



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

6 September 2018

**ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 6 SEPTEMBER 2018**

MINUTES

Notes:

1.	APOLOGIES.....	4
2.	CITIZENSHIP CEREMONY.....	4
3.	PRESENTATIONS.....	4
3.1	Councillor Castellari - Snowy Monaro Rooftop Solar Subsidy Proposal	4
4.	PUBLIC FORUM	4
4.1	Helen Blackmore-Lee - Snowy Mountains Neighbourhood Centre - The Future	4
5.	DISCLOSURE OF INTEREST.....	5
5.1	Acting General Manager	5
6.	MATTERS DEALT WITH BY EXCEPTION	5
7.	ADOPTION OF MINUTES OF PREVIOUS MEETING	5
7.1	Ordinary Council Meeting 16 August 2018	5
7.2	Closed Session of the Ordinary Council Meeting 16 August 2018.....	5
8.	DELEGATE'S REPORT (IF ANY)	6
8.1	Mayor Rooney - Delegate's Report	6
8.2	Delegate's Report - Councillor Castellari.....	7
9.	ADOPTION OF COMMITTEE MINUTES/RECOMMENDATIONS	7
9.1	Meeting Minutes of Bredbo Hall Management Committee dated 9 August 2018.....	7
9.2	Minutes of the 19 July 2018 Snowy Monaro Region Biosecurity (Weeds) Advisory Committee meeting	8
10.	CORPORATE BUSINESS - KEY THEME 1. COMMUNITY.....	8
10.1	Youth Development Projects	8
11.	CORPORATE BUSINESS - KEY THEME 2. ECONOMY	9
12.	CORPORATE BUSINESS - KEY THEME 3. ENVIRONMENT.....	9
12.1	Snowy Monaro Region Biosecurity (Weeds) Advisory Committee.....	9
12.2	SMRC Biosecurity Compliance – Council Activities, Vehicles and Machinery Policy	10

13.	CORPORATE BUSINESS - KEY THEME 4. LEADERSHIP.....	11
13.1	Transfer of Crown Roads in the Township of Dalgety to Council	11
13.2	Donations and Sponsorships July - Dec 2018 Omitted Submission.....	12
14.	REPORTS BY GENERAL MANAGER.....	13
15.	NOTICE OF MOTION	13
15.1	Banner Poles Funds Diversion	13
16.	MOTIONS OF URGENCY	14
17.	QUESTIONS WITH NOTICE	14
18.	QUESTIONS TAKEN ON NOTICE.....	14
18.1	Councillor Old - Resurfacing of Roads.....	14
18.2	Clr Beer - Combined Walking and Cycle Paths.....	14
18.3	Clr Corbett - Section 355 Committees.....	15
18.4	Clr Last - Snowy Sale.....	15
18.5	Clr Maslin - Rubbish Bins Outside Jindabyne Shops.....	15
18.6	Clr Miners - Ongoing Discussion on Strategy Between Councillors and Directors	15
19.	CONFIDENTIAL MATTERS.....	15
19.1	Proposed Acquisition of Land in Cooma	15
19.2	Work Health and Safety	16
19.3	Code of Conduct.....	16
20.	REPORT FROM CONFIDENTIAL SESSION	16
19.1	Proposed Acquisition of Land in Cooma	16
19.2	Work Health and Safety	17
19.3	Code of Conduct.....	17

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

**ON THURSDAY, 6 SEPTEMBER 2018
COMMENCING AT 5.00PM**

PRESENT:

Mayor John Rooney
Deputy Mayor Linley Miners
Councillor Peter Beer
Councillor John Castellari
Councillor James Ewart
Councillor Rogan Corbett
Councillor John Last (*arrived at 6:31pm, departed at 8:20pm*)
Councillor Anne Maslin
Councillor Brian Old
Councillor Bob Stewart

APOLOGIES:

Councillor Sue Haslingden

Staff:

Peter Bascomb, Acting General Manager
Suneil Adhikari, Director Operations & Infrastructure
Peter Smith, Director Environment & Sustainability
Peter Cannizzaro, Director Corporate & Community Services
Belinda Cuzner, Governance Officer
Amanda Shepherd, Governance Administration Officer
-Nathan Thompson, Communications Officer
Linda Nicholson, Group Manager Asset Management & Engineering
Gary Shakespeare, Group Manager Transport Infrastructure Operations

Notes:

The Mayor opened the meeting at 5.09PM. Councillor Haslingden was absent from this meeting with leave of absence previously granted at the Ordinary Council Meeting 16 August 2018, The Acting General Manager having declared a conflict of interest with this item (refer Item 8.1 above), left the meeting and was absent from the meeting from 5:50pm for the duration of Item 8.1 Formation of Selection Panel for General Manager Recruitment returning at 6:37pm taking no part in discussion or voting on this item, Director Operations & Infrastructure was absent from the meeting from 6:22pm during Item 8.1 Formation of Selection Panel for General Manager Recruitment, returning at 6:26pm during same item, Clr Last joined the meeting at 6:31pm during discussion of Item 8.1 – Clr Rooney – Delegate’s Report, Governance Administration Officer was absent from the meeting from 6:49pm during Item 18 – Questions Taken on Notice, returning at 6:53pm during same item, Councillor Stewart was absent from the meeting from 6:53pm during Item 18 – Questions Taken on Notice, returning at 6:55pm during same item, At 6:56 pm the meeting was closed to the press and public, At 9:16 pm the Closed Session ended and the Council meeting continued in Open Session, Governance Administration Officer was absent from the meeting from 7:00pm during Item 19.2 – Work Health and Safety, returning at 7:10pm during same item, At 7:41pm the meeting adjourned for a dinner break, The meeting resumed at 8:12pm, There being no further business the Mayor declared the meeting closed at 9:16pm

The Mayor opened the meeting at 5.09PM

1. APOLOGIES

Note 1: Leave Previously Granted

Councillor Haslingden was absent from this meeting with leave of absence previously granted at the Ordinary Council Meeting 16 August 2018.

2. CITIZENSHIP CEREMONY

Nil

3. PRESENTATIONS

3.1 COUNCILLOR CASTELLARI - SNOWY MONARO ROOFTOP SOLAR SUBSIDY PROPOSAL

Councillor Castellari gave a presentation to Council on a proposal to investigate implementation of a Snowy Monaro rooftop solar subsidy. This would involve the Council paying the upfront costs for the installation of solar on rate payer owned residences and recovering the costs through a special rates scheme over a ten year period. Cllr Castellari stated benefits including financial, environmental and physical and mental health. His proposal was based on a project being currently being undertaken by the Darebin Council. The economic benefit for customers would be in the range of \$400 pa after the repayment period. This would have a great economic benefit for the region in that funds not being expended on electricity would make their way into the economy through other spending. The anticipated costs to supply solar for 500 low income households would be \$2.5million, however all of these funds would be recouped through repayments on the low interest loans.

4. PUBLIC FORUM

4.1 HELEN BLACKMORE-LEE - SNOWY MOUNTAINS NEIGHBOURHOOD CENTRE - THE FUTURE

Helen Blackmore Lee and Gillian Barr presented on the future of Snowy Mountains Neighbourhood Centre which was incorporated 12 years ago and provides library, activities and services for the residents of and visitors to Jindabyne. The centre is run by a management committee, a part time coordinator and volunteers. In the past two years they have extended from being open 2 days a week to 5 days a week. Currently housed in a small building but are requiring more space. On average there are 400-500 visitors monthly. Their Government funding was cut last year and they have been unable to secure further funding, their current funding will only enable them to continue service provision for 6 months. The retention of this service is critical for the Jindabyne community. The group is seeking time, advice and \$30k to work towards a sustainable business model. They are looking to work with Council and Local Government to establish a larger multipurpose facility that can house all services they are currently providing, with scope for expansion, the aim being to establish a self-sustaining service.

(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

298/18

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

Moved Councillor Corbett

Seconded Councillor Ewart

CARRIED

5. DISCLOSURE OF INTEREST

5.1 ACTING GENERAL MANAGER

The Acting General Manager declared an interest in Item 8 – Delegate’s Report: Formation of Selection Panel for General Manager Recruitment, as he has a conflict of interest in this item due to “Temporarily employed in General Manager position while Council undertake employment activity for the permanent position”. The General Manager left the meeting at 5:50pm and returned at 6:37pm. The General Manager did not take part in discussion or voting on this item.

6. MATTERS DEALT WITH BY EXCEPTION

Items by Exception

The Mayor requested that Councillors nominate any items listed in Corporate Business and Confidential Business that they wished to discuss.

COUNCIL RESOLUTION

299/18

- A. That all items listed in Corporate Business both Open and Confidential be dealt with separately other than the following items which are moved by exception:
- 9.1 – Meeting Minutes of Bredbo Hall Management Committee dated 9 August 2018
 - 9.2 – Minutes of the 19 July 2018 Snowy Monaro Region Biosecurity (Weeds) Advisory Committee meeting
 - 10.1 – Youth Development Projects
 - 12.1 – Snowy Monaro Region Biosecurity (Weeds) Advisory Committee
 - 12.2 – SMRC Biosecurity Compliance – Council Activities, Vehicles and Machinery Policy
 - 13.1 – Transfer of Crown Roads in the Township of Dalgety to Council
 - 19.1 – Proposed Acquisition of Land in Cooma

B. That the Officer’s Recommendations in the reports listed above are hereby adopted.

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

7. ADOPTION OF MINUTES OF PREVIOUS MEETING

7.1 ORDINARY COUNCIL MEETING 16 AUGUST 2018

COUNCIL RESOLUTION

300/18

THAT the minutes of the Ordinary Council Meeting held on 16 August 2018 are confirmed as a true and accurate record of proceedings, pending the following amendments:

Page Throughout document Item Notes 4, 5, 6, 7, 8, 9, 10, 11, 16, 17, 18

Replace resolution number 267/18 with resolution number 268/18 in matters dealt with by exception notes.

Moved Councillor Stewart

Seconded Councillor Castellari

CARRIED

7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 16 AUGUST 2018

COUNCIL RESOLUTION

301/18

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 16 August 2018 are confirmed as a true and accurate record of proceedings.

Moved Councillor Stewart

Seconded Councillor Castellari

CARRIED

8. DELEGATE'S REPORT (IF ANY)

8.1 MAYOR ROONEY - DELEGATE'S REPORT

FORMATION OF SELECTION PANEL FOR GENERAL MANAGER RECRUITMENT

Mayor Rooney advised that advertising for the General Manager position had commenced on the 31st August, shortlisting of candidates would occur on 2nd October with first round interviews taking place on 10th and 11th October. Candidates shortlisted following the 1st round of interviews would be invited to come to a full Council extraordinary meeting on 5th November to make a presentation to all Councillors in order to give all Councillors the opportunity to judge the shortlisted candidates and to make the final decision on which candidate will be appointed as the new General Manager. Propose that a selection panel is established, membership consisting of the Mayor, the Deputy Mayor and a Councillor from each of the three former LGA's (one from Jindabyne, one from Cooma and one from Bombala).

COUNCIL RESOLUTION

302/18

That Council agrees that the selection panel for the first round of interviews on the 10th and 11th October will constitute the Mayor, Deputy Mayor, the following Councillors who nominate, Mayor Rooney, Deputy Mayor Minors, Clr Corbett, Clr Maslin, Clr Stewart must agree to attend all interview dates. All other Councillors may attend as observers.

Moved Councillor Beer

Seconded Deputy Mayor Minors

CARRIED

Note 2: Lost Motion

A motion moved Mayor Rooney was put to the vote and LOST. The lost motion was in the following terms

That Council establish a selection panel of five consisting of the Mayor, Deputy Mayor and one Councillor from each of the three former LGA's. Composition of the panel to be Mayor Rooney, Deputy Mayor Lynley Minors, John Castellari, Anne Maslin and Rogan Corbett.

Record of Voting

Councillors For: Councillor Maslin and Mayor Rooney.

Councillors Against: Councillor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Deputy Mayor Minors, Councillor Old and Councillor Stewart.

Note 3: Attendance of Acting General Manager – Conflict of Interest

The Acting General Manager having declared a conflict of interest with this item (refer Item 8.1 above), left the meeting and was absent from the meeting from 5:50pm for the duration of Item 8.1 Formation of Selection Panel for General Manager Recruitment returning at 6:37pm taking no part in discussion or voting on this item.

Note 4: Attendance of Director Operations & Infrastructure

Director Operations & Infrastructure was absent from the meeting from 6:22pm during Item 8.1 Formation of Selection Panel for General Manager Recruitment, returning at 6:26pm during same item.

Note 5: Attendance of Councillor Last

Clr Last joined the meeting at 6:31pm during discussion of Item 8.1 – Clr Rooney – Delegate's Report.

8.2 DELEGATE'S REPORT - COUNCILLOR CASTELLARI

NAIDOC CELEBRATIONS AT THE JAIL

Councillor John Castellari along with the General Manager attended NAIDOC celebrations at the Jail. He noted that there were 20 inmates of indigenous background and felt that this was worth being aware of. They had a discussion with 2 young men who advised that the worst part about being in jail was the loneliness. Since 2008 over 400 indigenous people have died in custody. Cllr Castellari noted that there is a responsibility on Council when they host a corrective institution in their area. Prison isn't an easy place to be and whilst they are running good programs for these young people maybe Council isn't as integrated as they could be.

AGED CARE S355

This committee is currently undertaking selection procedures, they have received applications from some really good candidates.

COUNCIL RESOLUTION

303/18

That Council receive and note the Delegate's Report

Moved Councillor Corbett

Seconded Councillor Ewart

CARRIED

9. ADOPTION OF COMMITTEE MINUTES/RECOMMENDATIONS

Business Arising Out Of The Minutes

Proceedings in Brief

A number of issues were raised by the Mayor seeking advice on progress with recommendations of the Committee. These issues did not require further resolutions from Council and were addressed by the General Manager

9.1 MEETING MINUTES OF BREDBO HALL MANAGEMENT COMMITTEE DATED 9 AUGUST 2018

Record No:

Responsible Officer:	Director Operations & Infrastructure
Author:	Asset Manager
Key Direction:	4. Creating a Safer, Healthier and Thriving Community
Delivery Plan Strategy:	DP4.1.2.1 Support the availability of volunteering opportunities and build capacity.
Operational Plan Action:	OP4.9 Strengthen, support and promote volunteering within Council and in the Community as a valued vocation that builds social capacity
Attachments:	1. Minutes of Bredbo Hall Section 355 Management Committee dated 9 August 2018
Cost Centre	Bredbo Hall 1570
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

A copy of the Meeting Minutes of Bredbo Hall Section 355 Committee held on 9 August 2018 is attached

for Council's information.

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

COUNCIL RESOLUTION

304/18

That Council receive and note the minutes of the Bredbo Hall Section 355 Management Committee held on 9 August 2018.

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

Note 6: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 299/18 above as there was no challenge by Councillors.

9.2 MINUTES OF THE 19 JULY 2018 SNOWY MONARO REGION BIOSECURITY (WEEDS) ADVISORY COMMITTEE MEETING

Record No:

Responsible Officer: Group Manager Economic Development and Tourism

Author: Noxious Weeds Officer

Attachments: 1. Minutes of the 19 July 2018 Snowy Monaro Region Biosecurity (Weeds) Advisory Committee meeting

EXECUTIVE SUMMARY

The Snowy Monaro Region Biosecurity (Weeds) Advisory Committee met on 19 July 2018 in Berridale. The Committee's recommendations are presented for Council's consideration and adoption.

COUNCIL RESOLUTION

305/18

That the recommendations of the meeting of the Snowy Monaro Region Biosecurity (Weeds) Advisory Committee held on 19 July 2018 be adopted.

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

Note 7: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 299/18 above as there was no challenge by Councillors.

10. CORPORATE BUSINESS - KEY THEME 1. COMMUNITY

10.1 YOUTH DEVELOPMENT PROJECTS

Record No:

Responsible Officer: Director Environment & Sustainability

Author: Youth Officer

Key Theme: 1. Community Outcomes

CSP Community Strategy: 1.4 Youth in the region are supported to reach their maximum potential

Delivery Program Objectives: 1.4.1 Youth of the region are engaged, supported, mentored and trained to be the leaders of tomorrow

Attachments: Nil

Cost Centre

Project

Further Operational Plan Actions: 1.4.2 Activities and recreational infrastructure for children and young people is planned for and promoted to contribute to their active living, health and wellbeing.

EXECUTIVE SUMMARY

Young people from across the region participated in a range of youth development activities facilitated by Council in July. 246 young people were engaged over 14 days in activities which included; the Cooma Youth Hubs school holiday program; NAIDOC celebrations; the Burn Bright National Leadership Camp and a youth consultation forum with the Department of Premier and Cabinet.

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

COUNCIL RESOLUTION

306/18

That Council receive and note the information in the report on Youth Development Activities

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

Note 8: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 299/18 above as there was no challenge by Councillors.

11. CORPORATE BUSINESS - KEY THEME 2. ECONOMY

Nil

12. CORPORATE BUSINESS - KEY THEME 3. ENVIRONMENT

12.1 SNOWY MONARO REGION BIOSECURITY (WEEDS) ADVISORY COMMITTEE

Record No:

Responsible Officer: Director Environment & Sustainability

Author: Noxious Weeds 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. Snowy Monaro Region Biosecurity (Weeds) Advisory Committee Charter

Cost Centre N/A

Project N/A

Further Operational Plan Actions: N/A

EXECUTIVE SUMMARY

The Snowy Monaro Region Biosecurity (Weeds) Advisory Committee is established under Section 355 of the Local Government Act 1993 to facilitate information exchange between Council and community representatives and to develop regional weed management strategies. The Committee Charter defines the Committee's composition and objectives.

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

COUNCIL RESOLUTION

307/18

That Council endorses the Snowy Monaro Region Biosecurity (Weeds) Advisory Committee Charter.

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

Note 9: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 299/18 above as there was no challenge by Councillors.

12.2 SMRC BIOSECURITY COMPLIANCE – COUNCIL ACTIVITIES, VEHICLES AND MACHINERY POLICY

Record No:

Responsible Officer:	Director Environment & Sustainability
Author:	Noxious Weeds Officer
Key Theme:	3. Environment Outcomes
CSP Community Strategy:	7.1 Protect, value and enhance the existing natural environment
Delivery Program Objectives:	7.1.1 The Region's natural environment remains protected through delivery of a range of Council programs and regulatory compliance
Attachments:	1. Snowy Monaro Region Biosecurity (Weeds) Advisory Committee
Cost Centre	N/A
Project	N/A
Further Operational Plan Actions:	N/A

EXECUTIVE SUMMARY

Recommendation for the adoption of a Council Policy entitled "SMRC Biosecurity Compliance – Council Activities, Vehicles and Machinery".

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

COUNCIL RESOLUTION

308/18

That Council adopts the SMRC Biosecurity Compliance – Council Activities, Vehicles and Machinery Policy.

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

Note 10: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 299/18 above as there was no challenge by Councillors.

13. CORPORATE BUSINESS - KEY THEME 4. LEADERSHIP

13.1 TRANSFER OF CROWN ROADS IN THE TOWNSHIP OF DALGETY TO COUNCIL

Record No:

Responsible Officer:	Director Operations & Infrastructure
Author:	Property Officer
Key Theme:	3. Environment Outcomes
CSP Community Strategy:	9.1 Transportation corridors throughout the region are improved and maintained
Delivery Program Objectives:	9.1.2 Our local road network is planned, built and repaired to improve movement across the region
Attachments:	1. Streets within Dalgety Township
Cost Centre:	1822 – Sealed rural roads : local 1830 – Unsealed rural roads : local

EXECUTIVE SUMMARY

For some time the Crown Lands Department has been requesting that Snowy Monaro Regional Council (and Snowy River Shire Council pre-amalgamation) assume ownership of the Crown roads/streets within the township of Dalgety.

Over the years Council has maintained these roads through agreement with Crown Lands and with the following restrictions:

"Your request to maintain Crown reserve roads in Dalgety is approved on the following conditions:

The works will be limited to:

- Light grading of the natural terrain;*
- Slightly crowning of the surface to establish cross fall drainage;*
- Establishing cross-banks and or mitre drains or comparative devices to control water and sediment run-off;*
- Placement of gravel, road base or stones to stabilise the surface of fill potholes; and*
- Compaction of the road surface.*

The works will not involve:

- Construction of structures such as pipe culverts, concrete causeways or bridges; and*
- Any works outside the Crown road corridor.*

This practice, together with complaints from the public to the Crown concerning the deteriorating condition of Dalgety roads, has led to the Crown writing to Council requesting that Council take over the ownership of the roads.

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

COUNCIL RESOLUTION

309/18

That Council

A. Write to the Crown requesting the following roads be transferred to Council:

- Brierly Street – 400m - Sealed;
- Bradley Street – 350m - Unsealed;
- Rutherford Street – 350m - Unsealed;
- Bloomfield Street – 350m – Sealed/Unsealed;
- Wyndeyer Street – 450m - Unsealed;
- Hamilton Street – 1.3km – Sealed/Unsealed;
- Cooma Street – 400m – Sealed/Unsealed/Unconstructed;
- Emma Street – 200m - Unconstructed.

B. Include the roads in Council’s roads assets register

C. Provide the budget for the construction and maintenance of the roads

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

Note 11: Motions Without Debate

The above officer’s recommendation became a resolution of Council as a result of resolution 299/18 above as there was no challenge by Councillors.

13.2 DONATIONS AND SPONSORSHIPS JULY - DEC 2018 OMITTED SUBMISSION.

Record No:

Responsible Officer:	Director Corporate and Community Services
Author:	Administration Assistant
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	12.3 Our community is empowered and supported in facilitating community outcomes
Delivery Program Objectives:	12.3.1 Community organisations and individuals have the capacity to apply for a range of grants funding opportunities
Attachments:	1. Attachment 1 : September 2018 Request for Donation / Sponsorship Requests 2. Attachment 2 : September 2018 Request for Donation / Sponsorship Attachments
Cost Centre	3120

EXECUTIVE SUMMARY

Following the adoption of a new Donations and Sponsorships Policy under resolution 196/18 at the 17 May 2018 Ordinary Council meeting , and the processing of round 1 of submissions under the new Policy, items have been identified that were omitted in the process.

Details of these items are included in the background section of this report. We submit the additional items for Council consideration.

Submissions for Round 1 July to December 2018 were received by the cut-off date of 30 June 2018 and were tabled for consideration at the 19 July 2018 Council meeting.

During the preparation of this report a submission from the Nimmitabel Chamber of Commerce had been received by the due date but the submission was overlooked for inclusion as it was thought to be a duplicate submission. It is now attached for Council consideration.

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

COUNCIL RESOLUTION

310/18

That Council

A. Determine the value to be allocated for Nimmitabel Chamber of Commerce general submission round 1, included in Attachment 1 : July 2018 Requests for Donation / Sponsorship;

#	Organisation	Request Summary	Requested Value (Cash)	Requested Value (In Kind)	Recommendation	Comment
1	Nimmitabel Chamber of Commerce Inc	Assistance with costs for running the Back to Nimmity Festival in October 2018.	\$4,000.00		\$4,000.00	This request was received prior to the cutoff date of 30 th June, unfortunately it was overlooked in the preparation of the submission.
Totals			\$4,000.00		\$4,000.00	
Grand Total						

B. Authorise any approved expenditure for the Nimmitabel Chamber of Commerce general submission round 1, from the 2019FY Donations Budget.

Moved Councillor Beer

Seconded Councillor Castellari

CARRIED

14. REPORTS BY GENERAL MANAGER

Nil

15. NOTICE OF MOTION

15.1 BANNER POLES FUNDS DIVERSION

Record No:

Responsible Officer: Acting General Manager

Author: Councillor Anne Maslin

Attachments: Nil

Councillor Anne Maslin has given notice that at the Ordinary Meeting of Council on 6 September 2018, she will move the following motion.

COUNCIL RESOLUTION

311/18

That Stronger Communities funds not spent on Banner Poles, be redirected into balancing projects in the respective communities. In Bombala, \$47 000 will be put into the Bombala Main Street Balancing Project.

Moved Councillor Maslin

Seconded Councillor Stewart

CARRIED

16. MOTIONS OF URGENCY

16.1 MOTORCYCLE PARKING ON BOMBALA STREET – 15TH SEPTEMBER 2018

COUNCIL RESOLUTION

312/18

THAT COUNCIL APPROVES THE USE OF BOTH SIDES OF BOMBALA STREET, BETWEEN SHARP STREET AND MASSIE STREET BY THE POLICE WALL-WALL MEMORIAL MOTORBIKE RIDE ON SATURDAY 15TH SEPTEMBER 2018 FROM 10:15-11:30AM FOR PARKING OF APPROXIMATELY 150 MOTORCYCLES.

MOVED COUNCILLOR STEWART

SECONDED COUNCILLOR CASTELLARI

CARRIED

17. QUESTIONS WITH NOTICE

Nil

18. QUESTIONS TAKEN ON NOTICE

18.1 COUNCILLOR OLD - RESURFACING OF ROADS

Question: How come we spend so much money on roads and after six month certain roads are back to needing attention?

Answer: Taken on Notice

18.2 CLR BEER - COMBINED WALKING AND CYCLE PATHS

Question: I have received a number of questions regarding the status of the cycle paths and if they are to be used by both bikes and walkers. Can a report be produced that informs Council on the status of such paths in the Regional area.

Can the report include at least the following:

- a. Who determines the type of track use, shared, bike or walker?
- b. Can a plan of these paths be produced to show the usage type?
- c. Who is responsible if an accident occurs between walker and biker?
- d. What is this Council's responsibility for the upkeep of the paths?

Answer: Taken on Notice

18.3 CLR CORBETT - SECTION 355 COMMITTEES

Question: A number of the public have been asking “what has happened to the past Section 355 Committees that were operating within the former Snowy River Shire Council”? Can Council prepare a report on the Committees as to if they are still meeting and if not their future under the new Council?

Answer: Taken on Notice

18.4 CLR LAST - SNOWY SALE

Question: Now that Snowy has been sold to the Commonwealth, we should get a large share of that money to rehabilitate our roads and other things we have because of the contribution that was made by the people in this area when the Snowy was operating. A lot of land around the area was resumed for building of dams as part of the Snowy and we should come in for special attention due to this contribution.

Answer: Taken on Notice

18.5 CLR MASLIN - RUBBISH BINS OUTSIDE JINDABYNE SHOPS

Question: Who is responsible for the rubbish bins in the Jindabyne Town Centre? On weekends in the peak winter season are they emptied every day? Recently some of the blue bins were overflowing onto the footpath at 10:30am on a Saturday morning.

Answer: Taken on Notice

18.6 CLR MINERS - ONGOING DISCUSSION ON STRATEGY BETWEEN COUNCILLORS AND DIRECTORS

Question: Can Councillors and Directors regularly get together to discuss each other’s views on a way forward on major matters concerning the future of the shire?

Answer: Taken on Notice

Note 12: Attendance of Governance Administration Officer

Governance Administration Officer was absent from the meeting from 6:49pm during Item 18 – Questions Taken on Notice, returning at 6:53pm during same item.

Note 13: Attendance of Councillor Stewart

Councillor Stewart was absent from the meeting from 6:53pm during Item 18 – Questions Taken on Notice, returning at 6:55pm during same item.

19. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

313/18

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:

19.1 Proposed Acquisition of Land in Cooma

Item 19.1 is confidential in accordance with s10(A)(2)(di) of the Local Government Act because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and discussion of the matter in an open

meeting would be, on balance, contrary to the public interest.

19.2 Work Health and Safety

Item 19.2 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.

19.3 Code of Conduct

Item 19.3 is confidential in accordance with s10(A)(2)(i) of the Local Government Act because it contains alleged contraventions of any code of conduct requirements applicable under section 440 and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

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

Moved Councillor Castellari

Seconded Deputy Mayor Miners

CARRIED

Note 14: Invitation to Public

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

Note 15: Confidential Session of Committee

At 6:56 pm the meeting was closed to the press and public.

Note 16: Resumption of Open Committee Meeting

At 9:16 pm the Closed Session ended and the Council meeting continued in Open Session.

20. REPORT FROM CONFIDENTIAL SESSION

19.1 PROPOSED ACQUISITION OF LAND IN COOMA

COUNCIL RESOLUTION

314/18

That Council

- 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.
- B. That the land be dedicated as Operational land in accordance with the Local Government Act 1993
- C. That minerals be included in this acquisition
- D. That this acquisition is not for the purpose of resale
- E. That the necessary applications be made to the Minister for Local Government and the Governor.
- F. That the Common Seal be affixed to all documentation required to be sealed to give effect to this

resolution.

- G. That following the acquisition of the three Crown allotments, the eleven lots comprising the Cooma saleyards be consolidated into a single allotment.
- H. That this project be funded from the former Cooma Monaro Shire Council reserve fund.

Moved Deputy Mayor Miners

Seconded Councillor Beer

CARRIED

Note 17: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 299/18 above as there was no challenge by Councillors.

19.2 WORK HEALTH AND SAFETY

COUNCIL RESOLUTION

315/18

That Council:

- A. Receive and note the report and attachments.
- B. Agrees to provide a workplace that is safe and protects Council employees along with visitors and members of the public by approving and resolving to withdraw and deny MOPX's access to Council premises at which a Council Ordinary meeting is being held on the grounds of MOPX's persistent and unmanageable aggressive, confrontational, intimidating and threatening conduct towards Council employees and also whilst in the midst of visitors and members of the public.
- C. Monitors MOPX's conduct at other Council premises and work sites and should MOPX's persistent and unmanageable aggressive, confrontational, intimidating and threatening conduct towards Council employees continues, that Council will consider withdrawing or limiting MOPX's access to Council services, as far as practicable, to provide a workplace that is safe and protects Council employees, visitors and members of the public.
- D. Approve the engagement of a security company to provide a security guard to be present at each Council Ordinary meeting for the duration of the meeting to prevent MOPX from entering the premises at which a Council Ordinary meeting is being held.
- E. Declare the ante room adjacent to the Council chambers in Cooma to form part of the Council chambers.

Moved Councillor Castellari

Seconded Councillor Corbett

CARRIED

19.3 CODE OF CONDUCT

COUNCIL RESOLUTION

316/18

That Council:

- A. Receive and note the report and attachments.
- B. Adopt the recommendations as per the investigator's report.

Moved Councillor Ewart

Seconded Councillor Castellari

CARRIED

There being no further business the Mayor declared the meeting closed at 9:16pm

CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 6 September 2018 were confirmed by Council at a duly convened meeting on 20 September 2018 at which meeting the signature hereon was subscribed.