



**SNOWY MONARO**  
REGIONAL COUNCIL

# **Minutes**

**Ordinary Council Meeting**

**29 March 2017**



**ORDINARY COUNCIL MEETING  
HELD IN COUNCIL CHAMBERS, 71 CAVEAT STREET, BOMBALA NSW 2632  
ON WEDNESDAY 29 MARCH 2017**

<b>MINUTES</b>
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**MINUTES OF THE ORDINARY COUNCIL MEETING  
HELD IN COUNCIL CHAMBERS, 71 CAVEAT STREET, BOMBALA NSW 2632**

**ON WEDNESDAY, 29 MARCH 2017  
COMMENCING AT 5.30PM**

**PRESENT:** Administrator Dean Lynch

**APOLOGIES:** Dennis Trezise, Assistant General Manager  
Suneil Adhikari, Director Operations and Infrastructure

**Staff:** Joe Vescio, General Manager  
Iliada Bolton, Director Special Projects Officer  
Peter Smith, Director Environment and Sustainability  
Jo-Anne MacKay, Acting Director Corporate and Community Services  
Erin Donnelly, Secretary Council and Committees

**Notes:** *The Administrator opened the meeting at 5.34PM, The General Manager having declared a conflict of interest with this item 22.1 General Manager's Application for Contract Renewal (confidential reasons), 22.2 General Manager's Application for Contract Renewal and 22.3 General Manager's Annual Performance Review left the meeting and was absent from the meeting from 5.54pm for the duration of Item 22.1, 22.2 and 22.3 in Confidential Matters returning at 6.09pm taking no part in discussion on this item, The Director Environment and Sustainability was absent from the meeting from 5.54pm during Item 22 Confidential Matters returning at 6.09pm during Item 23 Report from Confidential, Director Special Projects Office was absent from the meeting from 5.54pm during Item 22 Confidential Matters returning at 6.09pm during Item 23 Report from Confidential, Acting Director Corporate and Community Services was absent from the meeting from 5.54pm during Item 22 Confidential Matters returning at 6.09pm during Item 23 Report from Confidential, At 5.54 pm the meeting was closed to the press and public, At 6.09 pm the Closed Session ended and the Council meeting continued in Open Session, Local Representative Committee Member and Performance Review panel member Rogan Corbett was present during discussion of item 22 Confidential Matters, Local Representative Committee Member and Performance Review panel member Steve Goodyer was present during discussion of item 22 Confidential Matters.*

The Administrator opened the meeting at 5.34PM

**1. APOLOGIES**

**2. CITIZENSHIP CEREMONIES**

Nil

**3. PRESENTATIONS**

Nil

**4. PUBLIC FORUM**

(Minutes of Deputations from the Public Gallery are a summary only and do not purport to be a complete transcript of the proceedings.)

**COUNCIL RESOLUTION**

**38/17**

That members of the public be granted permission to address Council.

**Approved by Administrator Lynch**

**4.1 JOHN HARRINGTON - NIMMITY BELL**

Mr John Harrington, President of the Nimmitabel Lions Club, informed Council of the Development Application (DA) for the Nimmity Bell. Mr Harrington informed Council the Lions Club have reviewed the refusal and comments provided by council and believe they have addressed these in the new DA.

**5. DISCLOSURE OF INTEREST**

**5.1 GENERAL MANAGER, JOE VESCIO**

The General Manager declared an interest in Item 8.1 General Manager's Application for Contract Renewal (reasons for confidential), 22.1 General Manager's Application for Contract Renewal and 22.2 General Manager's Annual Performance Review, as he has a conflict of interest in this item due to "being the subject of the reports". The General Manager left the meeting at 5.54pm and returned at 6.09pm and did not take part in discussion on this item.

**6. ADOPTION OF MINUTES OF PREVIOUS MEETING**

**6.1 ORDINARY COUNCIL MEETING 22 FEBRUARY 2017**

**COUNCIL RESOLUTION**

**39/17**

THAT the minutes of the Ordinary Council Meeting held on 22 February 2017 are confirmed as a true and accurate record of proceedings.

**Approved by Administrator Lynch**

**6.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 22 FEBRUARY 2017**

**COUNCIL RESOLUTION**

**40/17**

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 22 February 2017 are confirmed as a true and accurate record of proceedings.

**Approved by Administrator Lynch**

**7. ADMINISTRATORS REPORT (IF ANY)**

**8. DELEGATE'S REPORT (IF ANY)**

**Note 1: Suspension of Business**

**COUNCIL RESOLUTION**

**41/17**

That Council consider item 8.1 General Manager's Application for Contract Renewal in Confidential Matters.

**Approved by Administrator Lynch**

**8.1 MINUTES OF THE ADMINISTRATORS DELEGATIONS MEETING HELD 6 JANUARY 2017**

Record No:

Responsible Officer: General Manager

Author: Secretary Council & Committees

Attachments: 1. Minutes - Administrator Delegations meeting held 6 January 2017 [⇒](#)

**EXECUTIVE SUMMARY**

The Administrator considered a number of reports and exercised his Delegation on 6 January 2017 in Head Office, 81 Commissioner Street, Cooma.

**COUNCIL RESOLUTION**

**42/17**

That Council receive and note the minutes of the Administrator Delegations meeting, held 6 January 2017 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act*.

**Approved by Administrator Lynch**



## 8.2 MINUTES OF THE ADMINISTRATORS DELEGATIONS MEETING HELD 16 FEBRUARY 2017

Record No:

Responsible Officer: General Manager  
Author: Secretary Council & Committees  
Attachments: 1. Minutes - Administrator Delegations Meeting held 16 February 2017  
[⇒](#)

### EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 16 February 2017 in Head Office, 81 Commissioner Street, Cooma.

#### COUNCIL RESOLUTION

43/17

That Council receive and note the minutes of the Administrator Delegations meeting, held 16 February 2017 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act.*

**Approved by Administrator Lynch**

## 8.3 MINUTES OF THE ADMINISTRATORS DELEGATIONS MEETING HELD 24 FEBRUARY 2017

Record No:

Responsible Officer: General Manager  
Author: Secretary Council & Committees  
Attachments: 1. Minutes - Administrator Delegations meeting held 24 February 2017  
[⇒](#)

### EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 24 February 2017 in Head Office, 81 Commissioner Street, Cooma.

#### COUNCIL RESOLUTION

44/17

That Council receive and note the minutes of the Administrator Delegations meeting, held 24 February 2017 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act.*

**Approved by Administrator Lynch**

#### 8.4 MINUTES OF THE ADMINISTRATORS DELEGATIONS MEETING HELD 6 MARCH 2017

Record No:

Responsible Officer: General Manager  
Author: Secretary Council & Committees  
Attachments: 1. Minutes - Administrator Delegations meeting held 6 March 2017 [⇒](#)

##### EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 6 March 2017 in Head Office, 81 Commissioner Street, Cooma.

##### COUNCIL RESOLUTION

45/17

That Council receive and note the minutes of the Administrator Delegations meeting, held 6 March 2017 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act.*

**Approved by Administrator Lynch**

#### 8.5 MINUTES OF THE ADMINISTRATORS DELEGATIONS MEETING HELD 17 MARCH 2017

Record No:

Responsible Officer: General Manager  
Author: Secretary Council & Committees  
Attachments: 1. Minutes - Administrator Delegations meeting held 17 March 2017 [⇒](#)

##### EXECUTIVE SUMMARY

The Administrator considered a number of reports and exercised his Delegation on 17 March 2017 in the Cooma Office, 81 Commissioner Street, Cooma.

##### COUNCIL RESOLUTION

46/17

That Council receive and note the minutes of the Administrator Delegations meeting, held 17 March 2017 and confirm the adopted recommendations approved by the Administrator in accordance with *Section 226 dot point one (1) or two (2) of the Local Government Act.*

**Approved by Administrator Lynch**

## 9. ADOPTION OF COMMITTEE MINUTES/RECOMMENDATIONS

### 9.1 AUDIT, RISK AND IMPROVEMENT COMMITTEE MINTUES MEETING OF 14 DECEMBER 2016 AND 22 FEBRUARY 2017

Record No:

Responsible Officer: General Manager

Author: Auditor

Attachments: 1. Minutes of meeting Audit, Risk and Improvement Committee 14 December 2016 [⇒](#)

2. Draft minutes Audit, Risk and Improvement Committee meeting of 22nd February 2017 [⇒](#)

#### EXECUTIVE SUMMARY

The Audit, Risk and Improvement Committee met on 14 December 2016 and 22 February 2017 in Council Chambers Cooma. The minutes are presented for Council's information.

#### COUNCIL RESOLUTION

47/17

That the Minutes of the meeting of the Audit, Risk and Improvement Committee held on 14 December 2016 and 22 February 2017 be noted and recommendations contained within resolved.

**Approved by Administrator Lynch**

### 9.2 LOCAL REPRESENTATIVE COMMITTEE - BOMBALA - MINUTES OF 01 MARCH 2017

Record No:

Responsible Officer: Corporate Services Administration Officer

Attachments: 1. Local Representative Committee - Bombala - Minutes of 01 March 2017 [⇒](#)

#### EXECUTIVE SUMMARY

The Local Representative Committee - Bombala met on 1 March 2017 in Bombala. The Committee's recommendations are presented for Council's consideration and adoption.

#### COUNCIL RESOLUTION

48/17

That Council receive and note the Minutes of the Local Representative Committee - Bombala held on 1 March 2017 and the recommendations contained therein be adopted.

**Approved by Administrator Lynch**

## 10. CORPORATE BUSINESS - KEY DIRECTION 1. SUSTAINING OUR ENVIRONMENT FOR LIFE

### 10.1 ANNUAL RESOURCE AND WASTE EXPO - 25 FEBRUARY 2017

Record No:

Responsible Officer: Director Service Delivery  
Author: Waste Administration Assistant  
Key Direction: 1. Sustaining Our Environment for Life  
Delivery Plan Strategy: DP1.9 Community education to promote practices which minimise waste.  
Operational Plan Action: OP1.43 Continue public recycling expo as a part of National Recycling Week Activities  
Attachments: Nil  
Cost Centre 26 2201 63627 – Waste Education – Education and Awareness  
Project Recycling Expo  
Further Operational Plan Actions:

#### EXECUTIVE SUMMARY

For the past 6 years, Council has held a Recycling Expo to compliment National Recycling Week held in November each year. Due to the recent amalgamation, Council postponed the Annual Recycling Expo to late February 2017.

This type of event was first delivered to the Snowy River community 6 years ago and has grown every year since. The Expo provided fantastic exhibitions, performances and displays at the Jindabyne Memorial Hall and this year a complimentary onsite facility tours were offered in Cooma.

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

#### COUNCIL RESOLUTION

49/17

That Council receive and note the information in this report.

**Approved by Administrator Lynch**

### 10.2 NOXIOUS WEEDS PROCEDURES

Record No:

Responsible Officer: Director Service Planning  
Key Direction: 1. Sustaining Our Environment for Life  
Delivery Plan Strategy: DP1.5 Continue to control and promote the eradication of Noxious Weeds and invasive species on Rural and Urban Lands within the Snowy River Shire through education, inspections and enforcement.

Operational Plan Action: OP1.19 Provide a Vegetation Management Program/Unit that achieves Regional Weed Strategies and statutory requirements.

Attachments: 1. Procedure - Noxious Weeds - Forced Entry (*Under Separate Cover*) [⇒](#)

Cost Centre

Project

Further Operational Plan Actions: OP1.17 Manage all land under Council ownership, care and control to maintain their environmental values. OP1.20 Liaise with all stakeholders to discuss weed control and develop management recommended options to reduce non-compliance across the region in an effort to eradicate Noxious Weeds.

## EXECUTIVE SUMMARY

The Noxious Weeds Policy supports Council's objectives in promoting the eradication of Noxious Weeds and invasive species on Rural and Urban lands through ongoing education, inspections and enforcement action. The procedure contained in this report together with Councils adopted Compliance Protocol detail how Council will carry out these functions.

Following development this procedure document has been circulated for consultation amongst the Noxious Weeds Working Group, all Vegetation Management Staff and approved at ET by resolution EMT668/17, 2 MARCH 2017

The following officer's recommendation is submitted for consideration.

### COUNCIL RESOLUTION

50/17

That Council

- A. Adopt SMCR Procedure: Forced Entry - Noxious Weeds; and
- B. Arrange a meeting between the General Manager, Administrator and Senior Weeds Officers with relevant stakeholders.

**Approved by Administrator Lynch**

## 10.3 ADOPTION OF MINUTES OF MARCH 2017 MEETING GREEN TEAM AND RECOMMENDATIONS FOR FORMATION OF NEW GREEN TEAM

Record No:

Responsible Officer: Director Service Planning

Author: Land, Property & GIS Admin Officer

Key Direction: 1. Sustaining Our Environment for Life

Delivery Plan Strategy: DP1.6 Ensure Council services, facilities and land holdings achieve best practice for sustainability.

Operational Plan Action: OP1.21 Achieve more efficient use of water and energy within organisation and support renewable energy initiatives.

Attachments: 1. Ecological Sustainable Development Policy Number ENV 019 [⇒](#)

2. Green Team Minutes March 2017 ➡

Cost Centre

Project

Further Operational Plan Actions:

**EXECUTIVE SUMMARY**

This report contains recommendations from the interim Snowy Monaro Regional Council Green Team with regard to the formation, composition and resourcing of a new and revamped team for the new Council. The recommendations reflect the importance of the work of the Green Team in achieving Council's quadruple bottom line and the need for representation from across all departments, offices and region to meet council and community goals for sustainability.

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

**COUNCIL RESOLUTION**

**51/17**

That Council note and adopt the minutes of the March meeting of the Council Green Team and the following recommendations contained within those minutes:

- A. That the Administrator formally thank Gordon Griffin for his contribution in the past, to the Green Team as the Community / CEFE representative under the former Snowy River Shire.
- B. That the Administrator formally establish the Snowy Monaro Green Team as detailed in the minutes
- C. That the Administrator approve the creation of the role of Sustainability Officer within Councils structure
- D. That the Administrator approve that a budget be allocated to the Green Team
- E. That the Administrator approve using Planet Footprint's services in the entire Council area.

**Approved by Administrator Lynch**

**11. CORPORATE BUSINESS - KEY DIRECTION 2. EXPANDING CONNECTIONS WITHIN THE REGION AND BEYOND**

**11.1 ABORIGINAL STAKEHOLDER ENGAGEMENT**

Record No:

Responsible Officer: Director Service Planning

Author: Environment and Recreation Coordinator

Key Direction: 4. Creating a Safer, Healthier and Thriving Community

Delivery Plan Strategy: DP4.1 Encourage opportunities to promote and protect our cultural heritage.

Operational Plan Action: OP4.4 Continued involvement and facilitation of the Aboriginal Liaison Working Party to address issues relating to the awareness of cultural heritage throughout the Region.

Attachments: Nil

Cost Centre 8010  
Project Southern Kosciuszko Aboriginal Working Group  
Further Operational Plan Actions:

### EXECUTIVE SUMMARY

The purpose of this report is to update the Administrator on the operations of the Southern Kosciuszko Aboriginal Working Group (the Working Group). The working group was initially formed in 2002 by the National Parks and Wildlife Service (NPWS) in order to improve communication with the Ngarigo Aboriginal community – the traditional custodians of the lands on which our Council operates.

Many of the Monaro Ngarigo people no longer live on Country. As such, the Working Group helps to ensure issues important to the Aboriginal community are discussed with the relevant stakeholders. NPWS organise Working Group meetings on a regular basis, and assist with transport and accommodation in order to facilitate attendance.

NPWS have indicated that Council is welcome to attend Working Group meetings to discuss cultural heritage and community development matters outside of the NPWS agenda. This is a good opportunity for Council to ensure our consultation with the Aboriginal community is inclusive of the Monaro Ngarigo people that no longer live on Country.

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

#### COUNCIL RESOLUTION

52/17

That Council receive and note the update on Aboriginal stakeholder consultation.

**Approved by Administrator Lynch**

## 12. CORPORATE BUSINESS - KEY DIRECTION 3. STRENGTHENING OUR LOCAL ECONOMY

Nil

## 13. CORPORATE BUSINESS - KEY DIRECTION 4. CREATING SAFER, HEALTHIER AND THRIVING COMMUNITY

### 13.1 BOCO ROCK COMMUNITY FUND

Record No:

Responsible Officer: Director Service Planning  
Author: Economic Development & Tourism Manager  
Key Direction: 4. Creating a Safer, Healthier and Thriving Community  
Delivery Plan Strategy: DP4.2 Support activities, events and celebrations that promote cultural diversity and inclusiveness.  
Operational Plan Action: OP4.10 Promote and provide operational assistance to enhance and encourage events and tourism.

Attachments: 1. Notes from Final Meeting Bombala Boco Rock Community Fund Committee - 21 February 2017 [⇒](#)

Cost Centre Boco Rock Community Fund

Project Boco Rock Community Fund program

Further Operational Plan Actions:

**EXECUTIVE SUMMARY**

The final meeting of the Bombala Boco Rock Community Fund Committee representatives was held at Bombala on Tuesday, 21 February 2017. The meeting was called to decide on the final stand alone funding allocation for the former Bombala Council area. Notes from this meeting are attached.

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

**COUNCIL RESOLUTION**

**53/17**

That Council note and endorse the decisions of the Bombala Boco Rock Community Fund Committee and provide funding for the nominated projects as listed below.

Name of Organisation	Project	Amount of funding sought	Amount of funding provided
Cathcart RFS	Lockers	\$2,000	\$2,000
Bombala and District Country Music Association	Sponsorship of Annual Event	\$3,000	\$3,000
St Josephs P and C	Stewards of the Future	\$12,500	\$8,625
Delegate Rodeo Campdraft	Delegate Sportsground Storage Shed	\$13,500	\$13,500
Bungarby Memorial Hall Preservation Committee	Stage Curtain Restoration	\$1,932	\$1,932
Craigie Hall 355 Management Committee	Re furnishing the Craigie Hall	\$2,000	\$2,000
Bombala Exhibition Society Inc.	Cattle Pavilion – Multipurpose Conversion	\$7,500	\$7,500



Total funding provided			\$38,557	
<b>Approved by Administrator Lynch</b>				

**14. CORPORATE BUSINESS - KEY DIRECTION 5. ENHANCING OUR HEALTHY, ACTIVE LIFESTYLE**

Nil

**15. CORPORATE BUSINESS - KEY DIRECTION 6. MANAGING DEVELOPMENT AND SERVICE DELIVERY TO RETAIN THE THINGS WE VALUE**

**15.1 DA4120/2017 OUTBUILDING**

Record No:

Responsible Officer: Director Service Planning  
 Author: Manager Development Assessment  
 Key Direction: 6. Managing Development and Service Delivery to Retain the Things We Value  
 Delivery Plan Strategy: DP6.7 Ensure that Council’s policy, land use planning, development assessment enhance liveability.  
 Operational Plan Action: OP6.13 Ensure development assessment is undertaken in accordance with adopted Local Environmental Plans, Development Control Plans, Council Policy and State and Federal legislation.  
 Attachments: 1. Draft Conditions of Consent ⇨  
 2. Plans ⇨  
 3. Statement of Environmental Effects ⇨  
 4. Application Form ⇨

Applicant Number:	DA4120/2017
Applicant:	Mr P Brulisauer, Mrs L K Brulisauer
Owner:	Mr P Brulisauer, Mrs L K Brulisauer
DA Registered:	12/01/2017
Property Description:	Lot 1 DP 810652 Parish of Jinderboine
Property Number:	101074
Area:	10.96 hectares
Zone:	RU1 – Primary Production
Current Use:	Residential
Proposed Use:	Residential with addition of ancillary outbuilding for the purpose of storage

Permitted in Zone:	yes
Recommendation:	That the application be approved with conditions

### EXECUTIVE SUMMARY

The purpose of this report is to seek approval for an outbuilding associated with a rural dwelling on a property at Geikle Creek. In accordance with Council's Code of Conduct the application is being brought to Council for determination as the property is owned by a staff member.

The development is considered consistent with the requirements of the Snowy River LEP 2013 and DCP 2013 and therefore it is recommended that it be approved with conditions.

### COUNCIL RESOLUTION

54/17

That

- A. Pursuant to section 80(1)(a) of the *Environmental Planning and Assessment Act 1979 (as amended)* it is recommended that consent for Outbuilding on Lot 1 DP 810652 Parish of Jinderboine at 269 Geikle Creek Road, East Jindabyne, is granted subject to conditions attached.

**Approved by Administrator Lynch**

### Note 2: Draft Conditions of Consent DA4120/2017

### ADMINISTRATIVE CONDITIONS

#### Approved Plans and Documentation

- The developer is to ensure that the development complies fully with DA4120/2017 as submitted to Council on the 12/01/2017 3:17:19 PM with supporting documentation including, but not limited to the development plans being:

Reference/Dwg No	Title/Description	Prepared By	Date/s
SK1-DA4120/2017	Elevations and Plan	Snowy Sheds	undated
SK2-DA4120/2017	Site Plan 1:2000@A3	Nabo Holdings	29/12/2016
SK3-DA4120/2017	Site Plan 1:500@A3	Nabo Holdings	29/12/2016

as stamped by the Snowy Monaro Regional Council and attached to this Notice, except where amended by the following conditions of consent (and as amended in red by Council):

#### 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.

Prescribed Conditions

3. The developer shall comply with any relevant prescribed conditions of development consent under clause 98 of the Environmental Planning and Assessment Regulation. For the purposes of section 80A(11) of the Environmental Planning and Assessment Act, the following conditions are prescribed in relation to a development consent for development that involves any building work:
  1. The work must be carried out in accordance with the requirements of the Building Code of Australia
  2. A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
    - (a) showing the name, address and telephone number of the principal certifying authority for the work, and
    - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
    - (c) stating that unauthorised entry to the work site is prohibited. Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.

**PRIOR TO THE COMMENCEMENT OF WORKS**

Construction Certificate

4. The developer is to ensure no site works, construction or building works are to commence without first obtaining a Construction Certificate.

Appointment of Principal Certifying Authority and Notice of Commencement

5. At least 48 hours prior to the commencement of any works on the site, a "Notice of Commencement of Work and Appointment of PCA Form" will be submitted to Council. This includes that prior to the commencement of works the Applicant will submit to Council:
  - (a) A construction certificate for the building work which has been issued by the Certifying Authority (i.e. Council or Accredited Certifier); and,
  - (b) Evidence that the person having the benefit of the development consent has:
    - i)Appointed a Principal Certifying Authority (PCA) and notified Council in writing of the appointment, irrespective of whether Council or an accredited private certifier is appointed;
    - ii)notified the PCA that the person will carry out the building work as an owner-builder, if that is the case; and,

- (c) Evidence that the principal PCA has, no later than 2 days before the building work commences:
  - i) notified the consent authority and the Council of his or her appointment, and;
  - ii) notified the person having the benefit of the development consent of any critical stage inspections and other inspections that are to be carried out in respect of the building work; and,
  
- (d) Evidence that the person having the benefit of the development consent, if not carrying out the work as an owner-builder has:
  - i) notified the Certifying Authority (i.e. Council or Accredited Certifier) of any such appointment; and,
  - ii) unless that person is the principal contractor, notified the principal contractor of any critical state inspection and other inspections that are to be carried out in respect of the building work.

#### Temporary Sanitary Facilities

- 6. Toilet facilities are to be provided at or in the vicinity of the work site on which work involved in the erection or demolition of a building is being carried out at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.

Each toilet provided must be:

- (a) a standard flushing toilet; and
- (b) connected to either: an accredited sewage management facility or an approved chemical closet.

The toilet facilities shall be provided on-site, prior to the commencement of any works.

## DURING WORKS

### Approved Plans to be On-site

7. 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.

### Erosion & Sediment Control

8. The developer is to ensure that where site works are undertaken including all excavations, land clearing and materials storage, all topsoil that is removed is stripped and stockpiled in an appropriate location for future revegetation works. The stockpiled area is to be encircled by a geofabric filter fence.

### Trade Waste

9. (a) The applicant must provide an adequate trade waste service to ensure that all waste material is contained, and removed from the site for the period of construction
- (b) The burning of builders waste on site by open fire is prohibited.

### Use of Power Tools – Non Residential Areas

10. 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:

Mon - Fri	7.00am to 8.00pm
Saturday	7.00am to 8.00pm
Sunday	8.00am to 8.00pm
Public Holidays	8.00am to 8.00pm

### Inspection Notification

11. The Principal Certifying Authority (PCA) (i.e. Council or Private Certifier) is to be given a minimum of 48 hours' notice prior to any critical stage inspection or any other inspection nominated by the PCA via the notice under Section 81A of the Environmental Planning and Assessment Act 1979.

### Public Access and Site Security

12. 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. In this regard, the developer must ensure that perimeter fencing is provided the construction site in accordance with Work Health and Safety Regulation 2011.

### Excavation

13. The developer is to ensure that at all times all excavations and backfilling associated with the development is executed safely and in accordance with professional standards.
14. The developer is to ensure that all excavations are properly guarded and protected at all times to prevent them from being a danger to life or property.

#### Revegetation Works

15. The developer is to ensure that at the completion of site works the following landscaping works are carried out:
  - (a) topsoil is spread over all disturbed areas\* with priority given to cut and fill batters;
  - (b) all disturbed areas\* are re-vegetated using drylands grass mix with a complete fertiliser;
  - (c) all disturbed areas\* are to be weed free hay mulched.

(\* including all footpath areas and adjoining properties where applicable)

#### **PRIOR TO OCCUPATION OR COMMENCEMENT OF USE**

##### Occupation Certificates

16. An Occupation Certificate must be issued by the Principal Certifying Authority prior to occupation or use of the development. In issuing an Occupation Certificate, the Principal Certifying Authority must be satisfied that the requirements of Section 109H of the Environmental Planning and Assessment Act 1997 have been complied with as well as all of the conditions of the Development Consent.

#### **USE OF SITE**

##### Roof Water

17. The developer shall ensure that all stormwater is directed from the roof to rainwater storage tank as per SK3-DA4120/2017.

##### Tank Overflow

18. Tank overflow is to be connected to a retention/infiltration device ie gravel pit as per SK3-DA4120/2017, such that it does not cause undue erosion.

##### External Finishes

19. That the approved colours of the exterior of the building are:  
Roof: Woodland Grey  
Trim: Woodland Grey

Walls/Cladding: Woodland Grey

Doors and windows : Basalt

Note: This condition can be amended with the written consent of Council.

Occupancy (Garages/Sheds Only)

- 20. The developer is to ensure that the proposed structure is not used for habitable purposes.

**The reasons for the imposition of the conditions are:**

- 1 To minimise any likely adverse environmental impact of the proposed development.
- 2 To ensure the protection of the amenity and character of land adjoining and in the locality.
- 3 To ensure the proposed development satisfies the relevant statutory requirements.
- 4 To ensure the development does not conflict with the public interest.
- 5 To ensure development proceeds in accordance with approved plans.

**15.2 DA 10.2017.1073.1**

Record No:

Responsible Officer: Director Service Planning

Authors: Urban and Rural Planner  
 Planning Manager

Key Direction: 6. Managing Development and Service Delivery to Retain the Things We Value

Delivery Plan Strategy: DP6.7 Ensure that Council’s policy, land use planning, development assessment enhance liveability.

Operational Plan Action: OP6.13 Ensure development assessment is undertaken in accordance with adopted Local Environmental Plans, Development Control Plans, Council Policy and State and Federal legislation.

Attachments: 1. Draft Determination ⇨  
 2. Applicant's Variation Request ⇨  
 3. Proposed Plans - **Confidential**  
 4. Report to Council Meeting April 2016 ⇨

Further Operational Plan Actions:

Applicant Number:	10.2017.1073.1
Applicant:	Lynne F Clark & Christopher A F Clark
Owner:	Lynne F Clark & Christopher A F Clark
DA Registered:	Jerangle Road BREDBO 2626 Lot: 67 DP: 750525
Property Description:	7Jerangle Road BREDBO 2626 Lot: 67 DP: 750525

Property Number:	7567
Area:	Bredbo
Zone:	RU1- Primary Production
Current Use:	Vacant Lot
Proposed Use:	Dwelling house and shed
Permitted in Zone:	<p><b>2 Permitted without consent</b> Environmental protection works; Extensive agriculture; Home-based child care; Home occupations; Horticulture; Viticulture</p> <p><b>3 Permitted with consent</b> Building identification signs; Cellar door premises; Dual occupancies; Dwelling houses; Extractive industries; Farm buildings; Intensive livestock agriculture; Intensive plant agriculture; Office premises; Open cut mining; Roads; Roadside stalls; Rural workers' dwellings; Secondary dwellings; Any other development not specified in item 2 or</p> <p><b>4 Prohibited</b> Amusement centres; Boat building and repair facilities; Charter and tourism boating facilities; Commercial premises; Exhibition villages; Health services facilities; Industrial retail outlets; Jetties; Marinas; Mooring pens; Mortuaries; Public administration buildings; Residential accommodation; Sex services premises; Signage; Storage premises; Vehicle body repair workshops; Vehicle repair stations; Warehouse or distribution centres; Water recreation structures; Wholesale supplies</p>
Recommendation:	Approval

**EXECUTIVE SUMMARY**

The purpose of this report is to provide Council with the information to make a determination of the proposed development under the *Environmental Planning and Assessment Act 1979 (the Act)*. The proposed development is for the addition of a dwelling house and associated shed on a rural lot. This application is being submitted to council as it does not meet the minimum lot size required for dwelling houses on rural lots under clause 4.2B(3)(a) of the CMLEP 2013.

**COUNCIL RESOLUTION**

**55/17**

That Council approve the development as it would be consistent with Council's previous decision to approve DA 10.2015.516.1

- A. That, having received concurrence from the Secretary, Council permit a variation under clause 4.6 of Cooma-Monaro Local Environmental Plan 2013 to permit the proposed dwelling house on a lot smaller than the minimum lot size, contrary to the provisions of clause 4.2B(3)(a).
- B. Adopt the attached draft development consent as its determination of the application.

**Approved by Administrator Lynch**



**Note 3: Draft Conditions**

Issued under the *Environmental Planning and Assessment Act 1979* (the 'Act')

**Conditions**

**General**

Note 4 The development being carried out in accordance with the approved documents/plans listed in the Schedule below and development application except where amended by the conditions of this Consent as set out in the following conditions or by any subsequently approved Section 96 modification.

Document/Plan Schedule			
Ref	Description	Prepared/Drawn By	Received
-	Statement of Environmental Effects	Applicant	
	Site Plan		
	** DELETE OR ADD ROWS AS REQUIRED **		

*Reason:* Requirement that the development is completed in accordance with Council's consent.  
P\_1\_01

Note 5: Reflective materials such as zincalume are not to be used on structure facades or roof.

*Reason:* To comply with Cooma-Monaro Development Control Plan (Amendment 1) 2014 clause 2.1.2 P\_0\_01

Note 6: All erosion and sedimentation control devices shall be maintained until the site has been adequately revegetated and no soil remains exposed. Revegetation or stabilisation of disturbed areas shall be commenced as soon as possible on all sites. This includes turfing, seeding, bitumen straw mulching, and landscape planting.

*Reason:* To establish site stability as soon as possible following earthworks. P\_5\_01

**Conditions to be met prior to commencement of work**

Note 7: NO WORK IS TO COMMENCE until a Construction Certificate is issued by Council or a private Principal Certifying Authority.

*Reason:* Requirement of the *Environmental Planning and Assessment Act and Regulations*.  
B\_1\_02

Note 8: Before commencing any work a sign MUST be erected on the land, visible from the road and

indicating:

- a) The owner's name and contact number (including after-hours contact number).
- b) Allotment number
- c) Construction Certificate number.
- d) Principal Contractor's name and contact number.
- e) Principal Certifying Authority's name, address and contact number.

Note: Where Council is the Principal Certifying Authority list details as:

Snowy Monaro Regional Council 81 Commissioner Street, Cooma Phone 1300 345 345
--

The sign must also state 'Unauthorised entry to the work site is prohibited'.

The sign must be maintained while building works are carried out and must be removed once works are completed.

*Reason:* Prescribed condition in accordance with clause 98A(2) of the *Environmental Planning and Assessment Regulations*. B\_2\_01

Note 9: Where earthworks are undertaken to accommodate a new building, precautionary measures must be undertaken to ensure soil mixed in with run-off is contained on the site. It is an offence to allow soil and other runoff to escape from the building site. On-the-spot fines may be issued for offences.

*Reason:* To minimise erosion of land and siltation of waterways, and a requirement of the *Protection of the Environment Operations Act*. B\_2\_08

Note 10: The applicant shall, prior to issue of any Occupancy Certificate, obtain a Section 138 (Roads Act 1993) consent from Council for the following works:

- a) Upgrading of the existing vehicular entrance point for PT 67, DP750525

The applicant shall make application to Council for approval under Section 138 of the Roads Act 1993 using the Application for Works within a Road Reserve form. All works shall be in accordance with Cooma-Monaro Shire Council Development Control Plan 2014, Specification for Engineering Works and Conditions of this Consent.

All works shall be carried out in accordance with the Section 138 Approval.

*Reason:* Ensure rural driveway is in accordance with current Council standards and works carried out in accordance with Roads Act 1993. R\_1\_02

### Conditions to be met prior to release of Construction Certificate

Note 11: Where Council is the Principal Certifying Authority, the following is to be submitted for consideration before a Construction Certificate can be issued:

- a) Structural Engineers details signed, dated and certified for the following:
  - i) Any footings and slab design

- ii) Bracing and Tiedown details for the timber/steel frame
- iii) Wind and Snow loading certification in accordance with AS 1170
- b) To comply with the provisions of the Home Building Act 1989, the following is to be submitted to Council:
  - i) A copy of the Owner Builder Permit as issued by NSW Fair Trading; **or**
  - ii) A copy of the Home Building Compensation Fund Insurance Certificate for building works exceeding the value of \$20,000 where a licensed builder is contracted to undertake the work; **or**
  - iii) A copy of the builders license details where works are less than the value of \$20,000.

*Reason:* Requirement of the *Environmental Planning and Assessment Act and Regulations*.

B\_1\_03

**Note 12:** Residential building works requires that the builder or person who does any residential building work complies with the applicable requirements of Part 6 of the *Home Building Act* whereby a person must not contract to do any residential building work unless a contract of insurance that complies with this Act is in force in relation to the approved work.

The builder or person shall obtain and have in force Home Building Insurance and supply to Council a copy of the certificate in respect of insurance complying with the *Home Building Act 1989* prior to the commencement of any residential building work together with the Notice of Commencement required by the Act.

If arrangements for doing the residential building work change while the work is in progress, further work must not be carried out unless Council has been provided with written notice of the updated information.

*Reason:* Prescribed conditions in accordance with clause 98(1)(b) and 98B(2)&(3) of the *Environmental Planning and Assessment Regulation* and requirement of the *Home Building Act 1989*. B\_1\_07

**Note 13:** All steel framework to comply with Australian Standard 1250 and engineer's details and/or manufacturer's specifications, incorporating Ground Snow Load of 1.686 kPa and a Wind Load of N3.

*Reason:* Requirement of the *Building Code of Australia*. B\_4\_06

### **Conditions to be met during Construction**

**Note 14:** All Building Work is to comply with the Building Code of Australia.

*Reason:* Prescribed condition in accordance with clause 98(1)(a) of the *Environmental Planning and Assessment Act and Regulation*. B\_1\_01

**Note 15:** The following are Critical Stage Inspections as prescribed by the *Environmental Planning*

*and Assessment Act and Regulations, whereby the Principal Certifying Authority must inspect.*

- a) after excavation for, and prior to the placement of any footings;
- b) prior to pouring any in-situ reinforced concrete building element;
- c) prior to covering of the framework of any floor, wall, roof or other building element;
- d) prior to covering water proofing in any wet areas;
- e) prior to covering any stormwater drainage connections;
- f) after the building work has been completed and prior to any Occupation Certificate being issued in relation to the building;
- g) Council also requires that an inspection be made prior to covering any sanitary plumbing or drainage work.

Note carefully that unless all of the Mandatory Critical Stage Inspections are carried out, an Occupation Certificate cannot be issued for the building.

*Reason: Requirement of the Environmental Planning and Assessment Act and Regulations.*

NOTE: IF ANY ADDITIONAL COUNCIL INSPECTIONS ARE REQUIRED AN ADDITIONAL FEE WILL BE CHARGED IN ACCORDANCE WITH COUNCIL'S FEES SCHEDULE. B\_1\_04

Note 16: The builder must at all times maintain on the site a legible copy of the plans and specifications bearing the stamp and Construction Certificate issued by the Principal Certifying Authority.

*Reason: Requirement of the Environmental Planning and Assessment Act and Regulations.*  
B\_1\_08

Note 17: Working hours involving machinery or noisy activities being confined within the hours of 7.00am to 8.00pm, Monday to Saturday and 8.00am to 8.00pm on Sundays or Public Holidays. Please contact Council for further advice regarding noise control.

*Reason: Requirement of the Protection of the Environment Operations Act and Regulations and to protect the amenity of residents in homes in the vicinity.* B\_1\_09

Note 18: During building operations the builder shall provide approved temporary closet accommodation - 1 toilet for each 20 persons or part thereof engaged upon the building at any time. In town and village areas, such toilet must be either a temporary water closet (connected to wastewater or septic tank) or an approved type of chemical closet, properly maintained.

*Reason: To ensure adequate sanitary facilities are available.* B\_2\_03

Note 19: No building materials, equipment or structures are to be placed or stored on Council footpaths, nature strips or roadways unless prior approval under Section 138 of the Roads Act 1993 has been issued by Council.

*Reason: To ensure roads and footpaths are not obstructed and for public safety.* B\_2\_04

Note 20: Provision is required to be made for the storage and disposal of all waste building materials.  
*Reason:* To ensure the site is kept in a satisfactory condition. B\_2\_05

Note 21: The builder shall keep the building site tidy and shall ensure no waste material escapes at any time during construction or otherwise causes any nuisance.  
*Reason:* To ensure the site is kept in a satisfactory condition. B\_2\_06

### Conditions to be met prior to release of Occupation Certificate

Note 22: The building MUST NOT be occupied until an Interim or Final Occupation Certificate has been issued by the Principal Certifying Authority (PCA). If Council is the PCA, an Application for Occupancy must be made and payment of any applicable fees prior to inspection and issue of an Occupation Certificate.  
*Reason:* Requirement of *Environmental Planning and Assessment Act and Regulations*. B\_4\_01

Note 23: It is a condition of this Development Consent that all the commitments listed in the Basix Certificate No 608815S\_02 dated 14<sup>th</sup> November 2016 for the development are fulfilled.  
*Reason:* Requirement of the *Environmental Planning and Assessment Regulation*. B\_4\_04

Note 24: Prior to the release of Any Occupation Certificate an Outdoor Clothes Drying Area including a minimum 20 linear metres of line space is to be installed on the site.  
*Reason:* To ensure compliance with the requirements of the Cooma-Monaro Development Control Plan 2014. P\_4\_01

Note 25: All Conditions identified as 'Required Works' (condition 7, 21, and 23) in this consent must be completed prior to issue of the Subdivision Certificate / any Occupation Certificate.  
*Reason:* To ensure all required works are completed. R\_1\_04

Note 26: All water supply / wastewater (sewerage) works contained in the Section 68 approval (17.2015.213.1) must be completed and a Certificate of Completion issued prior to issue of an Occupation Certificate.  
*Reason:* To ensure that works are completed and carried out in accordance with *Cooma-Monaro Shire Council Wastewater Development Standard*. WWW\_1\_04

### Ongoing Conditions

Note 27: The outbuilding (shed) is not to be used for commercial or industrial purposes or for human habitation except in accordance with prior written approval of the Council.  
*Reason:* Requirement of *Environmental Planning and Assessment Act and Regulations*. B\_4\_02

Note 28: All private road access to the dwelling on the site/development, including right/s-of-way, driveways and access points, shall be provided and maintained in a safe, trafficable condition for all weather use by two-wheel drive vehicles.

*Reason:* In accordance with *Cooma-Monaro Shire Council Development Control Plan 2014*.  
R\_2\_06

### Advice to Applicant

Note 1: Council wishes to advise that it is the responsibility of the owner and/or applicant to determine if site security and/or safety fencing is required to be provided in accordance with clause 235 of the *Occupational Health and Safety Regulation 2001* and *Work Cover Authority* requirements. Failure to comply with these requirements may result in penalties being imposed upon the owner and/or applicant.

Note 2: Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to protect damage to third party assets please contact *Dial Before You Dig* at [www.1100.com.au](http://www.1100.com.au) or telephone 1100 before excavating or erecting structures. This is the law in NSW. If alterations are required to the configuration, size, form or design of the development upon contacting the *Dial Before You Dig* service, an amendment to the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the *Dial Before you Dig* service in advance of any construction or planning activities.

Note: Under the *Telecommunications Act 1997 (Commonwealth)*, Telstra (and its authorised contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the *Criminal Code Act 1995 (Cth)* and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact Telstra's Network Integrity Team on 1800 810 443.

Note 3: It is the responsibility of the applicant to check, understand and seek assistance where needed so as to ensure full compliance with the conditions of this Development Consent. Please contact Planning on (02) 6455 1911 if there is any difficulty in understanding or complying with any of the above conditions.

Note 4: The proposed development is outside the Shire's Water Supply Schemes. W\_1\_19

Note 5: The proposed development is outside the Shire's Wastewater Schemes. WW\_1\_01

## Notes

- 1) An applicant may request a review of this determination under Section 82A of the Environmental Planning and Assessment Act 1979. A request for a review must be lodged within 6 months of the date of this notification. A review under Section 82A cannot be made for Integrated, Designated or Crown Development.
- 2) Section 97 of the Act confers on an applicant or an objector who is dissatisfied with the determination of Snowy Monaro Regional Council, a right of appeal to the Land and Environment Court exercisable within 6 months after receipt of this notice.

## 16. CORPORATE BUSINESS - KEY DIRECTION 7. PROVIDING EFFECTIVE CIVIC LEADERSHIP AND CITIZEN PARTICIPATION

### 16.1 MONTHLY FUNDS MANAGEMENT REPORT - FEBRUARY 2017

Record No:

Responsible Officer:	Director Service Support
Author:	Finance Manager
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.6 Increase and improve Council's financial sustainability.
Operational Plan Action:	OP7.18 Effective management of Council funds to ensure financial sustainability.
Attachments:	Nil
Cost Centre	4010 – Financial Services
Project	Funds Management
Further Operational Plan Actions:	OP7.2 Completion of reporting requirements in accordance with legislation.

### EXECUTIVE SUMMARY

The following details funds management position for the reporting period ending 28 February 2017. Cash and Investments as at 28 February 2017 are \$73,290,435.

### Certification

I, Jo-Anne Mackay, Responsible Accounting Officer of Snowy Monaro Regional Council hereby certify, as required by Regulation 212 of the Local Government (General) Regulation 2005, that investments as detailed in the attached listings were invested in accordance with Section 625 of the Local Government Act 1993, the Regulations and Council's Investment Policies.

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

### COUNCIL RESOLUTION

56/17

That Council

- A. Receive and note the report indicating Council's Funds Management position as at 28 February 2017; and
- B. Receive and note the Certificate of the Responsible Accounting Officer.

**Approved by Administrator Lynch**

## 17. REPORTS BY GENERAL MANAGER

### 17.1 CORPORATE SYSTEMS CONTRACT

The General Manager informed Council the successful supplier for the single Corporate System has been in contacted with council to advise, they will provide a 20% reduction in the contract if it is signed by 31 March, 2017.

#### COUNCIL RESOLUTION

57/17

That Council confirm a conditional approval to issue a purchase order for the licencing of the Corporate System, subject to negotiations.

Approved by Administrator Lynch

## 18. NOTICE OF MOTION

Nil

## 19. MOTIONS OF URGENCY

Nil

## 20. QUESTIONS WITH NOTICE

Nil

## 21. QUESTIONS TAKEN ON NOTICE

Nil

## 22. CONFIDENTIAL MATTERS

### Note 6: Suspension of Business

#### COUNCIL RESOLUTION

58/17

That item 8.1 General Manager's Application for Contract Renewal on the agenda be considered as the next item of business.

Approved by Administrator Lynch

### 22.1 GENERAL MANAGER'S APPLICATION FOR CONTRACT RENEWAL

Author: Acting Executive Assistant to the Administrator - Katherine Miners,  
Mayor

Attachments: Nil

#### EXECUTIVE SUMMARY

In accordance with Sections 10A, 10B and 10D of the Local Government Act 1993 (as amended) and the Council's Code of Meeting Practice, this Report is recommended to be considered in closed session.



**COUNCIL RESOLUTION**

**59/17**

That:

- A. On the grounds and for the reasons stated above, the Committee resolve into Closed Session to receive and consider this item identified as Confidential and so listed on this Agenda.
- B. That pursuant to Section 10A Subsections 2 & 3 and 10B of the Local Government Act 1993 (as amended), the press and public be excluded from the proceedings of the Committee in Closed Session on the basis that this item is considered to be of a confidential nature.
- C. 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
  - that discussion of the matter in open meeting would, on balance, be contrary to the public interest.
- D. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matters 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.
- E. That the Recommendations made by the Committee in Closed Session remain confidential until Council considers the Minutes of the Confidential Meeting of the Committee.
- F. That following consideration of the Confidential Committee Minutes by Council, the Resolutions made by the Council be made public after the conclusion of the Closed Session of the Council Meeting and such Resolutions be recorded in the Minutes of the Council Meeting.

That upon this recommendation being moved and seconded, the Chairperson invites representations from the public as to whether this part of the meeting should be closed to consider the nominated item.

**Approved by Administrator Lynch**

**Note 7: Attendance of General Manager – Conflict of Interest**

The General Manager having declared a conflict of interest with this item 22.1 General Manager's Application for Contract Renewal (confidential reasons), 22.2 General Manager's Application for Contract Renewal and 22.3 General Manager's Annual Performance Review left the meeting and was absent from the meeting from 5.54pm for the duration of Item 22.1, 22.2 and 22.3 in Confidential Matters returning at 6.09pm taking no part in discussion on this item.

**Note 8: Attendance of Director Environment and Sustainability**

The Director Environment and Sustainability was absent from the meeting from 5.54pm during Item 22 Confidential Matters returning at 6.09pm during Item 23 Report from Confidential.

**Note 9: Attendance of Director Special Projects Office**

Director Special Projects Office was absent from the meeting from 5.54pm during Item 22 Confidential Matters returning at 6.09pm during Item 23 Report from Confidential.

**Note 10: Attendance of Acting Director Corporate and Community Services**

Acting Director Corporate and Community Services was absent from the meeting from 5.54pm during Item 22 Confidential Matters returning at 6.09pm during Item 23 Report from Confidential.

**COUNCIL RESOLUTION**

**60/17**

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:

**22.2 General Manager's Application for Contract Renewal**

Item 22.2 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

**22.3 General Manager's Annual Performance Review**

Item 22.3 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

2. The press and public be excluded from the proceedings of the Council in Closed Session on the basis that these items are considered to be of a confidential nature.
3. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matter be treated as confidential and be withheld from access by the press and public, until such time as the Council resolves that the reason for confidentiality has passed or become irrelevant.
4. That the resolutions made by the Council in Closed Session be recorded in the Minutes of the Council Meeting.
5. That upon this recommendation being moved and seconded, the Chairperson invite representations from the public as to whether this part of the meeting should be closed to consider the nominated item.

**Approved by Administrator Lynch**

**Note 11: Invitation to Public**

Upon the above motion being moved and seconded, the Administrator invited representations from the public as to whether this part of the meeting should be closed to consider the nominated items. There were no requests by members of the public to make any representations.

**Note 12: Confidential Session of Committee**

At 5.54 pm the meeting was closed to the press and public.

**Note 13: Resumption of Open Committee Meeting**

At 6.09 pm the Closed Session ended and the Council meeting continued in Open Session.

**23. REPORT FROM CONFIDENTIAL SESSION**

**22.2 GENERAL MANAGER'S APPLICATION FOR CONTRACT RENEWAL**

**COUNCIL RESOLUTION**

**61/17**

That Council defer the General Manager's Application for Contract Renewal to the April meeting, pending further clarification.

**Approved by Administrator Lynch**

**22.3 GENERAL MANAGER'S ANNUAL PERFORMANCE REVIEW**

**COUNCIL RESOLUTION**

**62/17**

That Council receive and note performance review material of the General Manager for 2016/2017.

**Approved by Administrator Lynch**

**Note 14: Attendance of Performance Review Panel Member**

Local Representative Committee Member and Performance Review panel member Rogan Corbett was present during discussion of item 22 Confidential Matters.

**Note 15: Attendance of Performance Review Panel Member**

Local Representative Committee Member and Performance Review panel member Steve Goodyer was present during discussion of item 22 Confidential Matters.

There being no further business the Administrator declared the meeting closed at 6.10pm



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CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 29 March 2017 were confirmed by Council at a duly convened meeting on 26 April 2017 at which meeting the signature hereon was subscribed.