



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

19 November 2020

**ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 19 NOVEMBER 2020**

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

**ON THURSDAY, 19 NOVEMBER 2020
COMMENCING AT 5:00PM**

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

APOLOGIES: Deputy Mayor Linley Miners

Staff: Peter Bascomb, Chief Executive Officer
David Rawlings, Chief Strategy Officer
Jeff Morgan, Chief Operating Officer
Gina Woodward, Chief Communications Officer
Beth Barratt–Browne, Chief Workforce Officer
Joyleen Mathias, Coordinator Governance

Notes: *The Mayor opened the meeting at 5:10PM. At 5:11PM, the meeting adjourned for public forum. At 5:31PM, the Mayor resumed the meeting. At 5:31PM Councillor Old left the meeting. Clr Ewart having declared a conflict of interest with this item 9.1.4, left the meeting and was absent from the meeting from 5:31PM, returning at 7.37PM taking no part in discussion or voting on this item. At 6:08PM Councillor Old returned to the meeting. At 6:09PM Councillor Old left the meeting. At 6:11PM Councillor Old returned to the meeting. At 7:30PM the meeting was closed to the press and public. At 7.30PM Councillor Old left the meeting. Councillor Ewart having declared a conflict of interest with this item 13.1, left the meeting and was absent from the meeting from 7:30PM for the duration of Item 13.1 – Legal Actions and Potential Claims against SMRC as at 31 October 2020, returning at 7.37PM taking no part in discussion or voting on this item. At 7.35PM Councillor Old returned to the meeting. At 7:37PM the Closed Session ended and the Council meeting continued in Open Session. There being no further business the Mayor declared the meeting closed at 7.38PM.*

1. OPENING MEETING

The Mayor opened the meeting at 5:10PM.

2. ACKNOWLEDGEMENT OF COUNTRY

Note 1: Adjournment of Meeting

At 5:11PM, the meeting was adjourned for the public forum.

Note 2: Resumption of Meeting

At 5:31PM, the Mayor resumed the meeting.

Note 3: Attendance of Councillor Old

At 5:31PM Councillor Old left the meeting.

3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

COUNCIL RESOLUTION	219/20
That the apology from Councillor Miners be accepted.	
Moved Councillor Stewart	Seconded Councillor Ewart
	CARRIED

RECORD OF VOTING

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

COUNCILLORS AGAINST: NIL.

4. CITIZENSHIP CEREMONIES

Nil.

5. DISCLOSURE OF INTEREST

5.1 COUNCILLOR EWART

Councillor Ewart declared a conflict of interest in item 9.1.4 – Peak View Hall, since he is a voting member of the Peak View Progress Association.

5.2 COUNCILLOR EWART

Councillor Ewart declared a conflict of interest in Item 13.1 – Legal Actions and Potential Claims Against SMRC as at 31 October 2020, as his Mother and partner have an insurance claim with the reservoir collapse.

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	220/20
A. That all items listed in Corporate Business both Open and Confidential be dealt with separately other than the following items which are moved by exception:	
7.1 - Ordinary Council Meeting 15 October 2020;	

- 9.1.1 - Monthly Funds Management Report - October 2020;
9.1.2 - Section 355 Committee Minutes: Bombala Exhibition Ground and Bredbo Hall;
9.1.3 - October Youth Council Minutes;
9.1.4 - Peak View Hall;
9.3.1 - Investigate non-chemical weed management practices;
9.3.2 - Adaminaby Sewage Treatment Plant Upgrade and Augmentation Design – Community Engagement;
9.4.2 - Proposed use of 57 Vale Street Cooma - Snowy Monaro Business and Recovery Hub;
9.4.3 - Annual Close Down 2020 2021;
9.4.4 - Road Naming Proposals;
9.4.5 - Answers to Questions With Notice;
9.4.6 - Resolution Action Sheet Update;
9.4.7 - Quarterly Budget Review Statement (QBRs) to September 2020; and
- B. That the Officer's Recommendations in the reports listed above are hereby adopted.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

RECORD OF VOTING

COUNCILLORS FOR: MAYOR BEER, COUNCILLOR CASTELLARI, COUNCILLOR CORBETT, COUNCILLOR HASLINGDEN, COUNCILLOR LAST, COUNCILLOR MASLIN, COUNCILLOR ROONEY AND COUNCILLOR STEWART.

COUNCILLORS AGAINST: NIL.

Note 4: ATTENDANCE OF COUNCILLOR EWART – CONFLICT OF INTEREST

CLR EWART DECLARED A CONFLICT OF INTEREST WITH ITEM 9.1.4, LEFT THE MEETING AT 5:31PM, RETURNING AT 7.37PM TAKING NO PART IN DISCUSSION OR VOTING ON THIS ITEM.

7. CONFIRMATION OF MINUTES

7.1 ORDINARY COUNCIL MEETING 15 OCTOBER 2020

COUNCIL RESOLUTION

221/20

That the minutes of the Ordinary Council Meeting held on 15 October 2020 are confirmed as a true and accurate record of proceedings.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 5: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

Nil.

9. OTHER REPORTS TO COUNCIL

9.1 KEY THEME 1. COMMUNITY

9.1.1 MONTHLY FUNDS MANAGEMENT REPORT - OCTOBER 2020

Record No:

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

EXECUTIVE SUMMARY

The following report details the funds management position for the reporting period ending 31 October 2020.

Cash and Investments are \$73,602,870.

Certification

I, David Rawlings, Responsible Accounting Officer of Snowy Monaro Regional Council hereby certify, as required by Clause 212 of the Local Government (General) Regulation 2005, that investments as detailed in this report have been invested in accordance with Section 625 of the *Local Government Act 1993*, the Regulations and Council's Investment Policy.

COUNCIL RESOLUTION

222/20

That Council:

- A. Receive the report indicating Council's cash and investments position as at 31 October 2020; and;
- B. Receive the Certificate of the Responsible Accounting Officer.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 6: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

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

Record No:

Responsible Officer:	Chief Strategy Officer
Author:	Governance Officer
Key Theme:	1. Community Outcomes
CSP Community Strategy:	1.3 Recreation, sporting and leisure facilities encourage all ages to live in an active and healthy lifestyle
Delivery Program Objectives:	1.3.3 Council's recreational facilities, parks and public open spaces are

safe, well managed and accessible

Attachments:

1. Bombala Exhibition Ground s355 Management Committee Meeting Minutes held 9 September 2020
2. Bredbo Hall s355 Management Committee Meeting held 29 September 2020

EXECUTIVE SUMMARY

Council has received minutes of the meetings from the following management committees:

- Bombala Exhibition Ground, meeting held on 9 September 2020
- Bredbo Hall, meetings held on 29 September 2020

These minutes are attached for Councils information.

COUNCIL RESOLUTION

223/20

That Council receive the minutes of meetings of management committees for Bombala Exhibition Ground and Bredbo Hall.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 7: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.1.3 OCTOBER YOUTH COUNCIL MINUTES

Record No:

Responsible Officer:

Chief Operating Officer

Author:

Youth Officer

Key Theme:

1. Community Outcomes

CSP Community Strategy:

1.4 Youth in the region are supported to reach their maximum potential

Delivery Program Objectives:

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

Attachments:

1. October Youth Council Minutes

EXECUTIVE SUMMARY

The Youth Council met using Zoom on Monday 26 October 2020. The minutes of the meeting are attached for Council's consideration.

COUNCIL RESOLUTION

224/20

That Council receive the minutes of the Youth Council meeting, held 26 October 2020.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 8: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.1.4 PEAK VIEW HALL

Record No:

Responsible Officer:	Chief Executive Officer
Key Theme:	1. Community Outcomes
CSP Community Strategy:	3.1 Develop, maintain and promote safe spaces and facilities that are enabling, accessible and inclusive for all
Delivery Program Objectives:	3.1.2 Preventative maintenance programs have been established across Council spaces and facilities that are compliant with current standards
Attachments:	Nil

EXECUTIVE SUMMARY

The Lions Club of Cooma has the opportunity to secure \$100,000 to upgrade the Peak View Hall, but the money, from Lions International, cannot be utilised on a Council owned or controlled asset. The Peak View hall is located on Crown Reserve 56109, as is the Peak View fire shed.

Without the fire shed, Council could simply relinquish the trusteeship of the Crown reserve, allowing the trusteeship to be assigned to an incorporated NFP. The community is proposing to establish the Peak View Community Association Inc to satisfy this requirement.

Council was made aware of the proposal on 28 October and the deadline for the allocation of the Lions International funds is early December, so the November Council meeting is the only opportunity to have the matter considered at a scheduled Council meeting.

The Lions Club is working directly with the community, and staff have been working with representatives of Lions, RFS and Lands to achieve an outcome that will allow the funds to be released, but at the time of writing there was no final decision on the best way forward. All parties acknowledge that the negotiations with relevant stakeholders will take some time, the proposal is intended to provide Lions International with sufficient confidence of Council's intent to enable the funds to be released.

It is hoped that additional information will be available prior to the Council meeting.

COUNCIL RESOLUTION

225/20

That Council, in order to facilitate the Peak View community's access to Lions International funding to upgrade the Peak View Community hall:

- A. Support the proposal to relinquish care and control of Crown Reserve 56109 with care and control being transferred to an appropriate community based incorporated association such as the proposed Peak View Progress Association Inc;
- B. Authorise the CEO to negotiate with relevant parties an outcome to satisfy the requirements of all parties including the Peak View Community, the Crown, the NSW Aboriginal Land Council, Lions International and the Rural Fire Service.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 9: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.2 KEY THEME 2. ECONOMY

Nil.

9.3 KEY THEME 3. ENVIRONMENT

9.3.1 INVESTIGATE NON-CHEMICAL WEED MANAGEMENT PRACTICES

Record No:

Responsible Officer: Chief Operating Officer
Author: Supervisor Civic Maintenance
Key Theme: 1. Community Outcomes
CSP Community Strategy: 3.1 Develop, maintain and promote safe spaces and facilities that are enabling, accessible and inclusive for all
Delivery Program Objectives: 3.1.1 Public and community spaces are regulated and managed to be safe and equitable for all abilities
Attachments: Nil

EXECUTIVE SUMMARY

Research is being undertaken into methods for Snowy Monaro Regional Council to minimise the use of Glyphosate and other mainstream herbicides, especially in high traffic areas such as playgrounds, sporting fields and parks. The goal of reducing agrichemical use such as Glyphosate reflects local, national and international trends aimed at promoting environmental sustainability and protecting human health while still achieving effective, efficient and desired weed control outcomes. There are differences between high use recreational areas and rural road environments in terms of the needs and potential options for weed and vegetation control.

COUNCIL RESOLUTION

226/20

That Council endorse continued investigation into non-chemical weed management practices.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 10: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

**9.3.2 ADAMINABY SEWAGE TREATMENT PLANT UPGRADE AND AUGMENTATION DESIGN -
COMMUNITY ENGAGEMENT**

Record No:

Responsible Officer: Chief Operating Officer
Author: Manager Water Wastewater Operations
Key Theme: 3. Environment Outcomes
CSP Community Strategy: 8.2 Improve and maintain our public owned infrastructure and assets

	and facilities to a high standard
Delivery Program Objectives:	8.2.1 Council maximises its Asset utilisation to deliver services today and into the future
Attachments:	1. Adaminaby STP Locality Map 2. Adaminaby STP 3-D image
Cost Centre	WO333-4560-410
Project	Adaminaby Sewage Treatment Plant Upgrade and Augmentation
Further Operational Plan Actions:	N/A

EXECUTIVE SUMMARY

This report provides information on the design of the Adaminaby Sewage Treatment Plant Upgrade (STP) and Augmentation and the drivers for the project. The project forms part of the current Operational Plan (7.2.2.2. Detailed design of the new Adaminaby Sewage Treatment Plant and preparation for tendering). The report is presented for the endorsement by Council prior to commencing community engagement in order to inform the Adaminaby community on the status of the project and the design of the new Sewage Treatment Plant.

COUNCIL RESOLUTION

227/20

That Council:

- A. Endorse the Adaminaby Sewage Treatment Plant Upgrade for community engagement
- B. A public meeting be held for Adaminaby residents to be informed on the status of the project and the design of the new Sewage Treatment Plant.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 11: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.4 KEY THEME 4. LEADERSHIP

9.4.1 STRATEGY REVIEW - VALE STREET LAND

Record No:

Responsible Officer:	Chief Strategy Officer
Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	10.2 Sound governance practices direct Council business and decision making
Delivery Program Objectives:	10.2.2 Councillors are supported to make informed decisions in the best interest of the community and to advocate on behalf of the community
Attachments:	Nil
Cost Centre	
Project	
Further Operational Plan Actions:	

EXECUTIVE SUMMARY

The land in Vale Street was purchased to develop offices and a civic centre. If the Council wishes to retain a presence in the CBD it should retain the land, as this is a better solution than remaining at the current site, due to the size of the current site, or selling that land and buying other land. Based on the land bought, and the heritage building on the site, sale of one parcel of land is likely to increase the overall cost of construction, due to the need to fit the facilities on the existing library and/or carpark site. It would also mean there is limited future options to the civic facilities envisaged.

The Council has historically followed a path of minimising the cost to ratepayers. To continue to follow this strategy would see the Council move its office to lower cost land outside the CBD, where the Council would build a lower quality building on a larger site, reducing the cost per annum to the ratepayers by an estimated \$2.34 per ratepayer per annum. This would not involve the development of civic space, but the cost of land would mean that future facilities could be allowed for.

Should the Council take the option to relocate outside the CBD, the land in Vale Street should be held. As there are limited large parcels of land, this will in future (as demand grows) give the Council a property with a difference in the market, which is likely to gain a better return than selling the existing blocks piece-meal. Such a landholding would also be an incentive for a large footprint retail/office/accommodation complex to come to the area at the appropriate time.

COUNCIL RESOLUTION

228/20

That Council defer the report to a later date following a councillor workshop.

Moved Councillor Castellari

Seconded Councillor Last

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.4.2 PROPOSED USE OF 57 VALE STREET COOMA - SNOWY MONARO BUSINESS AND RECOVERY HUB

Record No:

Responsible Officer: Chief Communications Officer

Author: Economic Development Officer

Key Theme: 4. Leadership Outcomes

CSP Community Strategy: 10.2 Sound governance practices direct Council business and decision making

Delivery Program Objectives: 10.2.2 Councillors are supported to make informed decisions in the best interest of the community and to advocate on behalf of the community

Attachments: Nil

Project: Bushfire Recovery

EXECUTIVE SUMMARY

Snowy Monaro Regional Council is one of the only Black Summer Bushfire affected Local Government

Areas without an accessible, central recovery centre for residents.

On 5 March 2020 Council allocated \$310,000 of the \$1,255,000 of Disaster Recovery Funding Arrangement (DRFA) funds to recovery coordination and community support, including delivery of regular community meetings and mobile recovery centre days. COVID-19 has seen many planned community meetings and recovery days cancelled due to gathering restrictions, leaving \$205,000 of this budget as unspent.

It is recommended that up to \$35,600 of the unspent funds are utilised on opening 57 Vale Street Cooma as the *Snowy Monaro Business and Recovery Hub* for 12 months, until recovery from the 2020 bushfires transitions to business as usual for Council and funding for recovery staff ends.

An Assistant Recovery Officer, as well as Business Support Officer will be based at the hub to triage community and business, whilst the Community Recovery Officer, Economic Development Officer, and external recovery services will work from the hub on a rotational basis.

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

COUNCIL RESOLUTION

229/20

That Council open 57 Vale Street Cooma as the *Snowy Monaro Business and Recovery Hub* for 12 months.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 12: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.4.3 ANNUAL CLOSE DOWN 2020 2021

Record No:

Responsible Officer: Chief Strategy Officer
Author: Coordinator Workforce Management
Key Theme: 4. Leadership Outcomes
CSP Community Strategy: 10.4 Council will manage service delivery in an efficient and sustainable way as an employer of choice
Delivery Program Objectives: 10.4.2 Council provides a workplace that ensures the health, safety and wellbeing is maintained through the management of potential risk
Attachments: Nil
Cost Centre
Project
Further Operational Plan Actions:

EXECUTIVE SUMMARY

This report provides information and recommendations about annual closure of operations at the end of 2020

COUNCIL RESOLUTION

230/20

That Council approve:

- A. Concessional leave of one 1/2 day from midday, Thursday 24 December 2020, for all employees ordinarily rostered to work and who attend work on the designated day; and
- B. The close down of Council offices, facilities and worksites, other than essential services, from Friday 25 December 2020 up to and including, Sunday 3 January 2021.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 13: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.4.4 ROAD NAMING PROPOSALS

Record No:

Responsible Officer: GIS Supervisor

Author: Land, Property & GIS Admin Officer

Key Theme: 4. Leadership Outcomes

CSP Community Strategy: 12.2 Residents have access to timely, relevant and accurate information on issues that affect them

Delivery Program Objectives: 12.2.2 Council provide convenient ways for customers to engage with us and we respond appropriately

Attachments: 1. Map Proposed Road Names

EXECUTIVE SUMMARY

Proposals are made for two more roads in the Silver Brumby Estate: Mulleun Place and Murrumbidgee Drive. Both names have received pre-approval from the Geographical Names Board meaning they meet the criteria for road naming.

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

COUNCIL RESOLUTION

231/20

That Council approve the road names Mulleun Place and Murrumbidgee Drive for advertising and if no objections are received proceed to gazettal.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 14: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.4.5 ANSWERS TO QUESTIONS WITH NOTICE

Record No:

Responsible Officer: Chief Strategy Officer

Author: Secretary Council and Committees

Key Theme:	4. Leadership Outcomes
CSP Community Strategy:	10.2 Sound governance practices direct Council business and decision making
Delivery Program Objectives:	10.2.2 Councillors are supported to make informed decisions in the best interest of the community and to advocate on behalf of the community
Attachments:	1. Answers to questions with notice for the period ending October 2020

EXECUTIVE SUMMARY

As per clause 3.13 of Code of Meeting Practice a councillor may, by way of a notice submitted under clause 3.9, ask a question for response by the Chief Executive Officer about the performance or operations of the Council.

In order to provide answers to questions asked by Councillors, a report has been generated with responses for the period ending October 2020. Refer the answers in the attachment of the report.

COUNCIL RESOLUTION

232/20

That Council receive the answers to questions with notice for the period ending October 2020.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 15: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.4.6 RESOLUTION ACTION SHEET UPDATE

Record No:

Responsible Officer:	Chief Strategy Officer
Author:	Secretary Council and Committees
Key Direction:	7. Providing Effective Civic Leadership and Citizen Participation
Delivery Plan Strategy:	DP7.1.1.2 Council's leadership is based on ethics and integrity to enable informed and appropriate decisions in the community's best interest.
Operational Plan Action:	OP7.7 Provide timely, accurate and relevant information to Council to enable informed decision making.
Attachments:	1. In progress action sheet for the period ending October 2020

EXECUTIVE SUMMARY

In order to provide Councillors with updates on the progress of Council resolutions, a report is generated with a summary of action that is current, for the period ending October 2020.

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

COUNCIL RESOLUTION

233/20

That Council receive the progress on Resolution Action Sheet for the period ending October 2020.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 16: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

9.4.7 QUARTERLY BUDGET REVIEW STATEMENT (QBR) TO SEPTEMBER 2020

Record No:

Responsible Officer:	Chief Strategy Officer
Author:	Management Accountant
Key Direction:	4. Leadership Outcomes
Delivery Plan Strategy:	11.2 Council utilises sound fiscal management practices, pursues and attracts other sources of income
Operational Plan Action:	11.2.2 Provision of statutory reporting enables our leaders to make decisions on Council's financial sustainability
Attachments:	1. QBR September 2020
Cost Centre	4010 Financial Services

EXECUTIVE SUMMARY

Following the adoption of the Operational Plan in June 2020, the first Quarterly Budget Review Statement (QBR) is presented to Council. Changes resulting from carry forward projects and adjustments are included in the attached report, along with the September YTD actuals.

The report shows that the cash position of the general funded activities of the Council continue to decline, to the point where most internal reserves will be used in the net cash spend this financial year. The focus has been retaining reserves within the employee leave entitlements and bonds held. As previously discussed, the finances of the Council are being reviewed to push back the need for rate increases as far as possible due to impacts of bushfires and COVID-19 on the economy. Council is not in a position to commit any additional net cash expenditure.

COUNCIL RESOLUTION

234/20

That Council:

- A. Receive the quarterly budget review statement (QBR) for the period ended 30 September 2020.
- B. Authorise the adjustments to the Council's budgeted Income & Expenditure, Capital Expenditure and Cash & Investments as shown in the QBR.

Moved Councillor Haslingden

Seconded Councillor Corbett

CARRIED

Note 17: Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 220/20 above as there was no challenge by Councillors.

10. NOTICE OF MOTION

10.1 MATURE TREE RE-LOCATION POLICY

Record No:

Responsible Officer: Chief Executive Officer
Author: Councillor John Castellari
Attachments: Nil

Councillor John Castellari has given notice that at the Ordinary Meeting of Council on 19 November 2020, he will move the following motion.

COUNCIL RESOLUTION

235/20

That Council:

- A. Where the removal of mature trees is deemed necessary for Council works of any kind within any urban, village, park or reserve area, the targeted trees are first assessed by a qualified arborist or like expert, for suitability for relocation;
- B. Where trees are found suitable for relocation Council takes every necessary step to safely relocate the trees;
- C. As part of its BAU practices, Council identify and maintain a register of relocation sites for mature trees, such as public parks, playgrounds, sporting venues or other appropriate locations;
- D. Contractors are advised of the relocation policy and where practicable, the costs of relocation are negotiated when contracts are let; and
- E. Council affirms the value of mature trees for their social and economic benefits to the community.

Moved Councillor Castellari

Seconded Councillor Haslingden

CARRIED

Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin and Councillor Stewart.

Councillors Against: Councillor Rooney.

10.2 COMMUNITY COMMUNICATION

Record No:

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

Councillor Anne Maslin has given notice that at the Ordinary Meeting of Council on 19 November 2020, she will move the following motion.

COUNCIL RESOLUTION

236/20

That Council resolve that:

- A. It be recognised that Council has not met the expectations of the community in informing and engaging community around council projects and activities.
- B. Immediate change is needed to ensure that community expectations are met on how Council communicates with community and recognises their contribution when working in collaboration with Council.
- C. That Council's Communications Policy (SMRC 4) be updated to include the following:
 - I. Where council plans to change community infrastructure that will result in the removal or reduction of facilities or community assets, including trees of significance:
 - i. a risk assessment of the project be undertaken (with a focus on reputational risk) and actions be identified to minimise any unacceptable risks,
 - ii. the communications plan identifies the stakeholders likely to be impacted, the level of impacts expected, and transparent communication to be undertaken, and
 - iii. that the issue be communicated to councillors prior to proceeding.
 - II. Where community members have contributed to the development of council and community collaborative projects that:
 - i. the community members be invited to any opening events, with at least one week notice. (Where possible by email, letter or suitably respectful means.)
 - ii. Those Community members be recognised as part of the event.
 - III. For all projects or initiatives a clear statement as to which staff member is responsible for community liaison be made available to the public.
- D. That the updated communications policy be brought back no later than the February 2021 Council meeting for adoption.

Moved Councillor Maslin

Seconded Councillor Haslingden

CARRIED

Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Haslingden, Councillor Last, Councillor Maslin, Councillor Rooney and Councillor Stewart.

Councillors Against: Councillor Ewart.

Note 18: Attendance of Councillor Old

At 6:08PM Councillor Old returned to the meeting.

Note 19: Attendance of Councillor Old

At 6:09PM Councillor Old left the meeting.

Note 20: Attendance of Councillor Old

At 6:11PM Councillor Old returned to the meeting.

10.3 COUNCILLOR DISCUSSIONS

Record No:

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

Councillor Anne Maslin has given notice that at the Ordinary Meeting of Council on 19 November 2020, she will move the following motion.

COUNCIL RESOLUTION

237/20

That Council allocate 30 minutes of scheduled informal discussion time at the Council workshop briefing sessions which happen two weeks before the monthly meetings of Council.

Moved Councillor Maslin

Seconded Councillor Ewart

CARRIED

Record of Voting

Councillors For: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin and Councillor Old.

Councillors Against: Councillor Rooney and Councillor Stewart.

10.4 TRANSITION TO AN ELECTRIC AND OTHER LOW GREENHOUSE GAS (GHG) EMISSIONS VEHICLE FLEET

Record No:

Responsible Officer: Chief Executive Officer

Author: Councillor John Castellari

Attachments: Nil

Councillor John Castellari has given notice that at the Ordinary Meeting of Council on 19 November 2020, he will move the following motion.

Note 21: Lost Amendment

An amendment to the original motion moved by Clr Rooney and seconded by Clr Stewart was put to vote and LOST. The lost amendment was in the following terms:

- A. *Engaging with other councils such as Newcastle, operating EVs/low emissions vehicles, and the NSW and ACT Governments, as a first step towards determining how Snowy Monaro can transition to electric vehicles and other low greenhouse gas emissions vehicles for our light vehicle fleet, and the practicable extent and timing of the transition.*
- B. *Provide a comprehensive report to Council no later than the March 2021 Councillor briefing, outlining an initial transition plan which provides the stages and extent of the transition, based on current and reasonably expected future developments in the EV industry. "*

Note 22: Record of Voting – Lost Amendment

Councillors For: Councillor Rooney and Councillor Stewart.

Councillors Against: Mayor Beer, Councillor Castellari, Councillor Corbett, Councillor Ewart, Councillor Haslingden, Councillor Last, Councillor Maslin and Councillor Old.

COUNCIL RESOLUTION

238/20

A. Engaging with other councils such as Newcastle, operating EVs/low emissions vehicles, and the NSW and ACT Governments, as a first step towards determining how Snowy Monaro can transition to an EV and other low GHG emissions fleet, and the practicable extent and timing of the transition.

B. Provide a comprehensive report to Council no later than the March 2021 Councillor briefing, outlining an initial transition plan which provides the stages and extent of the transition, based on current and reasonably expected future developments in the EV industry.

Moved Councillor Castellari

Seconded Councillor Ewart

CARRIED

Record of Voting

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

Councillors Against: Councillor Rooney.

10.5 MONARO RAIL TRAIL DRAFT FEASIBILITY REPORT

Record No:

Responsible Officer: Chief Executive Officer

Author: Councillor Sue Haslingden

Attachments: 1. Monaro Rail Trail Council Briefing - Vision Statement

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- 2. Monaro Rail Trail Establishment Guidelines
 - 3. Monaro Rail Trail Pre Feasibility Report
 - 4. Monaro Rail Trail Draft Technical Specification
 - 5. Recommendations to the Snowy Monaro Regional Council - November 19 2020
 - 6. Monaro Rail Trail Feasibility Draft Report - Volume 1
 - 7. Monaro Rail Trail briefing to SMRC - 5 November 2020
-

Councillor Suzanne Haslingden has given notice that at the Ordinary Meeting of Council on 19 November 2020, she will move the following motion.

Note 23: Lapsed Motion

A motion moved Clr Rooney failed to gain a seconder and therefore LAPSED through want of a seconder. The lapsed motion was in the following terms:

“That Snowy Monaro Regional Council endorses the concept of the Monaro Rail Trail and authorises the Mayor and the CEO to write to the State and Federal Governments asking for their support to fund the design, development and construction of the Monaro Rail Trail. ”

COUNCIL RESOLUTION

239/20

That the Council action Resolution Number 68/20 Monaro Rail Trail Draft Feasibility Report 16 April 2020 to:

- A. Receive and note that the reinstatement of the Queanbeyan to Bombala rail line and extension to Eden has been intensely investigated through the Canberra to Port of Eden Feasibility Study. The publically available Executive Summary states on page 10 that “None of the options are shown to be economically viable. All have BCRs that are much less than 1. The present value of benefits is far outweighed by the present value of costs in all options considered.”;
- B. Receive and note all the reports presented as attachments, Senator Jim Molan’s letter and support in principle the Monaro Rail Trail recommendations as presented to Council on 5 November 2020 as per the ten recommendations provided in their submission.

Moved Councillor Haslingden

Seconded Councillor Stewart

CARRIED

Record of Voting – Procedural Motion

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

Councillors Against: Councillor Rooney.

Record of Voting

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

Councillors Against: Councillor Rooney.

10.6 BICENTENNIAL GARDEN/ PARKS - BOMBALA

Record No:

Responsible Officer: Chief Executive Officer
Author: Councillor Sue Haslingden
Attachments: Nil

Councillor Suzanne Haslingden has given notice that at the Ordinary Meeting of Council on 19 November 2020, she will move the following motion.

COUNCIL RESOLUTION	240/20
That Council:	
A. Ensures that gardens, trees and significant plantings in all parks throughout Snowy Monaro Regional Council area are to be protected by a Plans of Management that will manage parks and gardens, with a Tree Management Plan developed to ensure that trees are conserved into the future;	
B. Acknowledge that the Bombala Bicentennial Garden is significant to the community; and	
C. Assess the Bombala Bicentennial Garden by a heritage expert for inclusion on Council’s Heritage Listing.	
Moved Councillor Haslingden	Seconded Councillor Maslin
	CARRIED

Record of Voting

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

Councillors Against: Councillor Rooney.

11. MAYORAL MINUTES

Nil.

12. QUESTIONS WITH NOTICE

12.1 LAND STRATEGY PROCESS

Councillor Bob Stewart

Question: There is a lot of concern out there for the Land Strategy process. And I think there has been a meeting with all the groups at Bredbo. They would have a recommendation they would like to see extended out a little bit longer. I would like to put that on notice. Unless we can get through to the community that we don't rush that process too quick?

12.2 SOUTHERN TABLELANDS 4 WHEEL DRIVE CLUB

Councillor John Castellari

Question: The Southern Tablelands 4 Wheel Drive Club Inc. have asked me to inquire concerning what action Council has taken to progress Parts A B C D F & J of Resolution 258/19 (18 July 2019)? They have had a legal opinion to the effect that Council resolved not to support parts E, F, I of that resolution but still need to follow through on the outstanding parts of the resolution?

12.3 REPORT ON MOWING

Councillor John Rooney

Question: Could Council provide a report on its total mowing budget and a break down by town and major village.?

12.4 EXPEDITION OF POWER CONNECTION

Councillor Anne Maslin

Question: Could Council please work with Essential Energy to expedite power connection to newly constructed homes in Cooma, so that families can move in as soon as possible?

12.5 SIGNAGE FOR DOG WASTE

Councillor Brian Old

Question: Can Council put some signs up down at the lake walk, for owners to pick up their dog waste?

12.6 APOLOGY TO MONARO RAIL TRAIL

Councillor Sue Haslingden

Unfortunately the committee room was not available for use, so sincerest apologies are extended to the 9 MRT attendees who were hoping to use this facility tonight.

13. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

241/20

1. THAT pursuant to Section 10A subsections 2 & 3 and Section 10B of the Local Government Act, 1993 (as amended) the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

13.1 Legal Actions and Potential Claims Against SMRC as at 31 October 2020

Item 13.1 is confidential in accordance with s10(A)(2)(e) of the Local Government Act because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

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 Old

Seconded Councillor Corbett

CARRIED

Note 24: 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 25: Confidential Session of Committee

At 7:30PM the meeting was closed to the press and public.

Note 26: Attendance of Councillor Old

At 7.30PM Councillor Old left the meeting.

Note 27: Attendance of Councillor Ewart – Conflict of Interest

Clr Ewart declared a conflict of interest with item 13.1, left the meeting at 7:30PM, returning at 7.37PM taking no part in discussion or voting on this item.

Note 28: Attendance of Councillor Old

At 7.35PM Councillor Old returned to the meeting.

Note 29: Resumption of Open Committee Meeting

At 7:37PM the Closed Session ended and the Council meeting continued in Open Session.

13.1 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC AS AT 31 OCTOBER 2020

COUNCIL RESOLUTION

242/20

That Council receive and note the information in the Legal Actions and Potential Claims Against SMRC as at 30 September 2020 report.

Moved Councillor Stewart

Seconded Councillor Corbett

CARRIED

Record of Voting

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

Councillors Against: Nil.

There being no further business the Mayor declared the meeting closed at 7.38PM.

CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 19 November 2020 were confirmed by Council at a duly convened meeting on 17 December 2020 at which meeting the signature hereon was subscribed.