



**SNOWY MONARO**  
REGIONAL COUNCIL

# **Minutes**

## **Confirmed**

**Ordinary Council Meeting**

**18 May 2023**



**ORDINARY COUNCIL MEETING  
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630  
ON THURSDAY 18 MAY 2023**

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

**ON THURSDAY, 18 MAY 2023  
COMMENCING AT 1:00PM**

**PRESENT:** Mayor Narelle Davis  
Deputy Mayor Tanya Higgins – *via audio-visual link*  
Councillor Louise Frolich  
Councillor Christopher Hanna  
Councillor Tricia Hopkins – *via audio-visual link*  
Councillor Karlee Johnson  
Councillor Craig Mitchell  
Councillor Bob Stewart – *via audio-visual link*  
Councillor Lynda Summers  
Councillor Luke Williamson

**APOLOGIES:** Councillor Peter Beer

**Staff:** Peter Bascomb, Chief Executive Officer  
David Rawlings, Chief Strategy Officer  
Jeff Morgan, Chief Operating Officer  
Tracy Sligar, Chief Financial Officer  
Stephanie Sellar-Peam, Chief Workforce Officer  
Liana Biki, Secretary Council and Committees

**1. OPENING MEETING**

The Mayor opened the meeting at 1:00pm.

**2. ACKNOWLEDGEMENT OF COUNTRY**

*At 01:02pm Councillor Stewart left the meeting.*

*At 01:02pm Councillor Stewart returned to the meeting.*

*At 01:03pm Councillor Stewart left the meeting.*

**3. COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL**

**3.1 COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL LINK**

<b>COUNCIL RESOLUTION</b>	<b>98/23</b>
That Council approve the remote attendance of	
<ul style="list-style-type: none"><li>• Cr Hopkins – Working interstate;</li><li>• Cr Stewart – Visiting daughter; and</li><li>• Cr Higgins – Medical reasons</li></ul>	
at the 18 May 2023 Council meeting via audio-visual link, and accept their reasons as listed.	
<b>Moved Councillor Hanna</b>	<b>Seconded Councillor Johnson</b>
<b>CARRIED</b>	
<b>Record of Voting</b>	
<i>Councillors For:</i>	<i>Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Summers, Councillor Williamson and Councillor Mitchell.</i>
<i>Councillors Against:</i>	<i>Nil.</i>

*At 01:03pm Councillor Stewart returned to the meeting.*

**4. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS**

Nil

**Procedural Motion**

**ADJOURNMENT**

<b>COUNCIL RESOLUTION</b>	<b>99/23</b>
That the Ordinary Council meeting be adjourned at 1:05pm for Public Forum.	

**Moved Councillor Hanna** **Seconded Councillor Summers** **CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

**Procedural Motion**

**COUNCIL RESOLUTION** **100/23**

That the Ordinary Council meeting be resumed at 1:18pm.

**Moved Councillor Hanna** **Seconded Councillor Mitchell** **CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

**5. DISCLOSURE OF INTEREST**

Nil

**6. MATTERS DEALT WITH BY EXCEPTION**

**Items by Exception**

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

**COUNCIL RESOLUTION** **101/23**

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 20 April 2023
- 7.2 Closed Session of the Ordinary Council Meeting 20 April 2023
- 7.3 Extraordinary Council Meeting 11 May 2023
- 9.2.1 Monthly Funds Management Report - April 2023
- 9.3.1 Organisational Performance Report - April 2023
- 9.3.2 Michelago Hall and Tennis Courts Membership

B. That the Officers' Recommendations in the reports listed above are hereby adopted.

**Moved Councillor Mitchell**

**Seconded Councillor Williamson**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

## **7. CONFIRMATION OF MINUTES**

### **7.1 ORDINARY COUNCIL MEETING 20 APRIL 2023**

**COUNCIL RESOLUTION**

**102/23**

THAT the minutes of the Ordinary Council Meeting held on 20 April 2023 are confirmed as a true and accurate record of proceedings.

**Moved Councillor Mitchell**

**Seconded Councillor Williamson**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

**Motions Without Debate**

The above officer's recommendation became a resolution of Council as a result of resolution 101/23 above as there was no challenge by Councillors.

### **7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 20 APRIL 2023**

**COUNCIL RESOLUTION**

**103/23**

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 20 April 2023 are confirmed as a true and accurate record of proceedings.

**Moved Councillor Mitchell**

**Seconded Councillor Williamson**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

**Motions Without Debate**



The above officer's recommendation became a resolution of Council as a result of resolution 101/23 above as there was no challenge by Councillors.

### 7.3 EXTRAORDINARY COUNCIL MEETING 11 MAY 2023

#### COUNCIL RESOLUTION

104/23

THAT the minutes of the Extraordinary Council Meeting held on 11 May 2023 are confirmed as a true and accurate record of proceedings.

Moved Councillor Mitchell

Seconded Councillor Williamson

CARRIED

#### Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

#### Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 101/23 above as there was no challenge by Councillors.

## 8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

Nil

## 9. OTHER REPORTS TO COUNCIL

### 9.1 OPERATIONS

Nil

### 9.2 FINANCE

#### 9.2.1 MONTHLY FUNDS MANAGEMENT REPORT - APRIL 2023

#### COUNCIL RESOLUTION

105/23

That Council

- A. Receive the report indicating Council's cash and investments position as at 30 April 2023; and
- B. Receive the certificate of the Responsible Accounting Officer.

Moved Councillor Mitchell

Seconded Councillor Williamson

CARRIED

#### Record of Voting

**Councillors For:** Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.  
**Councillors Against:** Nil.

### Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 101/23 above as there was no challenge by Councillors.

## 9.2.2 QUARTERLY BUDGET REVIEW STATEMENT (QBR) TO 31 MARCH 2023

### OFFICER'S RECOMMENDATION

That Council receive the Quarterly Budget Review Statement for the quarter ended 31 March 2023 and approve the variations noted therein.

## 9.2.2 QUARTERLY BUDGET REVIEW STATEMENT (QBR) TO 31 MARCH 2023

### COUNCIL RESOLUTION

106/23

That:

- A. The Quarterly Budget Review Statement for the quarter ended 31 March 2023 not be accepted and that the variations therein not be approved;
- B. A committee be formed of all Councillors and relevant staff to intensively review the report; and
- C. Come back to an Extraordinary Council meeting within two weeks of this date.

**Moved Councillor Williamson**

**Seconded Councillor Hopkins**

**CARRIED**

### Record of Voting

**Councillors For:** Mayor Davis, Councillor Frolich, Councillor Hanna, Councillor Hopkins, Councillor Johnson, Councillor Williamson and Councillor Mitchell.

**Councillors Against:** Deputy Mayor Higgins and Councillor Summers.

At 01:21pm Councillor Stewart left the meeting.

At 01:25pm Councillor Stewart returned to the meeting.

At 01:27pm Councillor Stewart left the meeting.

At 01:28pm Councillor Stewart returned to the meeting.

At 01:31pm Councillor Stewart left the meeting.

## 9.3 STRATEGY

### 9.3.1 ORGANISATIONAL PERFORMANCE REPORT - APRIL 2023

### COUNCIL RESOLUTION

107/23

That Council:

- A. Note the progress outlined in the report.  
B. Change OP Action: 14.1.1.3 PROJECT: Establish a customer request management system to commence implementation of a customer request management system.

**Moved Councillor Mitchell**

**Seconded Councillor Williamson**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

**Motions Without Debate**

The above officer's recommendation became a resolution of Council as a result of resolution 101/23 above as there was no challenge by Councillors.

**9.3.2 MICHELAGO HALL AND TENNIS COURTS MEMBERSHIP**

**COUNCIL RESOLUTION**

**108/23**

That Council appoint Catherine Cotter and Allan Lehepuu to the Michelago Hall and Tennis Courts Committee.

**Moved Councillor Mitchell**

**Seconded Councillor Williamson**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

**Motions Without Debate**

The above officer's recommendation became a resolution of Council as a result of resolution 101/23 above as there was no challenge by Councillors.

**9.3.3 POST EXHIBITION REPORT - LAND USE STRATEGIES**

**OFFICER'S RECOMMENDATION**

That Council:

- A. Note the consultation report prepared by Purdon Planning;  
B. Adopt the Settlements Strategy as amended;  
C. Adopt the Rural Land Use Strategy as amended; and  
D. Notify any person who made a submission.

**9.3.3 POST EXHIBITION REPORT - LAND USE STRATEGIES**

**COUNCIL RESOLUTION**

**109/23**

That:

- A. Item 9.3.3 Post Exhibition Report - Land Use Strategies be deferred pending further consultation with the community; and
- B. Provide costing for scenic overlay study.

**Moved Deputy Mayor Higgins**

**Seconded Councillor Hopkins**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Councillor Stewart.*

*At 01:40pm Councillor Stewart returned to the meeting.*

*At 01:41pm Councillor Stewart left the meeting.*

*At 01:42pm Councillor Stewart returned to the meeting.*

*At 01:47pm Councillor Stewart left the meeting.*

*At 01:51pm Councillor Stewart returned to the meeting.*

*At 01:52pm Councillor Stewart left the meeting.*

*At 01:54pm Councillor Stewart returned to the meeting.*

**9.4 COMMUNICATIONS**

Nil

**9.5 EXECUTIVE OFFICE**

**9.5.1 RESOLUTION ACTION SHEET UPDATES**

**COUNCIL RESOLUTION**

**110/23**

That Council note the resolution action updates.

**Moved Councillor Hanna**

**Seconded Councillor Mitchell**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

## 9.6 WORKFORCE

Nil

## 10. REPORTS OF COMMITTEES

### 10.1 MINUTES FROM MANAGEMENT AND ADVISORY COMMITTEES

#### COUNCIL RESOLUTION

111/23

That Council receive the minutes of the:

- i. Community Services Advisory Committee meeting held 19 December 2022;
- ii. Bombala Exhibition Ground Management Committee meeting held 8 March 2023;
- iii. Michelago Hall & Tennis Courts Management Committee meeting held 15 March 2023;
- iv. Cooma North Ridge Reserve Advisory Committee meeting held 29 March 2023; and
- v. Jindabyne Sportsground and Recreation Areas Management Committee meeting held 27 April 2023

**Moved Councillor Hanna**

**Seconded Councillor Johnson**

**CARRIED**

#### Record of Voting

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

### 10.2 MINUTES FROM MARCH 2023 AUDIT, RISK & IMPROVEMENT COMMITTEE MEETING

#### COUNCIL RESOLUTION

112/23

That Council note the minutes from the 13 March 2023 Audit, Risk and Improvement Committee meeting.

**Moved Councillor Hanna**

**Seconded Deputy Mayor Higgins**

**CARRIED**

#### Record of Voting

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

## 11. NOTICE OF MOTION

### 11.1 ESTABLISHMENT OF AN S.355 ADVISORY COMMITTEE FOR OPEN SPACES AND RECREATIONAL FACILITIES

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Councillor Tricia Hopkins has given notice that at the Ordinary Meeting of Council on 18 May 2023, she will move the following motion.

**COUNCIL RESOLUTION**

**113/23**

That Council establish an s.355 advisory committee for open spaces and recreational facilities with effect from 1 July 2023.

**Moved Councillor Hopkins**

**Seconded Councillor Johnson**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Summers and Councillor Mitchell.*

*Councillors Against: Councillor Williamson.*

*At 02:04pm Councillor Stewart left the meeting.*

*At 02:05pm Councillor Stewart returned to the meeting.*

*At 02:05pm Councillor Stewart left the meeting.*

## **12. MAYORAL MINUTES**

Nil

## **13. QUESTIONS WITH NOTICE**

Nil

## **14. CONFIDENTIAL MATTERS**

**COUNCIL RESOLUTION**

**114/23**

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:

**14.1 Legal Actions and Potential Claims Against SMRC**

Item 14.1 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 Hanna**

**Seconded Councillor Johnson**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

*At 02:06pm Councillor Stewart returned to the meeting.*

**Note 1: 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 2: Confidential Session of Committee**

At 2:07pm the meeting was closed to the press and public.

**Note 3: Resumption of Open Committee Meeting**

At 2:22pm the Closed Session ended and the Council meeting continued in Open Session.

**15. REPORT FROM CONFIDENTIAL SESSION**

**14.1 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC**

**COUNCIL RESOLUTION**

**117/23**

That Council note the information in the Legal Actions and Potential Claims Against SMRC report.

**Moved Councillor Hanna**

**Seconded Councillor Mitchell**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Summers, Councillor Williamson and Councillor Mitchell.*

*Councillors Against: Nil.*

There being no further business the Mayor declared the meeting closed at 2:22pm.



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CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 18 May 2023 were confirmed by Council at a duly convened meeting on 15 June 2023 at which meeting the signature hereon was subscribed.