has been lodged with the LRS after discussions with the RSL. RSL has been assured that the land will be classified as community land upon acquisition.</p> <p>4/12/2020 – LB:                      A. A letter was received from Head Office of NSW RSL to say that Council should deal with the Snowy River Branch of the RSL with respect to future management of the park. An email was sent to the local RSL branch requesting consent for Council to proceed with the application for possessory title, with the assurance that the park would be classified as community land upon acquisition. The relevant sections of the Local Government Act pertaining to management of community land were also</p>		

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					<p>sent in the email as a link to assist the RSL in determining their response.</p> <p>23/10/2020 – LB:                      A. An email was sent to the local branch of the RSL asking for an update.                      B. To be completed upon acquisition of the land.</p> <p>24/09/2020 – LB:                      A. The Snowy River branch of the RSL was notified of Council’s intention to apply for possessory title and the branch has sent the notification to The RSL’s head office for a response.</p> <p>26/08/2020 – LB:                      Requisition on Title has requested an Old Title search which is currently being carried out by Crown Lands.</p> <p>26/8/2020 – LB                      A. Requisition on Title has requested an Old Title search which is currently being carried out by Crown Lands.                      B. Lot 16 will be classified upon acquisition through the resolution of Council.</p> <p>29/07/2020 – LB:                      The CEO has executed the documents.</p> <p>26/06/2020 – LB:                      Application is proceeding.</p> <p>28/05/2020 – LB:</p>		

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					<p>Documentation is being prepared to lodge an application for Possessory Title.</p> <p>24/04/2020 – LB:                      Council’s solicitor is presently gathering all the evidence to lodge with the application for possessory title. A surveyor has been engaged to do a survey plan for identification purposes.</p> <p>26/03/2020 – LB:                      Council’s solicitor has been requested to prepare the documentation.</p>		
615	20 February 2020	12/20	<p><b>Request to Acquire and Repair/Replace Bairds Crossing Bridge over Snowy River</b></p> <p>That Council:</p> <p>A. Receive and note the report on the request to acquire, repair/replace Bairds Crossing Bridge over the Snowy River;</p> <p>B. Reject the proposal for Bairds Crossing Bridge to become a Council Asset and be subject to Council’s asset maintenance/replacement program; and</p> <p>C. After the Proponent receives the advice from the minister with that advice, he consults with the council staff with a view of preparing a report to the council.</p>	Manager Infrastructure	<p>10/08/2021 – GS:                      Part B of Council’s resolution remains extant. There has been no additional information from either Minister or RFS supporting any proposal for Council to acquire and replace Bairds Crossing Bridge.</p> <p>06/06/2021 – TP:                      No further update.</p> <p>06/05/21 – GS:                      No Further Update.</p> <p>6/04/21 - JM:                      No further update.</p> <p>01/03/21 - TP:                      No further update.</p> <p>01/03/2021 – GS:                      No further Update.</p>	28/02/2020	N

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					<p>18/01/2021 – GS:                      As advised to residents and Council in December 2020; without any information to progress part C of Council Resolution 12/20; Part B remains extant                      i.e. Council reject the proposal for Bairds Crossing                      Bridge to become a Council Asset.</p> <p>27/11/2020 – GS:                      Residents have been advised that this matter cannot progress until the proponent has met with the relevant minister and have provided the advice received to Council.</p> <p>The Manager, Monaro District NSW Rural Fire Service, has advised that the RFS will not be writing to Council to recommend the crossing be reinstated.</p> <p>23/10/2020 – GS:                      The Minutes of the LEMC meeting held on 23 September 2020 contained actions relating to Bairds Crossing Bridge. These were:</p> <ul style="list-style-type: none"> <li>• LEMC to approach Council to explore options for Bairds Crossing and repairs.</li> <li>• Assess choke points and fire load – Bairds Crossing road.</li> <li>• Contact Manager Infrastructure re: over hanging trees and road edges – Bairds Crossing road.</li> </ul> <p>A copy of the meeting minutes were provided to the Manager Infrastructure on 13 October. At</p>		

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					<p>the time of this update, no further information has been received from the LEMC.</p> <p>24/09/2020 – GS:                      LEMC meeting was held after this update was provided. Therefore any recommendations from the LEMC that might influence Council deliberation on this issue are not yet known.</p> <p>26/08/2020 – GS:                      No change from previous update other than conversations with Mr Makhoul and other residents of Bairds Crossing Road and Punt Hill Road have been informed of the intention to have this matter discussed at the LEMC in September 2020.</p> <p>24/07/2020 – GS:                      C. As per previous update, the issue of Bairds Crossing Bridge is to be discussed at the next LEMC meeting in September 2020.</p> <p>26/06/2020 – GS                      There is no action for A and B.                      A. The latest update from Mr Makhoul dated 15 June was as follows:  <i>“We have received a recommendation letter from our local fire brigade for the need of an access bridge at Bairds Crossing, this has been sent to the RFS and meet with open arms.                      Please see attached for your perusal, the bridge will be a topic at the next Local Emergency Management Committee meeting</i></p>		

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					<p><i>for recommendation to be replaced with an adequate structure”</i></p> <p>Councils response to that update was as follows:</p> <p>Thank you for your email and update on discussions relating to Bairds Crossing Bridge. I think a discussion at the Local Emergency Management Committee is excellent progress.</p> <p>Without being a pain, could I please ask for an update on the part of Council’s resolution that stated:</p> <p>C. After the proponent receives the advice from the minister, with that advice, he consults with the council staff with a view of preparing a report to the council</p> <p>Has anything from the Ministers Office been received? This would allow a further report to be prepared for Council consideration.</p> <p>29/05/2020 – GS:</p> <p>The latest update was an email from Mr Makhoul to John Barilaro MP on 30 April 2020 that stated:</p> <p>In reply to your below email, we would like to advise that</p> <ul style="list-style-type: none"> <li>• We are expecting documentation in support of our request for retention and upgrade of the Bairds Crossing Bridge from local Fire Brigade at Numbla Vale and in turn the RFS NSW.</li> <li>• We are expecting that funding can come from the recently advised increase in Safety/Fire expenditure budget</li> </ul>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<ul style="list-style-type: none"> <li>• Our understanding is that ownership of the land upon which the bridge stands is passed onto Council</li> <li>• After ownership of the land is finalised, the State funding is allocated to Council, for the bridge works.</li> </ul> <p>As soon as these documents are to hand we will forward them to you.</p> <p><b>Note: - No documentation has yet been received from any agency supporting the proposal for a retention and upgrade of Bairds Crossing Bridge.</b></p> <p>29/04/2020 – GS:                      On 6 April 2020 A letter was drafted for CEO approval in response to questions raised by John Barilaro MP on behalf of Mr Joseph Makhoul and in relation to Council’s decision on Bairds Crossing Bridge.                      On 23 April 2020, Council staff wrote to Mr Makhoul and other residents seeking any information “the proponent” may have received from the relevant minister in relation to safety concerns should Bairds Crossing Bridge not be repaired or replaced. This correspondence reiterated the decision of Council from the February 2020 meeting, suggesting this information would assist in preparing a further report on Bairds Crossing Bridge for Council consideration. Unfortunately no reply has been forthcoming.</p> <p>27/03/2020 – GS:</p>		

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					<p>There has been no confirmation of any advice from the Minister to the proponent and therefore this action has not been progressed.</p> <p>28/02/2020 – GS                      Residents near Bairds Crossing Bridge were informed of Councils decision and amendment to the report recommendations; especially the inclusion of recommendation.                      A. Staff now await the advice from the minister, through the proponent in order to provide a further report for Council consideration.</p>		
429	17 October 2019	389/19	<p><b>Proposed Acquisition of Part Lot 6 DP 218752 for the Purpose of Road</b>                      That Council, consistent with the guidelines contained within with the body of report:</p> <p>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.</p>	Coordinator Land & Property	<p>17/08/2021 - SR:                      Subdivision application &amp; administration sheet awaiting signature from landholder, once received subdivision application to be lodged with SMRC.</p> <p>02/08/2021 - SR:                      Mortgage has been released from lot as per title search, admin sheet and subdivision certificate application awaiting signature from landholder to proceed.</p> <p>06/06/2021 – TP:                      No further update at this point.</p> <p>05/05/21 - TP:                      No further update at this point.</p> <p>31/3/2021 - TP:                      No further update.</p>	28/02/2021	N



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					<p>28/2/2021 - TP:                      Discharge authority received from Landowner (due to Landowner having made error in initial document) and forwarded to bank to progress necessary mortgage discharge.</p> <p>22/01/2021 – LB:                      A-C. A phone conversation with the landowner on 13/1/21 revealed that he has been communicating with the Rural Bank who are slow to respond. The landowner has been asked to send the phone contact number to Council so that we can contact the Rural Bank and try to fast-track the process.                      D. A letter was sent to the plantation owners who responded to say that they declined to contribute to the project.</p> <p>4/12/2020 – LB:                      A-C. Email from the Bega Branch Manager of the Bendigo and Adelaide Bank this morning to confirm that they are waiting on a response from Rural Bank. Bega Branch Manager will notify Council when the discharge of mortgage has been registered.                      D. Letter has been sent to Plantation Owners.</p> <p>23/10/2020 – LB:                      A-C. Application for discharge of mortgage completed by landowner and sent to the bank for processing.                      Signed application for subdivision certificate and the Administration Sheet received from landowner.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>As soon as the landowner receives his Certificate of Title from the bank the plan of subdivision will be registered and contracts will be exchanged.</p> <p>D. Letter is being prepared for the plantation owners requesting that they contribute to the works.</p> <p>24/09/2020 – LB:                      A-C. The Title to lot 6 has a mortgage noted in the second schedule. The landowner has verified that the loan has been paid out. A discharge of mortgage application was forwarded to the landowner to complete and return to Council so that the mortgage can be removed from the title. Council is also waiting on the application for a subdivision certificate to be signed by the owner of the property.</p> <p>D. Nearby plantation owners to be approached in writing seeking contribution to the purchase.</p> <p>26/08/2020 –LB:                      A-C. When Land and Property receives the subdivision certificate the landowner can sign off on the plan and arrange for his bank to sign off after which the plan can be submitted to the LRS for registration. Waiting on landowner to sign the application for the subdivision certificate or send an email giving consent for the application to be lodged. The subdivision certificate has been done but can't be</p>		

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					<p>released until consent is received from the landowner.</p> <p>A. Council has paid for survey and legal fees will be paid upon receipt of invoice</p> <p>B. Documents will be signed by the CEO when appropriate.</p> <p>C. Plantation owners are not affected and therefore will not be asked for a contribution.</p> <p>27/07/2020 – LB: Council is currently waiting on the subdivision certificate so that the plan can be registered prior to settlement.</p> <p>26/06/2020 – LB: Council’s solicitor has been asked to produce the contracts. Application for subdivision certificate has been submitted.</p> <p>A. Purchase price has been negotiated and agreed by both parties.</p> <p>A. This acquisition does not affect the plantation owners.</p> <p>28/05/2020 – LB: An email has been sent to the surveyor each week asking for the plan of subdivision so that contracts for the purchase of the land can be exchanged. The plan has not been registered so the plan will need to be attached to the contract.</p> <p>24/04/2020 – LB:</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Council’s solicitor is organising the contract and it is anticipated that exchange will take effect within the next month.</p> <p>27/03/2020 – LB: MOU has been returned to Council and Council’s solicitor has been asked to arrange a contract.</p> <p>27/02/2020- JH: MOU with property owner, waiting return of same.</p> <p>15/01/2020 - JH: Staff have spoken to land owner and are waiting for a written response.</p>		
408	17 October 2019	369/19	<p><b>Arts and Culture Advisory Committee Meeting held 11 September 2019</b> That Council</p> <p>A. Receive and note the minutes of the Arts and Culture Advisory Committee meeting held 11 September 2019;</p> <p>B. Support the Committee recommendations relating to Item 5.3 – Community Arts and Culture facility in Cooma;</p> <p>C. Support the Committee recommendation relating to Item 5.5 – Communication / Promotion of Committee; and</p> <p>D. Supports the Committee recommendation relating to Item 5.6 – Bombala Arts and Innovation Hub.</p>	Coordinator Economic Development	<p>02/08/2021 – AA: A - Discussions are progressing regarding options for an arts facility B - Completed and ongoing C - Bombala Arts and Innovation Centre successfully received grant funding.</p> <p>27/04/21 – HK: No reportable actions - work continues to secure appropriate funding (B&amp;D) and site (B).</p> <p>27/04/21 – KH: No reportable actions - work continues to secure appropriate funding (B&amp;D) and site (B).</p> <p>30/03/2021 – AA: No further update at this time.</p> <p>04/03/2021 – GT:</p>	Ongoing	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>No action required at this time. Awaiting grant-funding decisions.</p> <p>29/01/2021 – AM:                      B. No further update                      D. An application for additional works has been lodged within the BLER Fund.</p> <p>30/11/2020 – AM:                      D. No further update                      D. After a meeting of the committee the need for further community consultation to refine options for future use was identified as being required. A further \$700K minimum is required for building upgrade works. Opportunities for further grant funding are being investigated.</p> <p>30/10/2020 – KH:                      A. facilitated workshop has been held by the Community Arts and Culture group during October 2020 to develop a plan forward for the facility.</p> <p>28/09/2020 – AM:                      No further update.</p> <p>02/09/2020 – AM:                      A. No action required.                      B. No further update.                      C. No further update.                      D. The Bombala Arts and Innovation Hub working group has been formed and had its first meeting, attended by Clr Haslingden.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>02/07/2020 – MA: Nothing further to update over June.</p> <p>03/06/2020 – MA: Bombala Arts and Innovation Hub committee has been advertising for members and is in progress of beginning. Continuing to investigate opportunities and options for the Arts and Culture Facility in Cooma that are compatible with the funding available in grant.</p> <p>29/04/2020 – MA: The Arts and Culture Committee minutes 25/03/2020 will recommend a request for extension of time for the funding programme.</p> <p>03/03/2020 – KH: B. Relevant stakeholder meetings will soon recommence. C. No update. D. Committee positions have been advertised and recruitment will commence shortly.</p> <p>04/02/2020 – KH: No further updates.</p> <p>02/12/2019 – KH: B. A small working group continues to meet to work towards the goal of establishing a community arts and culture facility in Cooma. C. A media release will be released early January 2020. Updates to the website have been drafted and are expected to go live in the next 2 weeks.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>D. To be actioned after December Arts and Culture 355 meeting.</p> <p>4/11/2019 – KH:</p> <p>A. Noted.</p> <p>B. The GM is to negotiate with Land and Property NSW to transmit the property at 5 Dawson St Cooma to SMRC for the nominal fee of \$1, inclusive of related fees and charges such as stamp duty.</p> <p>C. The communications team are to prepare a media release and additional website to be included on the website.</p> <p>D. Community Development Planner &amp; Support to form working group.</p>		
388	19 September 2019	343/19	<p><b>Proposed Compulsory Acquisition of Part Lot 7002 DP 1028529 Crown Land Travelling Stock Reserve</b></p> <p>That Council</p> <p>A. Approves the acquisition of the constructed section of Dalgety Road 20m wide which traverses lot 7002 DP 1028529 for the purpose of public road through the process of <i>Land Acquisition (Just Terms Compensation) Act 1991</i> for the purposes of s.178 of the Roads Act 1993;</p> <p>B. Seek approval from the Minister for Local Government and/or the Governor in accordance with section 187 of the Local Government Act 1993 to give all necessary Proposed Acquisition Notices in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;</p>	Coordinator Land & Property	<p>17/08/2021 - SR: Native title search received and email stating no objection to acquisition process from Bega LALC. Request for adjustment to land claim sent to ORALRA by ALC.</p> <p>04/08/21 - TP: The surveyor has been instructed to lodge the plan for registration. When registration is confirmed, PWA will further proceed with the acquisition process. Preliminary confirmation from NSW Aboriginal Land Council that there should be no issues obtaining part-withdrawal of ALC 11150, ALC 40959 and ALC 42460 as it applies to the formed road area. Once PWA has received the registered DP advice from the surveyor, engagement with Bega LALC will be made to request that part-withdrawal.</p>	28/02/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>C. Upon receipt of the Minister's/Governor's approval, Council serve each PAN and take each other action necessary to carry out the acquisition;</p> <p>D. Upon receipt of the Minister's/Governor's approval Council give effect to the acquisition by publication of an Acquisition Notice in the NSW Government Gazette and such other publication as may be required by law;</p> <p>E. Pay compensation to all interest holders entitled to compensation by virtue of the compulsory acquisition on the terms set out in the Land Acquisition (Just Terms Compensation) Act 1991;</p> <p>F. That Council authorise the General Manager and the Administrator to complete and execute all documentation necessary to finalise and bring into force Council's acquisition of the land and if necessary to affix the Council seal to any documents related to the acquisition; and</p> <p>G. That upon acquisition the acquired Property is dedicated as road following gazettal of the acquisition;</p>		<p>06/06/2021 – TP: No further update at this point.</p> <p>27/4/2021 - JH: Draft plans have been produced and are being reviewed by relevant staff and key delivery consultants.</p> <p>27/4/2021 - JH: Draft plans have been produced and are being reviewed by relevant staff and key delivery consultants.</p> <p>25/03/2021 - JH: Survey Plan being prepared with the aim for Deposited Plan Administration Sheet for signing early April.</p> <p>04/03/2021 - TP: No further update.</p> <p>22/01/2021 – LB: A. Quotation for Public Works Advisory has been approved and PWA has been asked to proceed.</p> <p>4/12/2020 – LB: A-G. Quote from Public Works Advisory to complete the acquisition of the travelling stock reserve is awaiting approval. NSW Aboriginal Land Council is considering the request to excise the road from their claim.</p> <p>03/11/2020 – LB:</p>		



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					<p>A-G. Quotation has been received from Public Works Advisory to carry out the compulsory acquisition process. Currently finalising approval. Also waiting on reply from the NSW Aboriginal Land Council.</p> <p>24/09/2020 – LB:                      A-G. Currently waiting on a reply from the NSW Aboriginal Land Council.</p> <p>26/08/2020 – LB:                      A-G. This acquisition has been placed on hold while further investigations through Local Land Services and Aboriginal Land Council are carried out.</p> <p>29/07/2020 – LB:                      A. Council is waiting on the survey to be completed.                      B. When the survey plan is received the application to the Minister and the Governor will be made.                      C. PANs will be served after the Minister and Governor’s consent is received                      D. Gazettal will take place after consent of the Minister and the Governor is received                      E. Valuation has been requested from the Dept. of the Valuer General for land to be acquired without consent.                      F. Documents will be sent to the CEO for execution when appropriate.                      G. Upon acquisition the acquired property will be dedicated as road.</p> <p>26/06/2020 – LB:</p>		

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					<p>Surveyor is presently carrying out the work.</p> <p>28/05/2020 – LB: Surveyor advised that he will commence the survey in the next week.</p> <p>24/04/2020 – LB: Surveyor has been engaged and expects to commence the survey in the immediate future.</p> <p>26/03/2020 - LB: The NSW ALC has requested a survey plan be provided prior to proceeding. Quotations are currently being sought for the survey.</p> <p>02/03/2020 – LB: The NSW Aboriginal Land Council has given consent in principal and is waiting on a survey plan.</p> <p>20/01/2020 – LB: Currently waiting on survey plan.</p>		
352	15 August 2019	301/19	<p><b>Proposed Closure and Sale of Public Pathway in Kalkite</b> That Council</p> <p>A. Agree to close the pathway and sell the land 50% to each adjoining landowner for \$10,000 including GST each with each party to pay their own legal fees;</p> <p>B. Notify the owners of lots 38 and 39 that Council approves the payment for 50% of the pathway as a “repayment schedule” to be paid in conjunction with the land rates to be fully paid prior to 30 June 2020;</p>	Coordinator Land & Property	<p>17/08/2021 - SR: Subdivision has been approved. All signed paperwork returned to surveyor. Awaiting 88B from solicitor to register easement on title.</p> <p>02/08/2021 – SR: Subdivision Certificate for Boundary Adjustment submitted to planning - fee paid - awaiting approval</p> <p>06/06/2021 – TP:</p>	30/06/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>C. Apply to the Crown to close the public pathway;</p> <p>D. Engage the services of a surveyor to create a plan of subdivision with the pathway to be divided along its length (front to back);</p> <p>E. Engage the services of a solicitor to draw up contracts for the sale of the land; and</p> <p>F. Authorise the General Manager to execute the documents for the sale of the property</p>		<p>Prompts to LRS actioned in order to progress creation &amp; issue of Certificate of Title.</p> <p>05/05/21 - TP:                      Surveyor has submitted compilation plan to the LRS for road (path) closure and subsequent first Certificate of Title (CT) creation &amp; issue. The CT will reflect that that the lot is vested with Council, in readiness for subdivision and sale.</p> <p>31/3/21 - TP:                      No further update.</p> <p>28/02/2021 – TP:                      Awaiting plan of subdivision from surveyor. ,                      Note: Linkage exists with Resolution 57/20.</p> <p>22/01/2021 – LB:                      A. Surveyor has been asked to lodge the plan of the pathway to close the road and to provide the plan of subdivision for the pathway.                      C. Response has been received from Crown Lands.                      D. Plan of subdivision will be available shortly.                      E. When the plan of subdivision is being processed Council’s solicitor will be asked to arrange for the contracts for the sale of the land.                      F. Council’s CEO will execute the contracts at the appropriate time.</p> <p>4/12/2020 – LB:                      A. Closure process progressing.                      B. Owners notified. Payment plan now subject to Council resolution 57/20.</p>		

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					<p>C. Currently waiting on response from Crown Lands</p> <p>D. Surveyor notified that plan of subdivision will be needed shortly.</p> <p>E. Solicitor asked to commence drawing up contracts for the sale of the land.</p> <p>23/10/2020 – LB:</p> <p>A &amp; B. Advertising period has ended and one objection was received. The objection was a general one, which objected to any pathway in Kalkite being closed.</p> <p>A. Process has changed and new application to Crown Lands has been submitted</p> <p>B. Surveyor has been asked for an anticipated date for the plan of subdivision</p> <p>C. Contracts will be drawn up based on the plan of subdivision when the plan is available.</p> <p>D. Documents will be executed at the appropriate time.</p> <p>24/09/2020 – LB:</p> <p>A&amp;B. Advertising period has ended and one objection was received. The objection was a general one, which objected to any pathway in Kalkite being closed.</p> <p>C. Waiting on response from Department of Industry - Crown Lands then the plan for road closing will be lodged and gazetted.</p> <p>D. The plan of subdivision will be available in approximately two weeks.</p>		

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					<p>E. The solicitor has been requested to get the contracts for the sale of the land ready for when the plan of subdivision is received.</p> <p>26/08/2020 – LB:                      A&amp;B. Letters to landholders and notifiable authorities have been sent. At this time all responses have been positive. Waiting on response from Crown Lands for consent to proceed and for public pathway to vest in Council following closure.</p> <p>E. This is no longer a requirement under the Act.</p> <p>F. The plan of subdivision will be available in approx. 6 weeks. In the meantime, the road closure is progressing.</p> <p>E&amp;F. This will take place at the appropriate time.</p> <p>27/07/2020 – LB:                      Follow-up with Council’s surveyor determined that the plan to close the pathway will be received at Council by the end of July. Letters have been prepared to notify the local community of the proposal to close the pathway. The letters will be posted.</p> <p>26/06/2020 – LB:                      A. Landowners have been notified of Council resolution. Resolution /19 reviews the payment period until 30/6/2023.                      B. Application cannot be made until plan of subdivision is to hand.</p>		

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					<p>C. Plan of subdivision to divide the pathway lengthwise cannot be done until the pathway is closed.</p> <p>D. Contracts will be drawn up as soon as closure of the pathway is registered and the plan of subdivision is ready.</p> <p>28/05/2020 – LB: Council’s Finance Dept. are unable to set up a Special Rate in the rating system and they have suggested that Sundry Debtor accounts be set up with regular quarterly payments to be fully paid prior to March 2023. This will enable the sale of the land to proceed prior to 30/06/2020.</p> <p>24/04/2020 – LB: Arrangements are currently underway to set up a payment plan and a surveyor has been engaged.</p> <p>26/03/2020 – LB: All parties have been notified of the Council resolution and quotes for the survey of the pathway have been sought. This resolution is now superseded by resolution 57/20.</p> <p>02/03/2020 – LB: Purchasers were not happy with the timeline for completion set by the Council resolution and a further report has been submitted to the March Council meeting.</p> <p>20/01/2020 – LB:</p>		

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					Landowners were notified of Council resolution via mail but are intending to write to Council requesting more time to pay.		
347	15 August 2019	296/19	<p><b>Road Closure and Creation of Road Reserve - Badja Road</b>                      That Council</p> <p>A. Approve to formally close the Council public road that traverses lot 1 DP 124507, Lot 2 DP 1195991 and Lots 15,16 &amp; 81 of DP 752146;</p> <p>B. Engage the services of a Surveyor to prepare a plan of subdivision for the creation of a road reserve over Badja Road;</p> <p>C. Agree to exchange the former closed road through the affected properties in compensation of the area required of the privately owned properties for the road reserve to be created over Badja Road; and</p> <p>D. Authorise the General Manager to execute the documents to give effect to the above</p>	Coordinator Land & Property	<p>17/08/2021 - SR:                      Administration sheet signed by landholders, posted to surveyor 06/08/2021. Awaiting LRS fee for lodgement.</p> <p>02/08/2021 – SR:                      Subdivision Approved - Awaiting signature from one landholder. Admin sheet &amp; plans will then be returned to Surveyor for lodgement with LRS.</p> <p>05/06/2021 – TP:                      Subdivision application lodged.</p> <p>05/05/21 - TP:                      No further update at this point.</p> <p>31/3/21 - TP:                      Administration sheet signing in progress by required parties.</p> <p>28/2/2021 TP:                      Review of intended timeline to be conducted due to staff resource changes.</p> <p>01/03/2021 – TP:                      Review of intended timeline to be conducted due to staff resource changes.</p> <p>22/01/2021 – LB:                      A&amp;B Landowner has been contacted by phone to advise that Council is going to commence the</p>	30/03/2021	N

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					<p>road closing process in early 2021. Letters and advertising will commence in late January.</p> <p>4/12/2020 – LB:                      A&amp;B. Letters to affected landowners and notifiable authorities being prepared. The road closing will effectively commence when the 28 day advertising period has ended.                      C. Letters to appropriate landowners include proposal to dedicate closed road in compensation for the area to be acquired.</p> <p>23/10/2020 – LB:                      A. Subject of resolution 296/19                      B. Survey plan has been received                      C. Exchange will occur at the appropriate time                      D. Documents will be executed at the appropriate time.</p> <p>24/09/2020 – LB:                      B. The plan has been received and letters regarding road closure in accordance with legislative requirements are being prepared.</p> <p>27/07/2020 – LB:                      A &amp; B. Council is in receipt of a draft plan which has been checked and the surveyor has been requested to provide the final plan with Administration Sheet. When the final plan is received an application will be submitted for Subdivision Certificate.</p> <p>26/06/2020 – LB:</p>		



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					<p>G. Surveyor has given assurance that the plan will be sent to Council in the next two weeks.</p> <p>H. This will be done in consultation with landowners after plan of subdivision is received.</p> <p>28/05/2020 – LB: Contractor has been asked to forward plan and it is anticipated that it will be available very shortly.</p> <p>24/04/2020 – LB: Discussion with the contractor revealed that due to COVID-19, there would be some delay but the plan is now expected any day.</p> <p>26/03/2020 – LB: Council is waiting on survey plan before proceeding.</p> <p>02/03/2020 – LB: Survey work is currently being carried out.</p> <p>20/01/2020 – LB: Landmark Surveys have been engaged to carry out the survey and produce a plan.</p>		
333	18 July 2019	277/19	<p><b>Australian Tourist Park Management - NRMA - Caravan Park Jindabyne</b>                      That Council consider the approval for the Lessee to execute the 2 x 5 terms on the Lease Agreement when the first option to renew is due in October 2019 which will take the Lease Agreement through until October 2029.</p>	Coordinator Community Facilities	<p>30/08/2021 – KH: Lease has been forwarded to Department of Lands for crown lease to be registered.</p> <p>04/08/2021 - KH: Lease has been forwarded to the Department of Crown Lands by BMR in late 2020 - still waiting</p>	28/02/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>confirmation of registration of lease and update to the Crown Land Register.</p> <p>06/05/2021 - KH: Awaiting confirmation that lease has been registered with Crown Land.</p> <p>22/03/2021 – KH: Solicitors have sent lease to be registered with Crown Land</p> <p>02/03/2021 – KH: Correspondence dated 10 February 2021 received from Blaxland, Mawson and Rose confirming the lease has been forwarded to Crown Lands with a request for provision of the necessary forms to record Council as the Crown Land Manager on the register and to update the Crown restriction currently noted on the register.</p> <p>12/01/2021 – KH: Correspondence received from BMR that lease has been lodged for registering. Council was requested to execute the lease as a crown land manager and pay a further \$345.40 payable to Land Registry Services to formalise this.</p> <p>27/11/2020 – KH: Awaiting confirmation from BMR on registration of the lease.</p> <p>26/10/2020 – KH: BMR is finalising the registration.</p> <p>24/09/2020 – KH:</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>BMR is actioning the registration of the lease</p> <p>25/08/2020- KH: Documents with BMR for action.</p> <p>24/07/2020 – KH: CEO has signed, awaiting a cheque to be drawn to go with signed lease back to BMR for action</p> <p>26/06/2020 – KH: Signed lease has been received and forwarded onto the CEO Office for signing.</p> <p>28/05/2020 – JH: Solicitors have advised the signed lease agreement should be returned to Council next week.</p> <p>27/04/2020 - JH: Correspondence has been received by Council's Solicitor advising the Lease Agreement has had a few minor amendments and is with NRMA for exaction of same.</p> <p>26/03/2020 - JH: Council is liaising with NRMA in regard to this item.</p> <p>27/02/2020 -JH: Council's solicitor and the NRMA Solicitor are reviewing the agreement and making minor amendments.</p> <p>15/01/2020 - JH:</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					Solicitor has sent through an updated Agreement with some changes that were required to be made for further review. This is now back with the Solicitor.		
290	20 June 2019	227/19	<p><b>Application to Crown Land to be appointed as Land Manager to Various Waste Management Sites</b></p> <p>That Council requests to be appointed as Land Manager of the following Reserves:</p> <p>A. Dalgety Landfill Lot 2 DP 837128, Reserve 88070 for Rubbish Depot under Crown control;</p> <p>B. Bombala Landfill Lot 123 DP 756819, Reserve 15472 for Night Soil Depot under Crown control;</p> <p>C. Bombala Landfill Lot 300 DP 756819, Reserve 49491 for Night Soil Depot under Crown control;</p> <p>D. Berridale Transfer Station Lot 178 DP 756837, Reserve 73609 for Sanitary Purpose under Crown control;</p> <p>E. Berridale Landfill Lot 153 DP 756694, Reserve 47391 for Rubbish Depot under Crown control; and Request the purpose of land be changed to Urban Services for Reserves 15472 &amp; 49491</p>	Project Specialist	<p>06/05/2021 – MD: No further update from Crown.</p> <p>30/03/2021 – MD: No further update from Crown.</p> <p>02/03/2021 – MD: E. No further update from Crown.</p> <p>12/01/2021 – MT: E. No further update from Crown.</p> <p>25/11/2020 – JH: E. No further update from Crown.</p> <p>20/10/2020 - JH: A, B, C &amp; D. Complete. E. No further update.</p> <p>23/09/2020 - JH: A, B, C &amp; D. Complete. E. NSW ALC are following up on this item they referred to the Local Aboriginal Land Council (LALC) with the recommendation that the CEO of the LALC refer it to the LALC Board for consideration of claim withdrawal. NSWALC will advise of the outcome when received, they have advised that the LALC are not meeting regularly during this COVID pandemic.</p>	Ongoing	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>26/08/2020 -JH:                      A, B, C &amp; D. Complete.                      F. NSW ALC are following up on this item they referred to the Local Aboriginal Land Council (LALC) with the recommendation that the CEO of the LALC refer it to the LALC Board for consideration of claim withdrawal. NSWALC will advise of the outcome when received, they have advised that the LALC are not meeting regularly during this COVID pandemic.</p> <p>24/06/2020 – JH:                      A, B, C &amp; D. Complete.                      E. This item has been referred by NSWLALC to the Local Aboriginal Land Council (LALC) with the recommendation that the CEO of the LALC refer it to the LALC Board for consideration of claim withdrawal. NSWALC will advise of the outcome when received.</p> <p>28/05/2020 – JH:                      E: Email received from NSWALC requesting further information on this Reserve. Gazette notices were researched and supplied to NSWALC. They still require any information that Council may have on the lawful use and occupation of this land and/or need for this land for an essential public purpose, as at 8 June 2010. Following up on this request with Waste Team. Spoke again to NSWALC 27/5/2020 advice they are also now discussing with LALC with regard to their interest in the land due to it not being used for many years,</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>as such they may wish to keep the land claim active.</p> <p>30/03/2020 – JH: No further update.</p> <p>22/01/2020 – JH: E. Property officer has written to the NSW Aboriginal Land Council to see if they wish to revoke their interest as ALC 25795 is current on this reserve.</p> <p>09/01/2020 – MD: A. Confirmation has been received Council is the Land Manager of Dalgety Landfill Lot 2 DP 837128, Reserve 88070 for Rubbish Depot; B. Confirmation has been received Council is the Land Manager of Bombala Landfill Lot 123 DP 756819, Reserve 15472 for Night Soil Depot; C. Confirmation has been received Council is the Land Manager of Bombala Landfill Lot 300 DP 756819, Reserve 49491 for Night Soil Depot; D. Confirmation has been received Council is the Land Manager of Lot 178 DP 756837, Reserve 73609 for Sanitary Purpose under Crown control; E. Awaiting confirmation.</p>		
227	17 April 2019	151/19	<p><b>Consolidation of Reserve no. 530002 Centennial Park and Lot 6 DP 758280 Cooma Visitors Centre as one Crown Reserve for General Community Use</b></p> <p>That Council</p> <p>A. Request that the Crown add lot 6 DP 758280 to Reserve 530002 comprising Centennial Park</p>	Coordinator Land & Property	<p>01/09/2021 – GT: No further update.</p> <p>04/08/2021 – GT: Followed up with Crown Lands. Awaiting a response.</p>	28/02/2021	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>and add an additional purpose of "General Community Use" to the Reserve.</p> <p>B. Relinquish Licence LI 453017 for the use of the Cooma Visitors Centre when Lot 6 DP 758280 is added to Reserve 530002.</p>		<p>06/06/2021 – TP: No further update at this point.</p> <p>05/05/21 - TP: No further update at this point.</p> <p>31/3/21 - TP: Further prompts to Crown Land actioned. No further update.</p> <p>28/2/21 – TP: No further update at this point in time.</p> <p>28/2/21 – TP: Application for possessory title lodged with NSW LRS. Further legal paperwork being formatted including the Statutory Declarations of two "disinterested witness" to support Council's possessory claim.</p> <p>22/01/2021 – LB: A. Follow up phone calls to Crown Lands has confirmed that Crown Lands is still awaiting the native title assessment to be completed.</p> <p>4/12/2020 – LB: A. Crown Lands are waiting on a native title assessment to be completed internally prior to approval and gazettal.</p> <p>26/10/2020 – LB: A. A further email has been sent to Crown Lands requesting an update.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>B. The licence will be relinquished when Crown Lands has completed their processes.</p> <p>24/09/2020 – LB:                      A. An email has been sent to Crown Lands asking for an update on the progress of this matter.</p> <p>26/08/2020 – LB:                      A. Crown Lands has assured the Land and Property Officer that the documentation recommending the amendment to both reserves has gone before the Minister.                      B. The licence will be relinquished when Crown Lands has completed their processes.</p> <p>29/07/2020 – LB:                      This matter needs to be signed off by the Minister and then must be advertised in the Government Gazette as a part of the process. It is anticipated that it may take some months to finalise.</p> <p>26/06/2020 – LB:                      Communication with NSW ALC confirmed that the claim over the Visitors Centre has been rescinded. This information will be relayed to Crown Lands with a request to expedite the matter.                      B. Crown Lands is presently preparing the documentation for transfer to Council as Crown Land Manager</p>		



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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>C. The licence will be relinquished in conjunction with transfer to Council Management.</p> <p>28/05/2020 – LB: Reminder was sent to Crown Lands last week. This matter will take some time to resolve at the Crown Lands level.</p> <p>24/04/2020 – LB: Crown Lands has advised that due to the COVID-19 Pandemic this process may suffer some delays.</p> <p>26/03/2020 – LB: Crown was sent a second reminder today. It is an involved process, and will take a while to review, given the current COVID-19 pandemic and the recent bushfires.</p> <p>02/03/2020 – LB: Negotiations with the Crown are ongoing. It is likely that the Crown would prefer lot 6 to be placed under Council management &amp; that the lease be rescinded. We are currently waiting on a reply.</p> <p>20/01/2020 – LB: This matter has been escalated at Crown Lands to achieve a decision on the way forward.</p>		
211	21 March 2019	127/19	<b>Delegate Disadvantaged Housing</b> That Council continue with the current arrangement of Facilities staff managing the tenants and maintenance on the properties	Coordinator Land & Property	05/09/21 - TP: No further update. SMRC continues to manage & own the properties in question.	28/02/2022	N

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			pending community consultation, and bring a report back to Council.		04/08/2021 – TP: No further update at this point.  06/06/2021 – TP: No further update at this point.  05/05/21 - TP: Updated option details being sought from Southern Cross Housing to enable accurate analysis in the present housing needs environment. Council continuing to manage properties.  31/3/21 - TP: Consult with Community Engagement to enable concise information release after Easter period. Intended timing adjusted due to staff resource changes and competing active consultations. Council continuing to manage properties.  28/2/21 TP: Forward advice and notice the community to occur in March 2021. Profile flagging the general topic & basic elements of consideration.  27/01/2021 – TP: No further update.  27/11/2020 – TP: No further update.  26/10/2020 – TP: Design of consultation mechanics pending, with input from former Facilities staff to be included.		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>25/09/2020 – TP: It is anticipated that community consultation will be initiated in first quarter of 2021 calendar year.</p> <p>27/08/2020 – TP: Council continuing to manage properties. Review of the background and full context relating to this item required by Land &amp; Property unit.</p> <p>24/07/2020 – KH: This area is now under the Land &amp; Property Portfolio. An initial handover has been conducted with a more detailed one to follow explaining what steps have been taken so far and why, and to work together moving forward on this.</p> <p>26/06/2020 – KH: There is no further update as there has been too much occurring with bushfires and COVID.</p> <p>01/06/2020 – KH: No further update.</p> <p>28/04/2020 – KH: No further update.</p> <p>27/03/2020 – KH: No further update.</p> <p>02/03/2020 – KH: Mail out to the community at Delegate seeking their feedback to be arranged asap to gauge thoughts.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
165	21 February 2019	68/19	<p><b>Parking in the laneway at the rear of the Jindabyne Town Centre</b>                      That Council</p> <p>A. Approve the proposal to enter into public consultation with the shopkeepers and owners in Jindabyne Town Centre regarding changes to the laneway at the rear of the shops.</p> <p>B. Receive a further report regarding the results of the public consultation and the proposed way forward together with detailed costings.</p>	Coordinator Land & Property	<p>05/09/21 – TP:                      Internally developing guidance &amp; information towards an additional report to be tabled to Council, under the overarching cover of Corporate Projects, in the near future.</p> <p>04/08/2021 – TP:                      Internal discussions held on the development a proposed plan &amp; schedule of works for the broader project (which this resolution item integrates with) of Jindabyne Town Centre upgrades.</p> <p>06/06/2021 – TP:                      No further update at this point.</p> <p>05/05/21 - TP:                      No further update at this point</p> <p>31/3/21 - TP:                      No further update at this point.</p> <p>28/2/21 - TP:                      Further advice as to SAP intentions pending. Once more integrated planning has occurred the project will be in a position to progress, in consult with Corporate Projects team.</p> <p>25/01/2021 – GH:                      Awaiting indication of SAP intentions for the Jindabyne Town Centre precinct.</p> <p>4/12/2020 – LB:</p>	31/12/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>A. This project needs to be incorporated within a range of projects currently underway in the Jindabyne town centre to ensure that a good outcome is achieved. Once more integrated planning has occurred the project will be scheduled.</p> <p>23/10/2020 – LB:                      A. This project has temporarily been place on hold.                      B. Further report will be presented to Council at the appropriate time.</p> <p>24/09/2020 – LB:                      A. Amended plan still to be received by Council.</p> <p>26/08/2020 – LB:                      A. Council has requested a minor adjustment to the concept plan. Once the concept plan is amended, it is proposed to form a Steering Committee to guide the project to completion.                      B. A report will be submitted for Council’s consideration when the public consultation has taken place.</p> <p>29/07/2020 – LB:                      A. Council is in receipt of the draft survey plan and is currently waiting on the design plan. When both plans are to hand Council will undertake public consultation.                      B. Following public consultation a further report will be prepared for Council with detailed costings.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>26/06/2020 – LB:                      The Road Safety Officer advised that the surveyor has been selected and the project is progressing.                      A. Public consultation will take place when the survey and design is completed.</p> <p>28/05/2020 – LB:                      RFQ sent out to four surveyors for quotation for survey and design. This is to be funded by RMS.</p> <p>28/05/2020 – LB:                      RFQ sent out to four surveyors for quotation for survey and design. This is to be funded by RMS.</p> <p>24/04/2020 – LB:                      Specification for the tender is currently underway. Collaboration between the Special Projects Officer and the Road Safety Officer is being undertaken in view of the issues encountered with the proposed construction of the public toilets in Jindabyne.</p> <p>26/03/2020 – LB:                      Tenders will be called for the survey and design work. When survey &amp; design is completed, staff will arrange for public consultation.</p> <p>02/03/2020 – LB:                      Waiting on survey and design so that public consultation can be arranged.</p> <p>03/02/2020 – LB:                      Shopkeepers and shop owners in the Jindabyne Town Centre have been notified by letter that</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					Council has been successful in securing grant funding for survey and design of the back lane.		
88	1 November 2018	394/18	<p><b>Planning Proposal 461 Barry Way, Moonbah to Amend Snowy River Local Environmental Plan 2013</b></p> <p>That:</p> <p>A. The report from the Senior Strategic Land Use Planner on the Planning Proposal 461 Barry Way (Lot 101 DP 817374) be received.</p> <p>B. The Planning Proposal be submitted to the Minister of NSW Planning &amp; Environment for a Gateway Determination in accordance with Section 3.34 of the <i>Environmental Planning and Assessment Act 1979</i>.</p> <p>C. The Department of Planning and Environment be advised that Council wishes to be issued with an authorisation to use delegation for the Planning Proposal.</p> <p>D. In the event NSW Department of Planning &amp; Environment issues a Gateway Determination to proceed with the Planning Proposal, consultation be undertaken with the community and government agencies in accordance with Schedule 1, Division 1, Clause 4 of the <i>Environmental Planning and Assessment Act 1979</i> and any directions of the Gateway Determination.</p>	Senior Strategic Land Use Planner	<p>30/08/2021 – AA: A letter has been sent to the proponent advising that the proposal can proceed subject to existing gateway conditions. Outstanding information is required regarding flood, biodiversity and Aboriginal heritage before this proposal progresses to public exhibition.</p> <p>02/08/2021 – AA: SAP team have advised planning proposal is not inconsistent with draft SAP and can proceed subject to conditions of Gateway determination.</p> <p>03/05/2021 – AA: No further update.</p> <p>22/03/2021 – AA: No further update.</p> <p>26/02/2021 – AA: No further update, further update will be provided at conclusion of SAP Masterplan</p> <p>14/01/2021 – AA: No further update.</p> <p>26/11/2020 – AA: No further update.</p> <p>30/10/2020 – AA: No further update.</p>	Ongoing	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>25/09/2020 – AA: No further update.</p> <p>28/08/2020 – AA: No further update. Proposal is waiting for proponent to respond to agency concerns and is on hold to the conclusion of the SAP Masterplan. The following sections of the Council resolution have been completed. A. No action required. B. Completed. C. Completed. D. Referred to relevant Government Agencies. An objection was received from OEH. Further information was requested from proponent. Awaiting response.</p> <p>30/07/2020 – AA: No further update.</p> <p>22/06/2020 – AA: No further update.</p> <p>03/06/2020 – MA: No further update and not expected to be any significant progress until the SAP masterplan is more fully developed.</p> <p>05/05/2020 – AA: An altered Gateway determination was issued by the Department of Planning Industry and Environment extending the timeframe for completion by 24 months to 7 June 2022. This allows the proposal adequate time to be considered and finalised after the Snowy</p>		



SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Mountains Special Activation Precinct Masterplan is completed.</p> <p>19/03/2020 – MA: No response received from DPIE regarding request for extension of time due to SAP Masterplan. In process of following up with DPIE.</p> <p>31/03/2020 – AS: No further update.</p> <p>02/03/2020 – BD: No further update.</p> <p>20/01/2020 – AA: A letter has been forwarded to State Government requesting the Gateway Determination date be extended to coincide with the conclusion of the Go Jindabyne masterplan.</p> <p>06/12/2018 – MA: B. Planning proposal has been submitted to the Minister of NSW Planning and Environment for a Gateway Determination. C. Council has advised Department of Planning and Environment that Council wishes to be issued with an authorisation to use Delegation for the Planning Proposal Cannot be actioned until a determination is given.</p>		
74	4 October 2018	353/18	<b>Clr Castellari Notice of Motion - Rooftop Solar</b> That Council	Executive Assistant to Chief	09/08/2021 – GH: Nil update received.	Ongoing	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			A. Support the Albury City Council motion regarding legislative changes to enable the implementation of a program similar to that implemented by Darebin City Council in Victoria; B. Advocate for the legislative changes to local members and relevant Ministers; C. Carry out due diligence with a business case which includes funding options, power under current legislation that would provide solar subsidy schemes for residence and businesses within the SMRC council area; and D. Provide for public consultation process once the above has been carried out.	Executive Officer, Mayor and Councillors	28/04/2021 - JB: Nil update received.  06/04/2021 - JB: Nil update received.  6/4/21 – JB: Nil update received.  03/03/2021 – PB: Nil update received.  03/03/202 - PB: Nil update received.  28/01/2021 – JB: The CEO requested an update from LGNSW regarding to their advocacy of behalf of the local government sector (as per resolution 100 Solar Buy Back - from the 2018 LGNSW Conference).  Following is their update:  LGNSW advocated for changes to legislation, including the Local Government Act, to provide incentives and mechanisms for households to adopt renewable energy systems through: <ul style="list-style-type: none"> <li>• Writing to the (then) Minister for the Environment and Minister for Local Government, Gabrielle Upton</li> <li>• Follow up letter with Minister for the Environment, Matt Kean and Minister for Local Government, Shelley Hancock (see attached)</li> </ul>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<ul style="list-style-type: none"> <li>Submission to <a href="#">Treasury Laws Amendment (Improving the Energy Efficiency of Rental Properties) Bill 2018</a> (Federal)</li> <li>Input to the Department of Planning, Industry &amp; Environment project to identify how NSW councils could be further supported to reduce emissions (report not public).</li> </ul> <p>While a response was not received from the Minister for the Environment and Minister for Local Government, Gabrielle Upton from the 2018 conference letter, a response was received from Minister Upton the previous year on the same policy matter. The response noted the State Government’s actions to improve energy efficiency, however did not address the request to amend the Local Government Act.</p> <p>LGNSW continued to advocate to the NSW Government but has not yet received a response from Minister Kean or Hancock.</p> <p>Unfortunately the Federal Treasury Laws Amendment (Improving the Energy Efficiency of Rental Properties) Bill 2018 has since lapsed. However the second reading speech notes elements of LGNSW’s submission regarding split incentives, indicating that there is support for this kind of measure at the federal sphere of government.</p> <p>The <a href="#">LGNSW Policy Platform</a> has also been updated to support new and fairer financing</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>opportunities for local government including for fees and charges, a range of funding mechanisms to allow councils to build climate resilience in their communities, and enabling the update of zero and low carbon technologies through appropriate investment, concessions and legislation (see Finance Position Statement and Climate Change Position Statement). LGNSW will continue to advocate on this matter and others matters of importance to our members and especially those arising from annual conference resolutions.</p> <p>26/11/2020 – JT: Investigation underway for further information.</p> <p>23/10/2020 – JT: No further update.</p> <p>28/09/2020 – JT: No further update.</p> <p>03/08/2020 – JT: No further update</p> <p>29/06/2020 – SC: A. Motion supported at LGNSW Annual Conference. B. Raised in conversation with Local Member and LGNSW. C &amp; D. No action.</p> <p>29/05/2020 – SC: No further update.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>29/04/2020 – SC: No further update.</p> <p>04/03/2020 – SC: No further update.</p> <p>06/02/2020 – SC: No further update.</p> <p>03/12/2019 – SC: B. The CEO requested an update from LGNSW in regarding to their advocacy of behalf of the local government sector (as per resolution 100 Solar Buy Back - from the 2018 LGNSW Conference). LGNSW has made representations to the previous Minister for the Environment and Minister for Local Government prior to the latest cabinet reshuffle. The matter was also raised in LGNSW’s submission to the Senate Standing Committee on Environment and Communications Inquiry into Treasury Laws Amendment (Improving the Energy Efficiency of Rental Properties) Bill 2108. Further to this, LGNSW also raised this matter at their liaison meeting with the Office of Environment and Heritage and will continue to advocate on the issue as opportunities arise.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
57	6 September 2018	314/18	<p><b>Proposed Acquisition of Land in Cooma</b>                      That Council</p> <p>A. Acquire Lots 400 and 434 DP 750535 and lot 461 DP 41999 by compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991 by authority contained in the Local Government Act 1993 for the purpose of saleyards.</p> <p>B. That the land be dedicated as Operational land in accordance with the Local Government Act 1993</p> <p>C. That minerals be included in this acquisition</p> <p>D. That this acquisition is not for the purpose of resale</p> <p>E. That the necessary applications be made to the Minister for Local Government and the Governor.</p> <p>F. That the Common Seal be affixed to all documentation required to be sealed to give effect to this resolution.</p> <p>G. That following the acquisition of the three Crown allotments, the eleven lots comprising the Cooma saleyards be consolidated into a single allotment.</p> <p>H. That this project be funded from the former Cooma Monaro Shire Council reserve fund.</p>	Coordinator Land & Property	<p>04/08/2021 – TP:                      Action reassigned to be progressed.</p> <p>06/06/2021 – TP:                      No further undertaking at this point.</p> <p>3/5/2021 - JH:                      No further update at this point.</p> <p>23/03/2021 JH:                      Acquisition process has been completed and consolidation of lots has begun by the Surveyor.</p> <p>28/2/21 TP:                      A-F Completed; G Consolidation process in progress; H All costs will be funded from the former Cooma Monaro Shire Council reserve fund.</p> <p>12/01/2021 – JH:                      The acquisition process is finalised, Gazette notice featured in Government Gazette of 11 December 2020. The solicitor is preparing First Title on each lot.</p> <p>27/11/2020 – JH:                      A to F: Awaiting the acquisition notice number to be issued from the Office of Local Government, which is required prior to publishing the gazette notice.</p> <p>20/10/2020 - JH:                      A to F: After PAN notification date of 13 November, OLG will send the relevant paperwork to both the Minister and</p>	28/02/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Governor for approval. Once documents are approved, OLG will send notice and then gazettal will occur 120 days after this notice.</p> <p>G: This will take place once the acquisition has been approved and finalised by OLG and Crown.</p> <p>H: All costs will be funded from the former Cooma Monaro Shire Council reserve fund.</p> <p>23/09/2020 JH:                      A to F: Proposed acquisition notice (PAN) lodged now waiting for Acquisition Number to prepare Gazette Notice. Compensation monies deposited to Crown as per PAN.</p> <p>26/08/2020 - JH:                      A to F: Notice from OLG to lodge PAN (proposed acquisition notice) and PAN lodgement was completed and lodged with Crown, NTSCORP and NSWALC. There is a 90-day period that OLG has now to complete the notice and gazette the acquisition, subject to no submissions are received from NTSCORP and NSWALC. Submissions from NTSCORP and NSWALC are not expected as this was reviewed prior to the PAN being sent during the original application, but is a requirement of the PAN.</p> <p>G: This will take place once the acquisition has been approved and finalised by OLG and Crown.</p>		

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No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>H: All costs will be funded from the former Cooma Monaro Shire Council reserve fund.</p> <p>22/07/2020 – JH:                      A to f: Updated Valuation report submitted to Crown to enable a faster completion of this acquisition once approval received from OLG. Latest email received from OLG is that they are following up on our application and have not forgotten about it. No further response from Crown as to permission to begin project whilst waiting for OLG to send documentation of approval. None of these items can be finalised until a response from OLG is received.</p> <p>G: This will take place once the acquisition has been approved and finalised by OLG and Crown.</p> <p>H: All costs will be funded from the former Cooma Monaro Shire Council reserve fund.</p> <p>24/06/2020 – JH:                      A to H: Latest email received from OLG is that they are following up on our application and have not forgotten about it. No response from Crown as to permission to begin project whilst waiting for OLG to send documentation of approval. None of these items can be finalised until a response from OLG is received.</p> <p>28/05/2020 – JH:</p>		



SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Email received from OLG on 20/5/2020 advising they can confirm that it has been processed, unfortunately they are unable to advise as to when/if it will be approved. Following up with Crown as to the option to gain approval for works to begin prior to acquisition taking place. Unfortunately with most staff working remotely responses are slower than usual.</p> <p>27/04/2020 - JH:                      Numerous requests have been sent to Office of Local Government asking for this matter to be finalised.                      Council does not have the option to gain approval for acquisitions from anyone other than OLG.</p> <p>26/03/2020 - JH:                      Waiting on response from OLG.</p> <p>27/02/2020 - JH:                      All information is with OLG and waiting for approval to come through.</p> <p>15/01/2020 - JH:                      Waiting on response from Crown to advise that the Special Lease will be extinguished after acquisition has been completed to finalise documents required by OLG.</p>		
20	07 May 2018	162/18	<p><b>Proposal to Realign the Barry Way Jindabyne and to Address Issues with the Intersections of Barry Way with Eagle View Lane and Bungarra Lane</b>                      That Council</p>	Coordinator Land & Property	<p>04/08/2021 – TP:                      Action reassigned.</p> <p>06/06/2021 –TP:</p>	31/08/2022	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			<p>A. Approve the proposal to realign The Barry Way over the constructed road from the intersection with MR286 to the boundary of the national park.</p> <p>B. Approve the proposal to apply to the Crown to transfer those sections of The Barry Way which are Crown reserve road to Council.</p> <p>C. Authorise staff to negotiate with landowners for acquisition of the constructed Barry Way and, where possible, to offer to close corresponding sections of paper road and to dedicate the land to the landowner in compensation.</p> <p>D. To engage the services of a surveyor to identify those sections of the Barry Way which are not on line with the constructed road.</p> <p>E. To acquire any Crown land upon which the Barry Way has been constructed through the process of the Land Acquisition (Just Terms Compensation) Act 1991 through the authority of the Roads Act 1993.</p> <p>F. Authorise the General Manager to execute any documents necessary to complete the project.</p> <p>G. Authorise the expenditure and allocate an amount of \$135,000 in the 2018/19 year Budget with funding to be provided from Stronger Communities Project PP-219 (Undertake project to align the road with road reserves).</p>		<p>No Further update at this point.</p> <p>05/05/21 - TP: No further update at this point.</p> <p>31/03/2021 – TP: No further update at this point.</p> <p>01/03/2021 – TP: A&amp;C Further follow up email (3/2/021 LB) has been sent to landowner on Eagle View Lane requesting contact be made with Council to discuss the way forward., B. Application is being prepared to apply for sections of Crown Road to be transferred to Council. 4/2/21 Query tabled to Coordinator Development relaying landowner query.</p> <p>22/01/2021 – LB: A&amp;C Follow up email has been sent to landowner on Eagle View Lane requesting that he contact the Land and Property Officer to discuss the way forward.</p> <p>B. Application is being prepared to apply for sections of Crown Road to be transferred to Council.</p> <p>4/12/2020 – LB: A&amp;B. Waiting on response from landowner who does not live locally.</p> <p>C. Letters are currently being prepared to commence negotiation with landowners adjoining Barry Way on Cobbon Hill. A quote has been sought from Public Works</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Advisory to carry out the compulsory acquisition of Crown land on Cobbon Hill.</p> <p>03/11/2020 – LB:                      A&amp;B Surveyor has provided necessary information which has now been provided to the land owner. Provision of this information will now allow action C to be completed.</p> <p>24/09/2020 – LB:                      A&amp;B. Surveyor has addressed questions relating to the plan at the intersection of Eagle View Lane. The landowner was notified and again posed a number of questions. Most of these have been answered and the answer to the last question will be provided this week.</p> <p>C. Negotiation will commence next week with landowners adjacent to Cobbon Hill. This section of realignment of the Barry Way will involve compulsory acquisition from the Crown.</p> <p>D. This project has been divided into sections so that the surveyor completes the survey work as Council is ready to address each section.</p> <p>E. The section of the Barry Way which passes through Crown land without a road reserve is at the southern end and will be addressed as that stage is reached.</p> <p>26/08/2020 – LB:                      A&amp;B Surveyor has notified Council that due to workload this plan may take a little longer.</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>C Landowner has been notified that there is a delay involved in obtaining the information that they have requested.</p> <p>E-G Ongoing.</p> <p>29/07/2020 – LB:                      A &amp; B Surveyor has been requested to provide the plan for the second section which will involve Eagle View Lane.</p> <p>C. Landowners have been notified that Council is waiting on plan.</p> <p>E-G. Ongoing.</p> <p>26/06/2020 – LB:                      The draft plan may be expected. The landowner is waiting on this information before proceeding.</p> <p>A. Survey is being done in sections                      B. Request for sections of Crown road to be transferred to Council will be carried out at the end of the project.                      C. Negotiations with landowners are ongoing.                      D. See A. above.                      E. Acquisition will be carried out as necessary when the plan for individual sections is finalised.</p> <p>F-G Ongoing.</p> <p>28/05/2020 – LB:                      The surveyor has promised to have the draft plan with the area of road to be closed and the area of the area to be acquired marked on the plan sent to Council within the next week. This plan will then be sent to the landowner.</p> <p>24/04/2020 – LB:</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>Contacted the landowner on Eagle View Lane who has requested information. He wants to know how much land Council will require for the road and how much land he will receive in compensation. Will there be sufficient space for him to construct an eco-hut. The surveyor has been requested to calculate the area of both areas so that an accurate answer can be provided.</p> <p>26/03/2020 – LB:                      In view of the fact that the landowner has not contacted the Land and Property Officer to date a letter has been sent asking him to contact the Land and Property Officer to discuss his consent to the creation of the road reserve over the road in its current location through his property.</p> <p>02/03/2020 – LB:                      The Land and Property Officer met with the landowner and he said he will respond after consultation with his wife.</p> <p>20/01/2020 – LB:                      Waiting on response from landowner on Eagle View Road. He resides in Tasmania.</p>		
16	05 April 2018	118/18	<p><b>Proposed Road Closure &amp; Sale of old Lions Park at Bombala</b>                      That Council;                      A. Approve the partial road closure on the corner of High Street and Stephen Street Bombala so that the fence line becomes the boundary of lot 9 DP 995614;</p>	Coordinator Land & Property	<p>01/09/2021 - GT:                      No further update.</p> <p>04/08/2021 – TP:                      Action reassigned to Tagliapietra, Gaby by Paterson, Teena - Property Officer now has general carriage of item.</p>	30/06/2021	N

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
			B. Engage the services of a land surveyor to provide a plan for the boundary adjustment; C. Authorise the General Manager to execute any documents necessary to complete the boundary adjustment and sale of the property; D. Readvertise the property on the open market for auction with an appropriate reserve; and E. Make the Report public once the matter is settled.		05/05/2021 – TP: Target date changed by Paterson, Teena from 30 September 2018 to 30 June 2021 - To reflect current timeline.  23/03/2021 – JH: No further update on this item due to waiting for reply from LRS  24/02/2021 - JH: Target date now 30 June 2021, Waiting for return of lodged documents from LRS.  12/01/2021 - JH: No further update.  27/11/2020 – JH: C. Solicitor is preparing documents to have a certificate of title (CT) created over the portion of the road to be closed so consolidation can take place. Recent verbal feedback from NSW Land Registry Services to the surveyor indicates that a further survey of the original lot may need to occur to complete the registration due to the age of the original plan's survey. This will be reviewed once the CT has been assigned. 20/10/2020 - JH: A. Finalised. B. Finalised. C. Solicitor is preparing documents to have a CT created so consolidation can take place.		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>D. Once notified of completed registration the property can be placed on the open market.                      E. To take place at completion of D.                      23/09/2020 - JH:                      C Consolidation Plans lodged, surveyor has advised that a CT was not created and the solicitor is now preparing this so that registration can take place.                      26/08/2020 JH:                      C. Finalised.                      D. Finalised.                      C. Consolidation Plans lodged, Surveyor is following up on progress of same.                      D. Once notified of completed registration the property can be placed on the open market.                      E. To take place at completion of D                      22/07/2020 – JH:                      C. Consolidation Plans received from Surveyor and signed by CEO, returned to Surveyor for lodging for registration of same.                      D. Once notified of completed registration the property can be placed on the open market.                      E. To take place at completion of D.                      24/06/2020 – JH:                      E. Finalised.                      F. Finalised.                      C D and E: Still waiting finalised consolidation plans from surveyor for this item to be completed. Have sent numerous email requests to Surveyor.                      28/05/2020 – JH:                      Surveyor again requested to provide the final plan, no response and will continue to follow up. This plan is in draft form with the Surveyor and</p>		

SMRC Resolution Action Sheet – In Progress

No.	Meeting Date	Res. No	Action	R/Officer	Progress	Estimated Comp Date	Comp Y/N
					<p>would not be cost effective to engage another surveyor to finalise the plan.</p> <p>27/04/2020 - JH:                      Email sent to Surveyor requesting a definite date for plan to be registered. Surveyor advised he would review the current draft of this consolidation plan this week and submit for Registration.</p> <p>26/03/2020 - JH:                      Followed up with Surveyor and was advised this item is going to be delayed due to the large scale workload he has in place.</p> <p>27/02/2020 - JH:                      Followed up with Surveyor and was advised this item is going to be delayed due to the large scale workload he has in place.</p> <p>15/01/2020 - JH:                      The Surveyor has advised that he is hoping to have the consolidation plan ready for the end of January 2020.</p>		



#### 9.4.9 ANSWERS TO QUESTIONS WITH NOTICE

Record No: I21/156

Responsible Officer:	Chief Strategy Officer
Author:	Acting 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 Questions up to end of August 2021

#### EXECUTIVE SUMMARY

As per clause 3.13 of Code of Meeting Practice a councillor may, by way of a notice submitted under clause 3.9, ask a question for response by the Chief Executive Officer about the performance or operations of the Council.

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 August 2021.

#### OFFICER'S RECOMMENDATION

That Council receive the answers to questions with notice for the period ending August 2021.

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SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
235	26 August 2021	12.6	<p><b>Business Case for Cooma Compost Facility</b></p> <p>Councillor Sue Haslingden</p> <p>Question: Has there been a business case for Cooma compost facility and if so can this be circulated to councillors?</p>	Manager Resource and Waste Services		N
234	26 August 2021	12.4	<p><b>Entry to Leesville Industrial Estate</b></p> <p>Councillor Brian Old</p> <p>Question: Leesville Industrial estate requires urgent attention needs repair can someone in Council please address this and form a plan of action?</p>	Manager Infrastructure	06/09/2021 – GS: Council has already engaged a contractor to provide design options for the upgrade of this road, and staff are investigating the possibility of tying this project into the Barry Way upgrade funded under the Safer Roads Program. While Safer Roads funding won't likely cover this, a "Shovel Ready" solution will be available to support any funding application request and Fixing Local Roads should be the platform to submit such an application.	Y
233	26 August 2021	12.1	<p><b>COVID-19 Vaccinations</b></p> <p>Councillor Rogan Corbett</p> <p>Question: When will it become compulsory for all Council staff to be fully vaccinated against COVID -19?</p>	Chief Executive Officer	This would require introduction of legislation at either a Commonwealth or State level.	Y
232	26 August 2021	12.5	<p><b>Review on Delivery of Road Maintenance in our LGA</b></p> <p>Councillor Bob Stewart</p>	Manager Infrastructure	06/09/2021 – GS: A successful contractor has already been identified and a Service Review of Road Maintenance will start in September 2021.	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
			Can Council conduct a review on how we are going to deliver road maintenance through the entire LGA?			
231	26 August 2021	12.2	<p><b>Nimmitabel Showground Grant</b></p> <p>Councillor Lynley Miners</p> <p>Question: Why did Council hand back \$90 000 of grant money they obtained for improvements towards the kitchen/buildings at the Nimmitabel Showground?</p>	Grants Officer		N
230	26 August 2021	12.3	<p><b>COVID-19 Traces in Cooma Sewerage</b></p> <p>Councillor Sue Haslingden</p> <p>Question: COVID - 19 has been found in Cooma sewage. When was the sample collected? Who certifies the sample? Is there an official verification?</p>	Coordinator Public Health & Environment	<p>06/09/2021 – MR: Samples were collected on 02 September 2021 and are certified NSW Health.</p> <p>NSW Health undertakes the official verification.</p>	Y
229	15 July 2021	12.5	<p><b>Cooma Block Sales - Advertising Times</b></p> <p>Councillor Anne Maslin</p> <p>Question: What is the time frame for advertising the Cooma house blocks for sale, as per the April SMRC resolution to sell these house blocks as a measure to alleviate the urgent housing crisis?</p>	Coordinator Land & Property	<p>03/09/2021 – JM: Cooma house blocks scheduled for sale on 8 September 2021.</p> <p>04/08/21 - TP: Council is awaiting receipt of the draft Contracts of Sale from the Solicitor. A residential property cannot be advertised for sale until a contract of</p>	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
					sale has been prepared. Legacy complexities were identified - related to Certificates of Title (holding name & embedded public reserve status) and easement requirements - as existing for some of the Cooma located land assets flagged for divestment. The identified issues have now been worked through, and (if required) aspects will be managed by Special Conditions in the contracts. Auction date will be firmed as soon as the draft Contracts of Sale are received from the Solicitor. The agent is in agreeance with this approach as a residential property cannot be advertised for sale until a contract of sale has been prepared, and the aim is a minimum 4 weeks advertising in the lead up to ensure high market engagement with the Auction/s.	
228	15 July 2021	12.2	<p><b>Closure of Delegate Transfer Station</b></p> <p>Councillor Bob Stewart</p> <p>Question: Can management meet with the Delegate Progress Association and community to try to get a more positive direction?</p>	Manager Resource and Waste Services	<p>03/09/2021 – JM: Further correspondence issued to Delegate progress association to ensure a positive direction.</p> <p>02/08/2021 – MT: A meeting was held with the Delegate Progress Assoc. and councillors on Friday 23 July 2021 to discuss the current closure of the enclosed bins, further discussions will be held along with community information sessions to plan future options for waste disposal in the area.</p>	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
227	15 July 2021	12.1	<b>Bobeyan Road Upgrade</b> Councillor Lynley Miners Question: When is the Bobeyan road upgrade starting?	Manager Corporate Projects	The Bobeyan Rd project is scheduled to commence on 15 September 2021. Some initial site works will commence earlier to allow for delivery of culverts.	Y
226	15 July 2021	12.7	<b>Thank you to Harmonisation Committee</b> Councillor Sue Haslingden Question: Could Council formally write a thank you letter to the Rate Harmonisation Committee for assisting Council in harmonising rates?	Executive Assistant (Strategy)	Completed.	Y
225	15 July 2021	12.8	<b>Fate of Poplar Trees - Ryrie Street</b> Councillor John Rooney Question: Michelago residents are concerned about the fate of the poplars that line Ryrie street when the road is redesigned for the approach to the planned bridge over Michelago Creek. Will Council conduct a proper enquiry into the fate of these trees before any felling is considered?	Infrastructure Engineer	22/07/2021 – AW: The alignment is a continuation of the existing sealed section, and has not moved the Centreline any closer to the Eastern side of the road reserve., The current design does not identify any trees that will be impacted, but the road will need to be pegged to physically check this., Initial pegging will be to assist Telstra with the relocation of their assets., Once pegged Councils Environmental Officer along with the construction team, will inspect to ascertain if any trimming, pruning, or root disturbance is likely to occur., Given the size of the trees I would expect some possible root compaction.	N
224	15 July 2021	12.6	<b>Last Council Meeting Dinner</b> Councillor Brian Old	Executive Assistant to CEO, Mayor and Councillor's	27/07/2021 – DR: If a dinner is wished to be held this would need to be arranged by the councillors. The event	N

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
			Question: Will Councillors be going to a formal dinner after the last Council meeting?		would not meet the definition of business of the Council and would be a private event or benefit.	
223	15 July 2021	12.4	<b>Bank of Bins Key Travel for Michelago</b> Councillor John Rooney Question: Will Council put out some revised communication document statements that Michelago residents do not need to travel to Cooma for the key collection of Bank of Bins.	Manager Resource and Waste Services	03/09/21 – JM: Matter finalised in August  02/08/2021 – MT: Further communications around the application process and that key deposits were not required as access to the facility was via a pin code on the entrance door., Facility now in use	Y
226	20 May 2021	12.6	<b>Cost of Michelago Creek Crossing</b> Councillor John Rooney Can council staff provide a report on the full cost of the Michelago creek crossing?  Once we know about the additional funding required to complete this project, and the associated works, can the Mayor and CEO make an application to the Deputy Premier to ask for supplementary funding?	Manager Corporate Projects	09/06/2021 - ED: No update provided.	N
224	20 May 2021	12.4	<b>Bobeyan Road</b> Councillor Lynley Miners  Can we be updated on the start date of Bobeyan Rd?	Manager Corporate Projects	06/09/2021 – DR: Works are planned to commence 15 September 2021.  09/06/2021 – DR: Council is undertaking changes to design in response to issues for Fishery NSW permits on the stage that is ready to commence. A start date for	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
					completion cannot be advised until we have more certainty over when permits will be issued. Council is in the final stages of determining the contract agreement with Snowy Valley to undertake other sections of the works. If this is completed we will move on with other works.	
221	20 May 2021	12.1	<p><b>Bombala Trees</b></p> <p>Councillor Anne Maslin asked:</p> <p>When will the trees destroyed last year in the Bombala Bicentennial Garden be replaced with new tree plantings? Have replacement trees been ordered so that they can be planted this winter/spring season? Will local suppliers be used as the preferred option?</p>	Chief Operating Officer	<p>03/09/21 – JM:</p> <p>Trees procured from local suppliers and will be planted as soon as weather conditions favourable, before the end of September.</p> <p>08/06/2021 – JM:</p> <p>Civic Maintenance have commenced process to plan the replacement to return the site to the previous condition. Local nursery supplies are being contacted for quotes. Aim is to plant trees in winter.</p>	Y
220	15 April 2021	12.2	<p><b>Cooma Entrance Sign</b></p> <p>Councillor Rogan Corbett</p> <p>Question: Why is council talking about taking down an entrance message sign, when we have an opportunity to advertise events for our whole region?</p> <p>With 1 million cars passing that sign every year it can be updated, with no cost to Council, through Snowy Hydro. This is a valuable asset that needs to be</p>	Chief Communications Officer	<p>31/08/2021 - GW:</p> <p>Will be assessed as part of wider wayfinding and place making signage program if funded. Event messaging currently a low priority as under COVID restrictions are not deemed as essential reason to leave home.</p> <p>03/08/2021: JT –</p> <p>Nil further update. On hold until Spring.</p> <p>01/06/2021 - GW:</p> <p>No further update as sign broken and will have to be removed/replaced, potentially funded by</p>	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
			used for the best advantage for our region.		<p>Snowy Hydro. Signage review at entrance to be done given confusion over mass of old and useless signage in place.</p> <p>30/04/2021 - GW:                      This messaging sign has not worked since a short time after it was installed so it is appearing as an unworking sign and has done so for a long time. It adds no value. Costs to fix it have been reviewed and it's cost prohibitive and now old technology.</p> <p>There is a more effective way to address entrance signage for Cooma and it's not through a broken electronic sign that is low to the ground with poor visibility. There are already a number of signs at the entrance to the town already that are visually confusing and don't support any cohesive brand for the destination nor clear brand to the visitor.</p> <p>There may be scope for Snowy Hydro to support fixing this sign but Council does not have budget to do this. Currently Snowy Hydro are renting the flag entrance space from Council for a trial period of six months utilising fresh and playful signage to welcome visitors to the region around the theme of stop, play, discover.</p>	
215	15 April 2021	12.1	<b>Bed Tax for SMRC</b>	Chief Communications	01/09/2021 – MA:	Y



SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
			<p>Councillor Anne Maslin</p> <p>Could Council provide options for introducing a Bed Tax for SMRC, looking at comparable regions in Australia (for example Byron Bay) and if necessary, overseas, and present to councillors at the next Councillor workshop.</p>	Officer & Coordinator	<p>Presentation provided to Councillors at the August 2021 briefing. Action complete</p> <p>05/08/2021 - MA: Presentation provided to August Councillor Briefing session. Further the presentations to be provided as the issue progresses.</p> <p>04/05/2021 - GW &amp; MA: Discussions are underway with local chambers, tourism bodies and other regions who have considered this process. A briefing will be provided to Councillors at the August Councillor Briefing Session, with subsequent briefings as the project continues. This will be part of a longer project and something to aim towards implementing into the new Council post September. The Economic Development team will construct a framework and principles to develop ideas, followed by discussions and agreements with our accommodation providers.</p>	
212	18 March 2021	12.3	<p><b>Accommodation Crisis</b></p> <p>Councillor Anne Maslin</p> <p>Question: Can Council use its communications platforms and communications team to ensure all owners of unused accommodation such as houses and cottages in local towns and on farms, are aware of the housing</p>	Coordinator Engagement	<p>09/07/2021 – JT: Completed.</p> <p>01/06/2021 - GW: Communications covered through Chambers to businesses and local agents to owners reminding them about offering available rooms. Extensive discussions on community social media pages region-wide.</p>	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
			<p>crisis and the urgent need of rental accommodation across the region?</p> <p>The aim being that some rental accommodation might become available in the short term, to alleviate the crisis affecting schools, emergency services and the tourism industry, which cannot find accommodation for staff. Local owners of unused housing may not be aware of the current opportunity to rent out their cottages.</p>		<p>30/04/2021 - CP: Since the last update there has been significant coverage in both traditional and social media in our region on this issue. A number of meetings have also been held (or are scheduled) to work with local community groups and stakeholders to find solutions. We will continue to use our channels to support messaging on this issue.</p> <p>06/04/2021 – CP: Development of a communications campaign is currently in progress. Consideration being given to the message, resources and appropriate channels. Target date for rollout is by 19 April 2021.</p>	
211	18 March 2021	12.2	<p><b>Re Zoning</b></p> <p>Councillor Lynley Miners</p> <p>Question: How is Council going to get the much needed housing shortage in our towns and villages fixed in the short term?</p> <p>We keep coming up against zoning problems which will take a long term solution to fix.</p>	Coordinator Strategy Development	<p>30/08/2021 – GMc: An amended Draft Settlements Strategy will be released early 2022. This strategy identifies land for future growth</p> <p>02/07/2021 – GMc: An amended Draft Settlements Strategy will be released early 2022. This strategy identifies land for future growth</p> <p>01/06/2021 – GMc: No Further Update.</p> <p>04/05/2021 – GMc: Council's Draft Settlements Strategy identifies land for future growth within our towns and</p>	N

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
					<p>villages. This is not a short term fix, however, where appropriate Planning Proposals can be considered for re-zoning of land.</p> <p>06/04/2021 – GMc:                      Council's Strategic Planning Team has identified land for future growth and development through the Draft Settlements Strategy that will inform part of our new LEP, however, this is not a quick fix. Land that is not currently zoned suitable for development can be subject to a Planning Proposal made by the owner of the subject land, and determined by NSW Planning and Council.</p>	
217	18 February 2021	12.8	<p><b>Michelago Causeway</b>                      Councillor John Rooney                      Question: When will construction of the Michelago Causeway commence and when will it be completed?</p>	Manager Corporate Projects	<p>05/07/2021 – GH:                      Design process continues with staff reviewing options and estimates early July. Preparation works have commenced. No date as yet for bridge construction commencement or completion.. LRIPC grant variation on time has been lodged and accepted.</p> <p>27/04/2021 – GH:                      Review of Hydrology report by Fisheries undertaken.                      - Revised designs are being developed based on Fisheries NSW requirements and the deeper creek bed identified in the detailed survey. Works on approaches and relocation of utilities in the planning stage.</p>	N

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
					<ul style="list-style-type: none"> <li>- Report required providing cost Est for single and dual lane Xing options for approval on construction approach.</li> <li>- Budget (\$872,161) established under LRCI Program.</li> <li>- Design Contractor engaged and revised concepts under development.</li> <li>- Detailed survey of the creek bed undertaken.</li> <li>- Geo-tech survey underway.</li> <li>- LRCIP 1st and 2nd Quarterly Reports submitted.</li> <li>- Work Schedule appears approved as Funding received.</li> <li>- Geotechnical investigation and site specific survey undertaken.</li> <li>- Engaged approved Telstra contractor to undertake the relocation of Telstra Assets South end of Ryrie Street.</li> <li>- Review of Micalago/Ryrie Intersection and approach roads underway</li> <li>- Design of Bridge crossing underway.</li> <li>- Note initial concept designs were based on LIDAR survey. Subsequent survey has creek bed 2m+ deeper</li> </ul> <p>Planned Works-</p> <ul style="list-style-type: none"> <li>- Commence construction of the Booroomba Creek Culvert.</li> <li>- Begin construction of the Nth end of the Ryrie St approaches.</li> </ul>	

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
					<ul style="list-style-type: none"> <li>- Design priorities are C/L of Ryrie Street and Micalago Road/Booroomba Creek Detail.</li> <li>- Complete detailed designs for Micalago/Ryrie intersection Inc. Booroomba Creek culverts.</li> <li>- Complete detailed designs for Ryrie Street from the edge of existing seal to Michelago Creek.</li> <li>- Finalise concept for waterway Bridge/Causeway draft designs based on detailed Survey &amp; Geotech data.</li> <li>- Funding allocated from LRCIP Program does not cover design only. Need to commence planned work on Telstra and Booroomba Creek ASAP.</li> <li>- LRCIP funding of \$872,161.00 to be spent by June 2021. Available timeframe in LRCIP funding is inadequate to permit completed construction - variation to be submitted</li> </ul>	
202	18 February 2021	12.1	<p><b>Bombala Bicentennial Gardens</b>                      Councillor Anne Maslin</p> <p>Question: Can Council fast-track inclusion of the Bombala Bicentennial Garden as a heritage precinct?</p>	Manager Infrastructure	<p>3/09/21 – JM:                      Will be considered and assessed as part of future LEP amendment which will involve a report back to Council to consider.</p> <p>05/06/21 - TP:                      No further update.</p> <p>06/04/21 – JM:                      No further update.</p> <p>03/03/2021 – JM:                      As advised against part C of resolution 240/20, heritage assessment has been completed and</p>	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
					currently being reviewed by Council's Strategic Planning team.	
203	18 February 2021	12.2	<p><b>Cooma Main Street</b>                      Councillor Lynley Miners</p> <p>Question: Has Council had a conversation with TfNSW and or Snowy / Future Gen on the road pavement through Short Street (it is very rough) – it needs the hot mix cover.</p> <p>When the segment trucks start, the noise complaints will be horrific due to the roughness of the surface.</p>	Manager Infrastructure	<p>03/09/21- JM:                      Request has been put to Snowy Hydro. No confirmation received.</p> <p>05/07/2021 – GS:                      No further update from TfNSW in relation to noise reduction work along Sharp Street. However plans for the installation of a roundabout at Baron/Sharp Street are progressing and this may achieve the desired reduction in noise resulting from reduced traffic speeds.</p> <p>06/05/2021 – GS:                      A request to Transport NSW, Snowy Hydro and Future Generation dated 13 April 2021 in relation to noise reduction work and possible use of hot mix along Sharp Street, Cooma has received only 1 response from Future Generation. As Sharp Street is maintained by Transport NSW, a response from them has been requested.</p> <p>06/04/21 – JM: In the context of comment on non-PBS vehicle use, use of hot mix cover has been suggested to DPIE as the consent authority. No response received.</p> <p>1/3/2021 - TP:</p>	Y

SMRC Councillor Questions – In Progress

No.	Date rec'd	Item No.	Question/Request	Responsible Officer	Response	Compl Y/N
					<p>Response to this question to be tabled next month.</p> <p>02/03/2021 – TP: Response to this question to be tabled next month.</p>	
193	19 Nov 2020	12.5	<p><b>Signage for Dog Waste</b> Councillor Brian Old</p> <p>Question: Can Council put some signs up down at the lake walk, for owners to pick up their dog waste.</p>	Manager Infrastructure	<p>30/03/2021 – MR: Completed.</p> <p>06/04/2021 – JM: No further update</p> <p>29/01/2021 – JM: Request still being reviewed.</p> <p>30/11/2020 – GS: This request is being reviewed by staff. It is noted that some signage already exists and will be reviewed. Pet clean up bag dispensers are also installed in two locations. Once an acceptable design/message has been agreed and optimal number of signs determined, signs will be ordered and installed.</p>	Y





**9.4.10 GRANTS APPLICATIONS - ACTIVITY SYNOPSIS AS AT 31 AUGUST 2021**

Record No: I21/158

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

**EXECUTIVE SUMMARY**

This calendar year Council has been successful in gaining grants totalling \$36,971,984.88.

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

**OFFICER'S RECOMMENDATION**

That Council receive and note the information related to grants activity up to 31 August 2021.

**BACKGROUND**

This report provides an update on Grants activity up to 31 August 2021.

**Grant Applications February 2021 – August 2021**

***Grant Applications – Successful***

<b>Funding Program &amp; Origin</b>	<b>Project Details</b>	<b>Grant Request</b>	<b>Grant Awarded</b>
Department of Health 2020 ACAR	Snowy River Hostel	\$1,213,000.00	\$1,213,000.00
	Yallambee Lodge -	\$3,000,000.00	\$817,733.00



Funding Program & Origin	Project Details	Grant Request	Grant Awarded
Resilience NSW BCRRF – Stream 2 Youth Adventure Series	The Snowy Monaro Youth Adventure Series will encourage recovery and resilience through participation in outdoor events and time out from the stressors associated with the Bushfires - Replacing the summer that the youth of the Snowy Monaro didn't have.	\$299,256.00	\$299,256.00
Fixing Local Roads Round 2	Priority 5 – Mila Road (sealing 100%) – Package 5 Priority 4 – Avonside Road (sealing 75%) & Maffra Road (rehab/sealing 50%) Priority 3 – Dry Plains Rd & Shannons Flat Rd (sealing 25% each) Package 2	\$11,429,427.52 \$3,712,792.02 \$4,322,264.50 \$3,394,371.00	\$11,429,427.52
Community Heritage – Local Government Advisors	21-23HA049 – Snowy Monaro Heritage Advisor Service 2021-23HG057 – Snowy Monaro Local Heritage Small Heritage Grants	\$20,000 \$10,000.00 \$10,000.00	\$20,000.00
The Crown in Right of the State of NSW acting through Resilience NSW STATE	Cooma North Ridge Reserve – A place for space: includes: upgrades to walking trails; revegetation & restoration of fire trails; interpretive signs within the reserve.	\$235,188.00	\$235,188.00
The Crown in Right of the State of NSW acting through Resilience NSW STATE	Youth Adventure Series; including: Southern Regions Event; Snowy Mountain adventure challenge; SMRC regional sake park series; Overall project management and event planning.	\$299,256.00	\$299,256.00
Bushfire Tourism Recovery Initiatives Program - Stream 1X005 STATE	Lake Light Sculpture Jindabyne Inc. 2021 Event Expansion: A four-day event including Art, digital platforms, food markets, attracting 26,500 visitations.	\$22,000.00	\$22,000.00
Showground Stimulus Program STATE	Delegate Showground: Proposal 782 – upgrade to Supper Room in the Showground Pavilion	\$36,632.56	\$36,632.56

Funding Program & Origin	Project Details	Grant Request	Grant Awarded
Stronger Country communities Fund Round 3A STATE	SCCF3A-0004 Cooma Showground multifunction centre/pavilion site – Additional Upgrades	\$387,869.00	\$387,869.00
Bushfire Community Recovery and Resilience Fund BCRRF Stream 1 PJ-0000241  STATE	Projects include: BRO; Mandatory Community Grants; Peak View Plan Crash Memorial; Building Resilient Women; Preparedness and resilience for aged & vulnerable; Tourism industry development and Youth Career Readiness	\$250,000.00	\$250,000.00
Department of Regional NSW  STATE	Berridale Village Beautification: Hydale Carpark Upgrade - Parking area; Pedestrian pavement; Drainage & Safety; Village Signage & artwork; Landscaping.	\$558,525.00	\$558,525.00
Restart NSW Regional Growth RGETF 2019 R3  RNSW2034	Lake Jindabyne Shared Trail: The project will construct 60km of new and rebuilt shared walking and mountain biking track that links to an existing 5km network of short tracks and day-use areas around Lake Jindabyne, and the 40km Thredbo Valley Track within the Kosciuszko National Park. This is expected to provide a new recreational asset that will generate visitation and economic growth to the Snowy Mountains region.	\$11,798,865.00	\$11,798,865.00
Fixing Country Truck Washes R1  RNSW1166 DCP000688  Multiple funding streams:  STATE & COMMONWEALTH	Cooma Livestock Centre Truck Wash: Construction of a two bay hard stand wash bay capable of handling B-Double Stock Trucks and associated infrastructure to permit disposal of waste into the town wastewater system. Multiple funding streams: Restart funding: \$300,000.00 Commonwealth funding: \$300,000.00 SCF: \$361,093.00 DCP: \$350,000.00 SMRC (cash contribution) \$15,045.00	\$1,611,093.00	\$1,611,093.00

**Grant Applications – Unsuccessful**

Funding Program & Origin	Grant Request	Project Details
Create NSW Local Government Authorities Arts & Cultural Funding 2122LGA087	\$40,000.00	Snowy Monaro Arts & Culture Strategy; project to develop a Snowy Monaro Arts & Culture Strategy that will engage a consultant to develop the strategy providing recommendations to facilitate community, SMRC & Create NSW priorities needs over 5 years and a clear vision for the next 10 years.
BCRRF Stream 2.2 Small Business Digitisation Grants PJ-0000478	\$300,000.00	Enable at least 150 businesses in the Snowy Monaro to invest in new digitalisation projects that will result in more resilient business operations

**Grant Applications – Lodgements Pending Outcome**

Funding Program & Origin	Grant Request	Project Details
Stronger Country Communities Fund Round 4 STATE	\$1,010,881  \$1,267,547	SCCF4-0037 – Balance of Funding for Cooma Swimming Pool Upgrades (application submitted 25/6/21)  SCCF4-0985 – Balance of Funding for Bombala Swimming Pool Upgrades
Foundation for Rural Regional Renewal FRRR <i>Rural Communities Grants</i> HW09-2021	\$9,200.00	FRRR ABC Heywire Youth Innovation Grants Program Round 9 2021 – empowering young people gaining improved abilities and engagement in educational settings as part of increased resilience, self-care and abilities to set and achieve goals.
Fixing Local Roads Round 3	\$4,984,753.00  \$5,652,392.00	FLR300326 — Dry Plains Rd & Shannons Flat Rd (Sealing 25% ea)  FLR300260 — Mila Rd (sealing 100%) and Heavy Patch Existing Seal

**QUADRUPLE BOTTOM LINE REPORTING**

**1. Social**

Council receives recurrent funding for some operations including the Financial Assistance grant, RFS subsidies, Library Funding, Community Services and Aged Care, and Roads (Regional and Roads to Recovery).

## **2. Environmental**

A number of grants provide environmental benefits. Example: Council's Biosecurity Management endeavours and Green Team aims have benefited from additional grant funding.

## **3. Economic**

All Community Strategic Plan (CSP) key themes benefit from collaboration, advocacy and the seeking of additional funding streams. A concerted approach to advocating and identifying appropriate grant funding opportunities for Council initiatives improves the financial sustainability of Council.

## **4. Civic Leadership**

A proactive grant sourcing approach aligns strongly with the role and responsibilities of Council.

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## 10.1 IMPACTS OF WOOD SMOKE ON COMMUNITY HEALTH

Record No: I21/68

Responsible Officer: Chief Executive Officer  
Author: Councillor John Castellari  
Attachments: Nil

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Councillor John Castellari has given notice that at the Ordinary Meeting of Council on 16 September 2021, he will move the following motion.

### **MOTION**

That staff prepare a report to Council outlining strategies to mitigate the health impacts of wood smoke from domestic wood heaters.

### **BACKGROUND**

A recent study by Dr Dorothy Robinson published in the Medical Journal of Australia on the health impacts of wood smoke on vulnerable communities highlights the life quality and life shortening effects of wood smoke from domestic wood fired heating.

A link to a report on the study by the ABC, is here <https://www.abc.net.au/news/2021-08-09/woodfire-heaters-killing-people-prematurely-study-finds/100357436>

The study, which focuses mainly on the NSW township of Armidale, noted inter alia, the following impacts:

- Heart attacks and strokes
- Shortened life expectancy
- Annually at least 14 Armidale residents die prematurely each year, attributable to the effects of wood smoke.

The report was drawn to Council's attention by vulnerable Cooma residents, who have asked Council to act on the prevalence of wood smoke in our townships. Like Armidale, Cooma is a kind of valley that traps cold air and wood smoke during winter. Accordingly, the health impacts are likely to mirror proportionately those in Armidale.

The Asthma Foundation has called on the NSW Government to introduce buyback schemes, which have been effective in reducing the prevalence of wood smoke heaters in Tasmania and the ACT.

NSW Minister Matt Kean is quoted as saying his Department will work with Councils and stakeholders to develop programs that meet the needs of local communities; I ask that Council urgently receives a report from staff on how we can best work with the State Government and stakeholders to mitigate the adverse health impacts of wood smoke on vulnerable community members in our LGA townships.

### **CHIEF EXECUTIVE OFFICER'S RESPONSE**

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10.2 COUNCILLOR BRIEFINGS PLACEMENT TIME ON AGENDA

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**10.2 COUNCILLOR BRIEFINGS PLACEMENT TIME ON AGENDA**

Record No: I21/147

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

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Councillor Anne Maslin has given notice that at the Ordinary Meeting of Council on 16 September 2021, she will move the following motion.

**MOTION**

That the 30 minute Councillor discussion time during Councillor Briefings on the second Thursday after each Council meeting, take place at the beginning of the agenda.

**BACKGROUND**

Many items require discussion or clarification during these briefings, and the very end of the agenda is not conducive for Councillors to receive adequate responses. By holding the discussion session at the beginning of the agenda, Councillors are assured of adequate time to ask questions and discuss important issues. This is the only time allocated to Councillor discussion, and is extremely important given the diverse number of issues that arise in this LGA.

**CHIEF EXECUTIVE OFFICER'S RESPONSE**

While the change of the councillor discussion to the start of the meeting is simple to do it may occur additional cost. Non-senior staff are entitled to claim overtime, or time-off-in-lieu, for attending Council Briefing Sessions and other activities outside their normal working hours.

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### 13. CONFIDENTIAL MATTERS

In accordance with Section 10A(2) of the Local Government Act 1993, Council can exclude members of the public from the meeting and go into Closed Session to consider confidential matters, if those matters involve:

- (a) personnel matters concerning particular individuals; or
- (b) the personal hardship of any resident or ratepayer; or
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business; or
- (d) commercial information of a confidential nature that would, if disclosed;
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law; or
- (f) matters affecting the security of the council, councillors, council staff or council property; or
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege or information concerning the nature and location of a place; or
- (h) an item of Aboriginal significance on community land.

and Council considers that the closure of that part of the meeting for the receipt or discussion of the nominated items or information relating thereto is necessary to preserve the relevant confidentiality, privilege or security of such information, and discussion of the material in open session would be contrary to the public interest.

In accordance with Section 10A(4) of the Local Government Act 1993 the Chairperson will invite members of the public to make verbal representations to the Council on whether the meeting should be closed to consider confidential matters.

#### RECOMMENDATION

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

##### **13.1 Legal actions and potential claims against SMRC as at 31 August 2021**

Item 13.1 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.

##### **13.2 Cooma Sports Hub**

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 Sharp Street/Baron Street Roundabout Water Mains Replacement - Sole Source Tender Procurement**

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.

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,

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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.