



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

18 August 2022

**ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 18 AUGUST 2022**

MINUTES

1.	OPENING MEETING	4
2.	ACKNOWLEDGEMENT OF COUNTRY	4
3.	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS.....	4
4.	CITIZENSHIP CEREMONIES	4
5.	DISCLOSURE OF INTEREST	5
	Nil	
6.	MATTERS DEALT WITH BY EXCEPTION	5
7.	CONFIRMATION OF MINUTES.....	5
	7.1 Ordinary Council Meeting 21 July 2022	5
8.	PLANNING AND DEVELOPMENT APPLICATION MATTERS	6
	8.1 Development Application - 10.2022.294.1 - Demolition and construction of new plant and store room Jindabyne Pool	6
9.	OTHER REPORTS TO COUNCIL.....	7
9.1	KEY THEME 1. COMMUNITY	7
	9.1.1 Lease of Bombala Saleyard.....	7
	9.1.2 Minutes - Community Services Advisory Committee 27 June 2022	7
	9.1.3 Update to Community Services Advisory Committee Charter	8
9.2	KEY THEME 2. ECONOMY.....	8
	9.2.1 Monthly Funds Management Report - July 2022.....	8
9.3	KEY THEME 3. ENVIRONMENT	9
	9.3.1 Snowy Monaro Villages Water Safety Scoping Study Findings.....	9
	9.3.2 Fixing Country Bridges Round 2A acceptance of funding	9
	9.3.3 Minutes of the Snowy Monaro Region Biosecurity (Weeds) Advisory Committee meeting held 19 May 2022	10
9.4	KEY THEME 4. LEADERSHIP	11
	9.4.1 Stronger Country Communities Fund - Round 5	11

9.4.2	Construction of NSW Rural Fire Service emergency operations centre in Cooma - land acquisition and access construction	11
9.4.3	Organisational Performance Report - July 2022	12
9.4.4	Policy: Payment of Expenses and the Provision of Facilities for Mayors and Councillors	13
9.4.5	Resolution Action Sheet Update	13
9.4.6	Local Government NSW Annual Conference 2022	13
9.4.7	Financial Sustainability Review Advisory Group	16
9.4.8	Monthly Budget Review Statement (MBRS) to 31 July 2022	16
10.	NOTICE OF MOTION	17
	Nil	
11.	MAYORAL MINUTES	17
	Nil	
12.	QUESTIONS WITH NOTICE	17
12.1	Answers to Questions with Notice	17
13.	CONFIDENTIAL MATTERS.....	17
13.1	Legal Actions and Potential Claims Against SMRC as at 31 July 2022.....	17
14.	REPORT FROM CONFIDENTIAL SESSION.....	18
14.1	Legal Actions and Potential Claims Against SMRC as at 31 July 2022.....	18

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

**ON THURSDAY, 18 AUGUST 2022
COMMENCING AT 1:00PM**

PRESENT: Mayor Narelle Davis
Deputy Mayor Tanya Higgins
Councillor Peter Beer
Councillor Louise Frolich
Councillor Christopher Hanna
Councillor Tricia Hopkins
Councillor Karlee Johnson
Councillor Bob Stewart
Councillor Lynda Summers

APOLOGIES: Councillor John Castellari

Staff: Peter Bascomb, Chief Executive Officer
David Rawlings, Chief Strategy Officer
Jeff Morgan, Chief Operating Officer
Tracy Sligar, Chief Financial Officer
Gina Woodward, Chief Communications Officer
Richard Doolan, Chief Workforce Officer
Liana Biki, Secretary Council and Committees

1. OPENING MEETING

The Mayor opened the meeting at 1:00PM

2. ACKNOWLEDGEMENT OF COUNTRY

3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

COUNCIL RESOLUTION

203/22

That the apology from Cr Castellari be accepted and leave of absence be granted.

Moved Councillor Johnson

Seconded Councillor Frolich

CARRIED

Record of Voting

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

Councillors Against: Nil.

4. CITIZENSHIP CEREMONIES

Nil

Procedural Motion

ADJOURNMENT

COUNCIL RESOLUTION

204/22

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

Moved Councillor Summers

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Procedural Motion

COUNCIL RESOLUTION

205/22

That the Ordinary Council meeting be resumed at 1:17 pm.

Moved Councillor Summers

Seconded Councillor Hanna

CARRIED

Record of Voting

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

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

206/22

- 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 21 July 2022
 - 9.1.3 - Update to Community Services Advisory Committee Charter
 - 9.3.3 - Minutes of the Snowy Monaro Region Biosecurity (Weeds) Advisory Committee meeting held 19 May 2022
- B. That the Officer's Recommendations in the reports listed above are hereby adopted.

Moved Councillor Stewart

Seconded Councillor Beer

CARRIED

Record of Voting

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

Councillors Against: Nil.

7. CONFIRMATION OF MINUTES

7.1 ORDINARY COUNCIL MEETING 21 JULY 2022

COUNCIL RESOLUTION

207/22

THAT the minutes of the Ordinary Council Meeting held on 21 July 2022 are confirmed as a true and accurate record of proceedings.

Moved Councillor Stewart	Seconded Councillor Beer	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart and Councillor Summers.</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 206/22 above as there was no challenge by Councillors.

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

8.1 DEVELOPMENT APPLICATION - 10.2022.294.1 - DEMOLITION AND CONSTRUCTION OF NEW PLANT AND STORE ROOM JINDABYNE POOL

Record No: I22/505

Application Number:	10.2022.294.1
Applicant:	Momentum Built Pty Ltd
Owner:	Snowy Monaro Regional Council
DA Registered:	20/07/2022
Property Description:	Lot: 11 DP: 866943
Zone:	SP4: Enterprise
Current Use:	Indoor Recreation Facility – Public Pool
Proposed Use:	Indoor Recreation Facility – Public Pool
Permitted in Zone:	Yes
Recommendation:	That the application be approved subject to conditions

COUNCIL RESOLUTION

208/22

That pursuant to section 4.16(1)(a) of the *Environmental Planning and Assessment Act 1979 (as amended)* Council grants consent to DA 10.2022.294.1 for **Demolition of existing plant and store rooms and construction of new plant and store room (Jindabyne pool)** on Lot 11 DP 866943, 3 Snowy River Avenue Jindabyne, with conditions of consent attached to this report.

Moved Councillor Frolich

Seconded Councillor Summers

CARRIED

Record of Voting

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

Councillors Against: Nil.

9. OTHER REPORTS TO COUNCIL

9.1 KEY THEME 1. COMMUNITY

9.1.1 LEASE OF BOMBALA SALEYARD

Record No: I22/521

COUNCIL RESOLUTION

209/22

That Council

- A. Approves proceeding to lease the Bombala saleyards; and
- B. A report come back to the Council prior to the lease being entered into.

Moved Councillor Stewart

Seconded Councillor Frolich

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.1.2 MINUTES - COMMUNITY SERVICES ADVISORY COMMITTEE 27 JUNE 2022

Record No: I22/525

COUNCIL RESOLUTION

210/22

That Council receive and note the Minutes from the Community Services Advisory Committee meeting

held on 27 June 2022.

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 and Councillor Summers.

Councillors Against: Nil.

9.1.3 UPDATE TO COMMUNITY SERVICES ADVISORY COMMITTEE CHARTER

Record No: I22/524

COUNCIL RESOLUTION **211/22**

That Council approve the updated Community Services Advisory Committee charter.

Moved Councillor Stewart **Seconded Councillor Beer** **CARRIED**

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 206/22 above as there was no challenge by Councillors.

9.2 KEY THEME 2. ECONOMY

9.2.1 MONTHLY FUNDS MANAGEMENT REPORT - JULY 2022

Record No: I22/500

COUNCIL RESOLUTION **212/22**

That Council

- A. Receive the report indicating Council's cash and investments position as at 31 July 2022; and
- B. Receive the certificate of the Responsible Accounting Officer.

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

Record of Voting

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

Councillors Against: Nil.

9.3 KEY THEME 3. ENVIRONMENT

9.3.1 SNOWY MONARO VILLAGES WATER SAFETY SCOPING STUDY FINDINGS

Record No: I22/204

COUNCIL RESOLUTION

213/22

That Council

- A. Place a copy of the Snowy Monaro Villages Water Safety Scoping Study (attachment A) on its website.
- B. Develop a revised long term financial plan that incorporates the lifecycle costs of implementing the improved water quality recommendations and the impacts on the residents, to assist in consulting with the community on the findings of the report.

Moved Councillor Summers

Seconded Councillor Beer

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.3.2 FIXING COUNTRY BRIDGES ROUND 2A ACCEPTANCE OF FUNDING

Record No: I22/499

COUNCIL RESOLUTION

214/22

That Council

- A. Accept the funding amount of \$7,875,612.66 under the NSW Government Fixing Country Bridges Program Round 2A;
- B. Allocate \$2 million to the 2022/23 budget and the remainder to the 2023/2024 budget.
- C. Add the replacement of the following bridges to the capital works program within Council's 2022-2026 Delivery Program and 2022-2023 Operational Plan: Cambalong bridge, Cambalong road Palarang; Redcliffe bridge, Cambalong road, Palarang; Cambalong 2 bridge, Cambalong road Cambalong; Darbys Gully bridge, Old Bombala road, Nimmitabel; Black Flat bridge, Black Flat road, Williamsdale.

Moved Councillor Stewart

Seconded Councillor Hopkins

CARRIED

Record of Voting

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

Councillors Against: Nil.

**9.3.3 MINUTES OF THE SNOWY MONARO REGION BIOSECURITY (WEEDS) ADVISORY COMMITTEE
MEETING HELD 19 MAY 2022**

Record No: 122/488

COUNCIL RESOLUTION

215/22

That Council

- A. Receive and note the information in the report on the minutes of the Snowy Monaro Region Biosecurity (Weeds) Advisory Committee meeting held 19 May 2022.
- B. Write to the Local Land Services' Chair on behalf of the Committee seeking the appointment of an African lovegrass Coordinator to be based out of the Cooma Local Land Services office specifically to progress the African lovegrass strategy within the Snowy Monaro region.
- C. On behalf of the Committee, invite local member, Nichole Overall to the next Biosecurity Advisory Committee meeting, or to an extraordinary meeting on a date that suits Ms Overall, to present the African lovegrass strategy, proposed solutions and funding requirements.

Moved Councillor Stewart

Seconded Councillor Beer

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 206/22 above as there was no challenge by Councillors.

9.4 KEY THEME 4. LEADERSHIP

9.4.1 STRONGER COUNTRY COMMUNITIES FUND - ROUND 5

Record No: I22/530

COUNCIL RESOLUTION

216/22

That

- A. the following project list be the priority listing for the application for the Stronger Country Communities Fund:
- (a) Bombala swimming pool accessibility upgrades
 - (b) Bombala Showground electricity upgrades
 - (c) Cooma Showground electricity upgrades
 - (d) Street beautifications – Berridale
 - (e) Nimmitabel Showground accessibility upgrades
 - (f) Aitchison’s cottage restoration.
- B. That following further investigation projects up to a value of approximately \$2million be included in the application where reasonable scope and costs can be determined.

Moved Councillor Stewart

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Councillor Frolich.

9.4.2 CONSTRUCTION OF NSW RURAL FIRE SERVICE EMERGENCY OPERATIONS CENTRE IN COOMA - LAND ACQUISITION AND ACCESS CONSTRUCTION

Record No: I22/522

COUNCIL RESOLUTION

217/22

That Council

- A. Enter into an agreement with Snowy Hydro Limited (SHL) to enable progression of the future construction of an Emergency Operations Centre (EOC) on the land adjacent to Council’s current holding of Lot 1 DP 832813; the key agreement elements being:
- i) Council to secure the land required to achieve legal & practical access to the intended EOC location via Geebung Street COOMA, through subdivision (boundary adjustment) by negotiation with the neighbouring landholder (Lot 2 DP 832813);
 - ii) Council to construct suitable access road segment through to the intended SHL boundary,

- enabling access to both the future EOC site and reaching the boundary of SHL’s residual landholding (indicative access path as per the report image);
- iii) Council to action the development approval process in relation to the specified access road segment;
 - iv) SHL to transfer to Council approximately 2 hectares of land (part of SHL owned Lot 14 DP 250029) upon completion of the access road segment referred to in A ii).
- B. Proceed with the subdivision (boundary adjustment) actions as necessary in order to deliver the new access road segment as identified in A ii);
 - C. Classify any land acquired, for both the new public access road segment and the intended gifted transfer from SHL of 2 Ha of land (part of Lot 14 DP 250029) related to the EOC construction in the Polo Flat area of Cooma, as operational land in accordance with *the Local Government Act 1993*;
 - D. Add the construction of the new access road segment for the EOC in Polo Flat area of Cooma to the capital works program within Council’s 2022-2026 Delivery Program and 2022-2023 Operational Plan;
 - E. Assign a budget of \$500,000 (capital project), with understanding that revenue from the intended land sale of Stage 3D Leesville Industrial Estate will provide the corresponding cost offset (linkage to Resolution 154/21 activities);
 - F. Note that the other costs associated with the development and construction of the EOC will be borne by the NSW Rural Fire Service.

Moved Councillor Beer

Seconded Councillor Summers

CARRIED

Record of Voting

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

Councillors Against: Councillor Frolich.

9.4.3 ORGANISATIONAL PERFORMANCE REPORT - JULY 2022

Record No: I22/504

COUNCIL RESOLUTION

218/22

That Council remove the Smiths Road upgrade project from the Capital Works Program from the Operational Plan 2022-2023 until such time external funding is successfully received by Council.

Moved Deputy Mayor Higgins

Seconded Councillor Stewart

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.4.4 POLICY: PAYMENT OF EXPENSES AND THE PROVISION OF FACILITIES FOR MAYORS AND COUNCILLORS

Record No: I22/427

COUNCIL RESOLUTION

219/22

That Council adopt the policy Payment of Expenses and the Provision of Facilities for Mayors and Councillors.

Moved Councillor Summers

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 and Councillor Summers.

Councillors Against: Nil.

9.4.5 RESOLUTION ACTION SHEET UPDATE

Record No: I22/515

COUNCIL RESOLUTION

220/22

That Council receive the resolution update for the period ending July 2022.

Moved Councillor Hanna

Seconded Councillor Hopkins

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.4.6 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2022

Record No: I22/480

ORIGINAL MOTION

That Council

A. Authorise the Mayor and Chief Executive Officer to attend the Local Government NSW Annual

Conference to be held on 23 – 25 October 2022.

- B. Nominate and authorise 2 x Councillors as remaining voting members.
- C. Authorise the expenditure of approximately \$14,000 from the existing elected members' budget.
- D. Councillors submit any strategic motions that impact the broader local government sector to the Chief Executive Officer.

Moved Councillor Summers

Seconded Councillor Beer

AMENDMENT

That Council

- A. Authorise the Mayor and Chief Executive Officer to attend the Local Government NSW Annual Conference to be held on 23 – 25 October 2022.
- B. Nominate and authorise 2 x Councillors as remaining voting members.
- C. Authorise the expenditure of approximately \$6,000 from the existing elected members' budget.
- D. Councillors submit any strategic motions that impact the broader local government sector to the Chief Executive Officer.

Moved Councillor Stewart

Seconded Councillor Johnson

Procedural Motion

COUNCIL RESOLUTION

221/22

That the amendment be put.

Moved Councillor Summers

CARRIED

Record of Voting

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

Councillors Against: Nil.

The procedural motion was carried so the amendment was put without further debate.

AMENDMENT

222/22

That Council

- A. Authorise the Mayor and Chief Executive Officer to attend the Local Government NSW Annual Conference to be held on 23 – 25 October 2022.
- B. Nominate and authorise 2 x Councillors as remaining voting members.

- C. Authorise the expenditure of approximately \$6,000 from the existing elected members' budget.
D. Councillors submit any strategic motions that impact the broader local government sector to the Chief Executive Officer.

Moved Councillor Stewart

Seconded Councillor Johnson

CARRIED

Record of Voting

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

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

The amendment became the motion.

During debate Cr Summers moved another amendment that lapsed for want of a seconder.

LOST MOTION

223/22

That Council

- A. Authorise the Mayor and Chief Executive Officer to attend the Local Government NSW Annual Conference to be held on 23-25 October 2022.
B. Nominate and authorise 2 x Councillors as remaining voting members.
C. Authorise the expenditure of approximately \$6,000 from the existing elected members' budget.
D. Councillors submit any strategic motions that impact the broader local government sector to the Chief Executive Officer.

Moved Councillor Stewart

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Councillor Frolich, Councillor Johnson and Councillor Stewart.

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

Procedural Motion

COUNCIL RESOLUTION

224/22

That Council move into committee.

Moved Councillor Frolich

Seconded Councillor Beer

CARRIED

Record of Voting

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

Councillors Against: Nil.

Procedural Motion

COUNCIL RESOLUTION **225/22**

That Council move out of Committee.

Moved Councillor Frolich **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 and Councillor Summers.

Councillors Against: Nil.

9.4.7 FINANCIAL SUSTAINABILITY REVIEW ADVISORY GROUP

Record No: I22/509

COUNCIL RESOLUTION **226/22**

That Council

- A. Appoint Councillor Hopkins and Councillor Johnson to the Financial Sustainability Review Advisory Group
- B. Invite the Chair of the Audit Risk and Improvement Committee to join the Financial Sustainability Review Advisory Group, or to nominate an alternate independent member.

Moved Councillor Beer **Seconded Councillor Stewart** **CARRIED**

Record of Voting

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

Councillors Against: Councillor Frolich.

9.4.8 MONTHLY BUDGET REVIEW STATEMENT (MBRS) TO 31 JULY 2022

Record No: I22/511

COUNCIL RESOLUTION **227/22**

That the Budget Review Statement for the month ended 31 July 2022 be received and the variations noted therein be approved.

Moved Councillor Hopkins **Seconded Councillor Hanna** **CARRIED**

Record of Voting

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

Councillors Against: Nil.

10. NOTICE OF MOTION

Nil

11. MAYORAL MINUTES

Nil

12. QUESTIONS WITH NOTICE

12.1 ANSWERS TO QUESTIONS WITH NOTICE

Record No: I22/516

COUNCIL RESOLUTION

228/22

That Council receive the answers to questions with notice for the period ending July 2022.

Moved Councillor Hanna

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 and Councillor Summers.

Councillors Against: Nil.

13. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

229/22

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 July 2022

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 Summers

Seconded Councillor Beer

CARRIED

Record of Voting

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

Councillors Against: Nil.

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 2:26 pm the meeting was closed to the press and public.

Note 3: Resumption of Open Committee Meeting

At 2:38 pm the Closed Session ended and the Council meeting continued in Open Session.

14. REPORT FROM CONFIDENTIAL SESSION

13.1 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC AS AT 31 JULY 2022

COUNCIL RESOLUTION

230/22

That Council receive and note the information in the Legal Actions and Potential Claims Against SMRC as at 31 July 2022 report.

MINUTES OF THE ORDINARY COUNCIL MEETING OF SNOWY MONARO REGIONAL COUNCIL
HELD ON THURSDAY 18 AUGUST 2022

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

There being no further business the Mayor declared the meeting closed at 2:38 pm



CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 18 August 2022 were confirmed by Council at a duly convened meeting on 15 September 2022 at which meeting the signature hereon was subscribed.