



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

21 September 2023

ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 21 SEPTEMBER 2023

MINUTES

Notes:

1.	OPENING MEETING	4
2.	ACKNOWLEDGEMENT OF COUNTRY	4
3.	COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL.....	4
	Nil	
4.	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS	4
	Nil	
5.	DISCLOSURE OF INTEREST	4
	Nil	
14.	MAYORAL ELECTION.....	5
14.1	Election of Mayor and Deputy Mayor	5
6.	MATTERS DEALT WITH BY EXCEPTION	7
7.	CONFIRMATION OF MINUTES	8
7.1	Ordinary Council Meeting 17 August 2023.....	8
7.2	Closed Session of the Ordinary Council Meeting 17 August 2023.....	8
8.	PLANNING AND DEVELOPMENT APPLICATION MATTERS	9
8.1	Development Application 10.2023.81.1 Staged Construction of Six (6) Eco Tourist Cabins	9
9.	OTHER REPORTS TO COUNCIL	10
9.1	OPERATIONS	10
9.1.1	Youth Council Name Change	10
9.1.2	Council Roads Work Program 23/24	10
9.1.3	Divestment of Residential Aged Care Services - Snowy River Hostel	11
9.1.3	Divestment of Residential Aged Care Services - Snowy River Hostel	13
9.2	FINANCE	13
9.2.1	Monthly Funds Management Report - August 2023	13
9.3	STRATEGY	14

9.3.1	Appointment of Delegates to Committees for the remaining term of Council	14
9.3.2	Growing Regions Program - Expressions of Interest.....	14
9.3.3	Council Adoption of Anti-Slavery Policy	15
9.3.4	Amendments to 2023-2024 Fees and Charges.....	15
9.3.5	Delivery Program Progress Report - August 2023	16
9.4	COMMUNICATIONS.....	16
9.4.1	Event Support Grant Applications.....	16
9.5	EXECUTIVE OFFICE	17
9.5.1	Resolution Action Sheet Updates	17
9.6	WORKFORCE.....	17
	Nil	
10.	REPORTS OF COMMITTEES.....	18
10.1	Minutes from Management and Advisory Committees	18
10.2	Cemetery Advisory Committee Meetings	18
11.	NOTICE OF MOTION	19
11.1	Renaming of Michelago Cricket Oval	19
11.2	Adoption of Settlement Strategy and Rural Land Use Strategies.....	20
11.2	Adoption of Settlement Strategy and Rural Land Use Strategies.....	22
12.	MAYORAL MINUTES	22
	Nil	
13.	QUESTIONS WITH NOTICE	23
13.1	Questions on Notice - Related to SafeWork NSW	23
14.	CONFIDENTIAL MATTERS	23
14.1	Legal Actions and Potential Claims Against SMRC.....	23
16.	REPORT FROM CONFIDENTIAL SESSION	24
16.1	Legal Actions and Potential Claims Against SMRC.....	24

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

**ON THURSDAY, 21 SEPTEMBER 2023
COMMENCING AT 1:00PM**

PRESENT:

Mayor Christopher Hanna
Deputy Mayor Tanya Higgins
Councillor Peter Beer
Councillor Louise Frolich
Councillor Narelle Davis
Councillor Tricia Hopkins
Councillor Karlee Johnson
Councillor Craig Mitchell
Councillor Bob Stewart
Councillor Lynda Summers
Councillor Luke Williamson

APOLOGIES:

Nil

Staff:

Peter Bascomb, Chief Executive Officer
David Rawlings, Chief Strategy Officer
John Gargett, Acting Chief Operating Officer
Simon Rennie, Acting Chief Financial Officer
Stephanie Sellar-Peam, Acting Chief Workforce Officer
Grace Wearn, Secretary Council and Committees

1. OPENING MEETING

The Mayor opened the meeting at 1:00PM

2. ACKNOWLEDGEMENT OF COUNTRY

3. COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL

Nil

4. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil

5. DISCLOSURE OF INTEREST

Nil

Procedural Motion

ADJOURNMENT

COUNCIL RESOLUTION

215/23

That the 21 September 2023 Ordinary Council meeting be adjourned at 1:03 pm for Public Forum.

Moved Councillor Hopkins

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, 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

RESUMPTION OF MEETING

COUNCIL RESOLUTION

216/23

That the 21 September 2023 Ordinary Council meeting be resumed at 1:47 pm.

Moved Councillor Frolich

Seconded Councillor Mitchell

CARRIED

Record of Voting

Councillors For: Councillor Beer, 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

GENERAL MOTION

COUNCIL RESOLUTION

217/23

That item 14.1 be brought forward.

Moved Councillor Frolich

Seconded Councillor Williamson

CARRIED

Record of Voting

Councillors For: Councillor Frolich, Councillor Hanna, Councillor Johnson, Councillor Stewart, Councillor Williamson and Councillor Mitchell.

Councillors Against: Councillor Beer, Mayor Davis, Deputy Mayor Higgins, Councillor Hopkins and Councillor Summers.

14. MAYORAL ELECTION

14.1 ELECTION OF MAYOR AND DEPUTY MAYOR

Record No: I23/608

COUNCIL RESOLUTION

218/23

That Council;

- A. Elect a Mayor;
- B. Elect a Deputy Mayor;
- C. Invite nominations for the election of Mayor;
- D. Invite nominations for the election of Deputy Mayor; and
- E. That in the event of there being more than one candidate nominated for either the position of Mayor or Deputy Mayor, an election be held in accordance with Schedule 7 of the *Local Government (General) Regulation 2005* and the method of voting be by ordinary ballot.

Moved Councillor Hopkins

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Deputy Mayor Higgins and Councillor Summers.

Note 1: Nominations for Mayor

The Returning Officer (Chief Executive Officer) called for nominations for Mayor and advised that he had received 3 from the following Councillors; Cr Williamson, Cr Hanna and Cr Higgins. Following confirmation that the nominations were valid, the Returning Officer asked if there were any further nominations. No further nominations were received. The Returning Officer advised the order in which the names will appear on the ballot paper will be determined by a draw out of the box and advised the order:

1. Cr Luke Williamson
2. Cr Chris Hanna
3. Cr Tanya Higgins

Note 2: Ordinary Ballot One

The Returning Officer advised the meeting the results of the vote were: - Cr Chris Hanna five (5) votes, Cr Tanya Higgins four (4) votes and Cr Luke Williamson two (2) votes. Cr Williamson having the lowest number of votes was excluded. The Returning Officer advised the order for ballot number 2 for election of Mayor would be:

1. Cr Tanya Higgins
2. Cr Chris Hanna

Note 3: Declaration of Mayor

The Returning Officer advised the meeting the results of the vote were: - Cr Tanya Higgins four (4) votes and Cr Chris Hanna seven (7) votes, and declared Chris Hanna elected Mayor.

Note 4: Nominations for Deputy Mayor

The Returning Officer (Chief Executive Officer) called for nominations for Deputy Mayor and advised that he had received 2 from the following Councillors; Cr Stewart and Cr Higgins. Following confirmation that the nominations were valid, the Returning Officer asked if there were any further nominations. No further nominations were received. The Returning Officer advised the order in which the names will appear on the ballot paper will be determined by a draw out of the box and advised the order:

1. Cr Bob Stewart
2. Cr Tanya Higgins

Note 5: Declaration of Deputy Mayor

The Returning Officer advised the meeting the results of the vote were: - Cr Bob Stewart five (5) votes and Cr Tanya Higgins six (6) votes, and declared Tanya Higgins elected Deputy.

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

219/23

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 held on 17 August 2023
- 7.2 – Closed Session of the Ordinary Council Meeting held on 17 August 2023
- 9.1.1 – Youth Council Name Change
- 9.2.1 – Monthly Funds Management Report – August 2023
- 9.3.2 – Growing Regions Program – Expressions of Interest
- 9.3.3 – Council Adoption of Anti-Slavery Policy
- 9.3.5 – Event Support Grant Applications
- 9.4.1 – Event Support Grant Applications
- 10.1 – Minutes from Management and Advisory Committees
- 10.2 – Cemetery Advisory Committee Meeting
- 13.1 – Safe work questions
- 15.1 – Legal Actions and Claims Against SMRC

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

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: *Councillor Beer, Councillor Davis, Councillor Frolich, Mayor 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 17 AUGUST 2023

COUNCIL RESOLUTION		220/23
THAT the minutes of the Ordinary Council Meeting held on 17 August 2023 are confirmed as a true and accurate record of proceedings.		
Moved Councillor Davis	Seconded Councillor Johnson	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.</i>	
<i>Councillors Against:</i>	<i>Nil.</i>	

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 219/23 above as there was no challenge by Councillors.

7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 17 AUGUST 2023

COUNCIL RESOLUTION		221/23
THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 17 August 2023 are confirmed as a true and accurate record of proceedings.		
Moved Councillor Davis	Seconded Councillor Johnson	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.</i>	
<i>Councillors Against:</i>	<i>Nil.</i>	

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 219/23 above as there was no challenge by Councillors.

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

8.1 DEVELOPMENT APPLICATION 10.2023.81.1 STAGED CONSTRUCTION OF SIX (6) ECO TOURIST CABINS

Record No: I23/582

COUNCIL RESOLUTION		222/23
That Council:		
A. Pursuant to section 4.18(1)(a) of the <i>Environmental Planning and Assessment Act 1979 (as amended)</i> it is recommended that approval to DA 10.2023.81.1 for Eco-Tourist Facilities, be granted subject to the conditions attached;		
B. If Council decides to make a determination other than as included in the recommendation, it must follow the procedure adopted through resolution 18/18 on 15 February 2018; and		
C. Any person who made a submission is notified according to the regulations.		
Moved Councillor Stewart	Seconded Councillor Johnson	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Williamson and Councillor Mitchell.</i>	
<i>Councillors Against:</i>	<i>Councillor Beer and Councillor Summers.</i>	
Applicant Number:	10.2023.81.1	
Applicant:	R Huynh	
Owner:	S L Christo & J J Christo	
DA Registered:	19/04/2023	
Property Description:	Jacarry Rocks 8013 The Snowy River Way JINDABYNE Lot: 4 DP: 1174343	
Zone:	RU1 - Primary Production	
Current Use:	Dwelling House	
Proposed Use:	Eco-Tourist Facilities	
Permitted in Zone:	Permitted	
Recommendation:	Approval	

9. OTHER REPORTS TO COUNCIL

9.1 OPERATIONS

9.1.1 YOUTH COUNCIL NAME CHANGE

Record No: I23/371

OFFICER'S RECOMMENDATION

That Council adopt the recommendation of the Youth Council to rename the Youth Council to the Youth Advisory Committee.

This is an information only report.

COUNCIL RESOLUTION

223/23

That Council adopt the recommendation of the Youth Council to rename the Youth Council to the Youth Advisory Committee.

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor 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 219/23 above as there was no challenge by Councillors.

9.1.2 COUNCIL ROADS WORK PROGRAM 23/24

Record No: I23/598

COUNCIL RESOLUTION

224/23

That Council note the 2023/24 roads work program.

Moved Mayor Davis

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.1.3 DIVESTMENT OF RESIDENTIAL AGED CARE SERVICES - SNOWY RIVER HOSTEL

Record No: I23/602

COUNCIL RESOLUTION

That Council:

- A. Implement the orderly closure of Snowy River Hostel to be completed by 28 February 2024, with no forced relocations and working with Hudson House, to minimise the chance of residents having to move to Yallambee Lodge then to Hudson House.
- B. Authorise the CEO to apply for and receive federal government funding to assist with closure costs. Apply for exemption to 24 hour registered nurse requirement until closure. Discuss and advocate with the member for Eden Monaro Kristy McBain \$1.2 million grant to complete upgrade of kitchen floorcoverings and fire compliance.
- C. Implement resolution 054/08 of the former Snowy River Shire Council and consolidate Snowy River Hostel (Lot 3 DP801367), the adjacent vacant land (Lot 10 DP1130244) and access (Lot 3 DP261695).
- D. From February 2024, proceed with an Expression of Interest (EOI) and Tender process for the sale, transfer or lease of Snowy River Hostel (Lot 3 DP801367), the adjacent vacant land (Lot 10 DP1130244) and access (Lot 3 DP261695) to a community based organisation or not for profit company for community purposes such as affordable housing, social housing, respite care or other community services, with a further report for Council to determine the preferred EOI.
- E. Continue discussions with community groups that may be interested in lodging an EOI to ensure that they are ready to lodge an EOI in February.

Moved Councillor Davis

Seconded Councillor Summers

LOST

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Deputy Mayor Higgins, Councillor Summers and Councillor Mitchell.

Councillors Against: Councillor Frolich, Mayor Hanna, Councillor Hopkins, Councillor Johnson, Councillor Stewart and Councillor Williamson.

Procedural Motion

INTO COMMITTEE

COUNCIL RESOLUTION

225/23

That Council move into committee.

Moved Councillor Mitchell

Seconded Councillor Johnson

CARRIED

Record of Voting

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

Councillors Against: Nil.

At 03:05 pm Councillor Summers left the meeting.

Procedural Motion

OUT OF COMMITTEE

COUNCIL RESOLUTION

That Council move out of committee.

Moved Councillor Davis

Seconded Councillor Johnson

LOST

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Deputy Mayor Higgins and Councillor Hopkins.

Councillors Against: Councillor Frolich, Mayor Hanna, Councillor Johnson, Councillor Stewart, Councillor Williamson and Councillor Mitchell.

Procedural Motion

OUT OF COMMITTEE

COUNCIL RESOLUTION

226/23

That Council move out of committee.

Moved Councillor Davis

Seconded Councillor Stewart

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.1.3 DIVESTMENT OF RESIDENTIAL AGED CARE SERVICES - SNOWY RIVER HOSTEL

COUNCIL RESOLUTION

227/23

That Council acknowledge the financial and compliance issues with operating aged care facilities and:

- A. Request an urgent meeting with member for Eden Monaro Kristy McBain to;
 - Discuss the future of the facility and invite representatives of the steering committee group to that meeting.
 - Discuss and advocate with the member for Eden Monaro Kristy McBain the \$1.2 million grant to complete upgrade of kitchen floorcoverings and fire compliance.
- B. Undertake a broad discussion with the steering committee group regarding potential repurposing of the facility.
- C. Request clarification from Department of Health and Aging seeking a review of the decision to not allow exemption from 24 hour nursing requirement.
- D. Work with the organisation that has expressed an interest in the facility.
- E. Consider the matter again during the November meeting.

Moved Councillor Williamson

Seconded Councillor Frolich

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.2 FINANCE

9.2.1 MONTHLY FUNDS MANAGEMENT REPORT - AUGUST 2023

Record No: I23/589

COUNCIL RESOLUTION

228/23

That Council:

- A. Receive the report indicating Council's cash and investments position as at 31 August 2023; and
- B. Receive the certificate of the Responsible Accounting Officer.

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

9.3 STRATEGY

9.3.1 APPOINTMENT OF DELEGATES TO COMMITTEES FOR THE REMAINING TERM OF COUNCIL

Record No: I23/417

COUNCIL RESOLUTION

229/23

That Council;

- A. Reappoint Councillor representative/s to the committees as per the current appointments.
- B. Establish a working group to review Council's committee structure.

Moved Councillor Davis

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.3.2 GROWING REGIONS PROGRAM - EXPRESSIONS OF INTEREST

Record No: I23/536

OFFICER'S RECOMMENDATION

That Council note the Growing Regions Program - Expressions of Interest

This is an information only report.

COUNCIL RESOLUTION

230/23

That Council note the Growing Regions Program - Expressions of Interest

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

9.3.3 COUNCIL ADOPTION OF ANTI-SLAVERY POLICY

Record No: I23/546

COUNCIL RESOLUTION

231/23

That Council adopt the following;

- A. Anti-Slavery Policy Statement
- B. Modern Slavery Policy

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

9.3.4 AMENDMENTS TO 2023-2024 FEES AND CHARGES

Record No: I23/561

COUNCIL RESOLUTION

232/23

That Council:

- A. Place the amended, new and corrected fees and charges on public exhibition for a period of 28 days.
- B. Prepare a post-exhibition report to Council with responses and recommendations from any feedback received.

Moved Councillor Davis

Seconded Councillor Williamson

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.3.5 DELIVERY PROGRAM PROGRESS REPORT - AUGUST 2023

Record No: I23/562

COUNCIL RESOLUTION

233/23

That Council note the delivery program progress.

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

9.4 COMMUNICATIONS

9.4.1 EVENT SUPPORT GRANT APPLICATIONS

Record No: I23/600

COUNCIL RESOLUTION

234/23

That Council approve the following event support applications, in line with the funding support for Events Policy:

- A. Cooma Country Roots and Blues (CRAB) for \$2,000 of funding support for this local event.
- B. Snowy Trout Challenge for \$5,000 of funding support for this major event.
- C. Bombala Historic Engine & Machinery Society Working Day 2023 for \$2,000 of funding support for this local event.

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

9.5 EXECUTIVE OFFICE

9.5.1 RESOLUTION ACTION SHEET UPDATES

Record No: I23/549

OFFICER'S RECOMMENDATION

That Council note the resolution action updates.

This is an information only report.

COUNCIL RESOLUTION

235/23

That Council note the resolution action updates.

Moved Deputy Mayor Higgins

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Councillor Williamson.

9.6 WORKFORCE

Nil

10. REPORTS OF COMMITTEES

10.1 MINUTES FROM MANAGEMENT AND ADVISORY COMMITTEES

Record No: I23/548

COUNCIL RESOLUTION

236/23

That Council receive the minutes of the:

- i. Bombala Exhibition Ground Management Committee meeting held 12 July 2023 and AGM held 9 August 2023;
- ii. Michelago Hall and Tennis Courts Management Committee meeting held 19 July 2023;
- iii. Cooma North Ridge Reserve Advisory Committee meeting held 27 July and 24 August 2023

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

10.2 CEMETERY ADVISORY COMMITTEE MEETINGS

Record No: I23/569

COUNCIL RESOLUTION

237/23

OFFICER'S RECOMMENDATION

That Council receive the minutes of the meetings of the Cemetery Advisory Committee held on 6 February 2023 and 1 May 2023.

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

11. NOTICE OF MOTION

11.1 RENAMING OF MICHELAGO CRICKET OVAL

Record No: I23/594

Councillor Tanya Higgins has given notice that at the Ordinary Meeting of Council on 21 September 2023, she will move the following motion.

COUNCIL RESOLUTION

238/23

That Council undertake the appropriate processes, including community consultation with the Michelago community, to rename the Michelago cricket oval the Clive Kelly Oval, in recognition of his contribution to cricket in Michelago and the Southern Districts of NSW.

Moved Deputy Mayor Higgins

Seconded Councillor Johnson

CARRIED

Record of Voting

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

Councillors Against: Nil.

At 03:30 pm Councillor Mitchell left the meeting.

At 03:33 pm Councillor Mitchell returned to the meeting.

11.2 ADOPTION OF SETTLEMENT STRATEGY AND RURAL LAND USE STRATEGIES

Record No: I23/595

Councillor Tanya Higgins has given notice that at the Ordinary Meeting of Council on 21 September 2023, she will move the following motion.

COUNCIL RESOLUTION

That Council:

- A. Adopt the Settlement Strategy and the Rural Land Use Strategy, with the following amendments:
- (a) More text, explanation and recommendations regarding the RU4 zones, and their role in addressing the changing needs of communities, providing rural lifestyle opportunities, diversifying agriculture on smaller lots, revitalizing communities and providing population growth.
 - (b) Retain the current 80 Ha minimum lot size (MLS) along the 'Canberra Corridor' in the proposed RU1 Zone.
 - (c) Include the need to review the 200ha MLS in the future, to ensure it is still meeting the needs of the community and is meeting desired objectives, particularly those regarding management of feral animals, weeds and fire management.
 - (d) Inclusion of the recommended amendments in response to community consultation as identified in the 18 May Council report, item 9.3.3.
- B. Hold a Councillor workshop to determine a specific engagement strategy for development of the LEP.
- C. Amend the LEP Planning Proposal to reflect the changes in (A).
- D. Consider developing a Kalkite masterplan.

Moved Deputy Mayor Higgins

Seconded Councillor Davis

LOST

Record of Voting

Councillors For: Councillor Davis and Deputy Mayor Higgins.

Councillors Against: Councillor Beer, Councillor Frolich, Mayor Hanna, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Williamson and Councillor Mitchell.

At 03:45 pm Councillor Frolich left the meeting.

At 03:46 pm Councillor Frolich returned to the meeting.

At 03:48 pm Councillor Beer left the meeting.

At 03:52 pm Councillor Beer returned to the meeting.

Procedural Motion

INTO COMMITTEE

COUNCIL RESOLUTION

239/23

That Council move into committee.

Moved Councillor Hopkins

Seconded Councillor Stewart

CARRIED

Record of Voting

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

Councillors Against: Councillor Frolich.

Procedural Motion

OUT OF COMMITTEE

COUNCIL RESOLUTION

240/23

That Council move out of committee.

Moved Councillor Davis

Seconded Councillor Beer

CARRIED

Record of Voting

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

Councillors Against: Nil.

Procedural Motion

PUT MOTION

COUNCIL RESOLUTION

241/23

That the motion/amendment be put without further debate.

Moved Councillor Stewart

CARRIED

11.2 ADOPTION OF SETTLEMENT STRATEGY AND RURAL LAND USE STRATEGIES

Record No: I23/595

Councillor Tanya Higgins has given notice that at the Ordinary Meeting of Council on 21 September 2023, she will move the following motion.

COUNCIL RESOLUTION

242/23

That Council implement Part A of Council resolution 109/23 of 18 May 2023 regarding the draft Land Use Strategies and hold a Councillor workshop to:

- A. Develop a specific community engagement strategy including a community reference group with the aim of finalising land use strategies that facilitate local communities that are strong, healthy and prosperous and reflect and meet the diverse needs and interests of the overall local community;
- B. That minutes of the community reference group be referred to Council.
- C. Determine and implement a specific community engagement strategy for the development of the Snowy Monaro Local Environment Plan (LEP).
- D. Final report to be presented by 30 April 2024.

Moved Councillor Stewart

Seconded Councillor Williamson

CARRIED

Record of Voting

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

Councillors Against: Nil.

12. MAYORAL MINUTES

Nil

13. QUESTIONS WITH NOTICE

13.1 QUESTIONS ON NOTICE - RELATED TO SAFEWORK NSW

RECORD NO: 123/591

ATTACHMENTS

1. Questions Related to SafeWork NSW

COUNCIL RESOLUTION

243/23

That the responses to the questions be noted.

Moved Councillor Davis

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, 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 219/23 above as there was no challenge by Councillors.

15. CONFIDENTIAL MATTERS

15.1 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC

Record No: 123/550

COUNCIL RESOLUTION

244/23

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:

15.1 Legal Actions and Potential Claims Against SMRC

Item 15.1 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 Davis	Seconded Councillor Johnson	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Williamson and Councillor Mitchell.</i>	
<i>Councillors Against:</i>	<i>Nil.</i>	

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 219/23 above as there was no challenge by Councillors.

16. REPORT FROM CONFIDENTIAL SESSION

16.1 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC

COUNCIL RESOLUTION		245/23
That Council note the information in the Legal Actions and Potential Claims Against SMRC report.		
Moved Councillor Davis	Seconded Councillor Johnson	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Williamson and Councillor Mitchell.</i>	
<i>Councillors Against:</i>	<i>Nil.</i>	

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 219/23 above as there was no challenge by Councillors.

There being no further business the Mayor declared the meeting closed at 4:38 pm.



CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 21 September 2023 were confirmed by Council at a duly convened meeting on 19 October 2023 at which meeting the signature hereon was subscribed.