



SNOWY MONARO
REGIONAL COUNCIL

BUSINESS PAPER

PUBLIC EXHIBITION COPY

**Extraordinary Council Meeting
3 April 2025**

STATEMENT OF ETHICAL OBLIGATIONS

Councillors are reminded of their oath or affirmation of office made under section 233A of the Local Government Act 1993 and their obligations under the Council's code of conduct to disclose and appropriately manage conflicts of interest.

CONFLICTS OF INTEREST

A conflict of interest arises when the Mayor or Council staff are influenced, or are seen to be influenced, in carrying out their duties by personal interests. Conflicts of interest can be pecuniary or non-pecuniary in nature.

A pecuniary interest is an interest that a person has in a matter because of a reasonable likelihood or expectation of a financial gain or loss.

A non-pecuniary interest can arise as a result of a private or personal interest, which does not relate to money. Examples include friendship, membership of an association or involvement or interest in an activity.

The Mayor or staff member who considers they may have a conflict of interest should read Council Policy.

The responsibility of determining whether or not the Mayor or Council employee has a pecuniary or non-pecuniary interest in a matter, is the responsibility of that individual. It is not the role of the Mayor or Chief Executive Officer, or another Council employee to determine whether or not a person may have a conflict of interest.

COUNCIL CODE OF CONDUCT

The Council Code of Conduct is a requirement of Section 440 of the Local Government Act 1993, which requires all councils to have a code of conduct to be observed by the Mayor and Council employees attending a Council meeting or a meeting of a committee of Council.

The code of conduct sets out the responsibilities of the Mayor and Council employees attending a Council meeting or a meeting of a committee of Council. The code also sets out how complaints against a Council employee, the Mayor or Chief Executive Officer are to be made.

COUNCIL CODE OF MEETING PRACTICE

The Council Code of Meeting Practice is a requirement of Part 2, Division 1 of the Local Government Act 1993, which requires all councils to have a code of meeting practice. The code of meeting practice is to be observed by the Mayor, members of staff, delegates of the Council and members of the public attending a Council or a meeting of a committee of Council.

Acknowledgement of Country

Council wishes to show our respect to the First Custodians of this land the Ngarigo, Walgalu, Ngunnawal and Bidhawal people and their Ancestors past and present.

Webcasting

Council meetings are recorded and live streamed to the internet for public viewing. By entering the Chambers during an open session of Council, you consent to your attendance and participation being recorded and streamed on Council's website www.snowymonaro.nsw.gov.au

**EXTRAORDINARY COUNCIL MEETING
TO BE HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW
2630**

**ON THURSDAY 3 APRIL 2025
COMMENCING AT 1:00 PM**

BUSINESS PAPER

1.	OPENING MEETING	
2.	ACKNOWLEDGEMENT OF COUNTRY	
3.	COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL	
4.	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS	
5.	DISCLOSURE OF INTEREST	
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	<i>Item 9.1 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.</i>	

6.1.1 RESOLUTION ACTION SHEET UPDATES

6.1.1 RESOLUTION ACTION SHEET UPDATES

Record No: I25/190

OFFICER'S RECOMMENDATION

That Council note Resolution Action Sheet Updates.

This is an information only report.

EXECUTIVE SUMMARY

In order to provide councillors with updates on resolutions of Council, a report has been generated with a summary of actions that are current.

RESPONSIBLE OFFICER: Chief Strategy Officer

ATTACHMENTS

1. 20 March 2025 - Resolution Action Sheet Updates
-

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
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Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
24/01/2025	11/25	Chief Strategy Officer	Strategy	24/02/2025	Outstanding
2 - Settlement of Claims - Snowy Reservoir Collapse COUNCIL RESOLUTION 11/25 That Council receive confidential monthly reports detailing the progress of all outstanding claims in relation to the water reservoir failure including any potential financial implications, and that the council take all steps within its authority to ensure the fair and timely resolution of these claims. Moved Councillor Rose Seconded Councillor Stewart CARRIED Record of Voting <i>Councillors For: Councillor Elliott, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Williamson and Councillor Thaler.</i> <i>Councillors Against: Councillor Davis, Councillor Higgins and Councillor Summers.</i>					
Notes					

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
24/01/2025	8/25	Manager Infrastructure	Infrastructure	24/02/2025	Outstanding
1 - Replacement of Water Reservoir AMENDMENT 8/25 That the motion be amended to read: A. Note that the Cooma Snowy Reservoir construction is in the current delivery and operational plan and appropriate funding has been allocated. B. Seek State and/or Federal Government Funding to assist with replacing the water reservoir. Moved Councillor Davis Seconded Councillor Higgins CARRIED Record of Voting <i>Councillors For: Councillor Davis, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney and Councillor Summers.</i> <i>Councillors Against: Councillor Elliott, Councillor Rose, Councillor Stewart, Councillor Williamson and Councillor Thaler.</i>					
Chair's Casting Vote					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	
	Committee: Ordinary Council	

Upon the vote being put there was an equality of votes in favour of the motion and against the motion. In accordance with Council's code of meeting practice the Chair exercised her casting vote and voted in favour of the amendment which then became the Motion.

Notes

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
12/12/2024	300/24	Coordinator Strategy Development	Strategy	13/01/2025	Outstanding

Ratepayer Survey

COUNCIL RESOLUTION

301/24

That when the current ratepayer survey is complete, that through the CEO, the relevant council staff review the results of this survey together with the results of the last three surveys, to propose an action plan, to be presented to councillors along with the results of the surveys, to address the top priorities indicated by the survey results. This to be completed no later than the end of the first quarter of 2025.

Moved Councillor Rose Seconded Councillor Thaler

CARRIED

Record of Voting

Councillors For: Councillor Elliott, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Thaler and Councillor Williamson.

Councillors Against: Councillor Davis, Mayor Hanna and Councillor Summers.

Notes

07 Mar 2025

Community Satisfaction Survey Report presented to Councillors 23 January 2025. Actions are to be translated into delivery program actions.

12 Feb 2025

Community Satisfaction Survey Report presented to Councillors 23 January 2025. Actions are to be translated into delivery program actions.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
12/12/2024	294/24	Chief People Officer	Workforce	13/01/2025	Outstanding

Tip Staff

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	
	Committee: Ordinary Council	

COUNCIL RESOLUTION	294/24
That Council direct the CEO to explore opportunities for cross-training of staff to assist with tip and waste facility operations during low staff events.	
Moved Councillor Thaler	Seconded Councillor Rose
CARRIED	
Record of Voting	
<i>Councillors For: Councillor Elliott, Mayor Hanna, Councillor Rooney, Councillor Stewart, Councillor Thaler and Councillor Williamson.</i>	
<i>Councillors Against: Councillor Davis, Councillor Higgins, Councillor Rose and Councillor Summers.</i>	
Notes	
07 Feb 2025	
Initial discussion has been held on the options available and work is continuing.	

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
12/12/2024	288/24	Chief People Officer	Workforce	13/01/2025	Outstanding

Recruitment of CEO	288/24
COUNCIL RESOLUTION	
That McArthur be appointed to undertake the recruitment of the CEO.	
Moved Councillor Davis	Seconded Councillor Elliott
CARRIED	
Record of Voting	
<i>Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers and Councillor Thaler.</i>	
<i>Councillors Against: Nil.</i>	
Notes	
07 Feb 2025	
Workshop held with councillors to review the requirements for the role. Job pack has been developed and CEO recruitment will go into market early February.	

Date From: Date To:		IN-PROGRESS ACTIONS REPORT			 SNOWY MONARO REGIONAL COUNCIL	
		Committee: Ordinary Council				
Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed	
14/11/2024	262/24	Senior Project Manager	Infrastructure	16/12/2024	Outstanding	
Delivery Program Progress Report COUNCIL RESOLUTION 262/24 That Council note the delivery program progress report. That Council write to the local State Member to seek support for funding for the upgrades to the Bombala Arts and Culture Centre be retained by Council. That Council write to the local State Member to seek support in getting a resolution to the detailed design of the Jindabyne Town Centre to allow the toilet block upgrades to be undertaken. Moved Councillor Davis Seconded Councillor Summers CARRIED Record of Voting Councillors For: <i>Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson.</i> Councillors Against: <i>Nil.</i>						
Notes 03 Mar 2025 BOMBALA ARTS & INNOVATION CENTRE: The grant office has deemed the project non-viable due to a lack of interest from any commercial organization or community group. The grant funding has been rescinded and the project will no longer proceed., JINDABYNE TOWN CENTRE TOILETS: A design meeting was held on 2/12 with Civic Maintenance and Land & Property. The Project Management Framework (PMF) was issued to Civic Maintenance to complete before we progress the design. Corporate Projects awaits completion of the PMF. It is acknowledged that internal Operational resources are limited in terms diverting efforts towards PMF development 30 Jan 2025 BOMBALA ARTS & INNOVATION CENTRE: The grant office has deemed the project non-viable due to a lack of interest from any commercial organization or community group. The grant funding has been rescinded and the project will no longer proceed., JINDABYNE TOWN CENTRE TOILETS: A design meeting was held on 2/12 with Civic Maintenance and Land & Property. The Project Management Framework (PMF) was issued to Civic Maintenance to complete before we progress the design. Corporate Projects awaits completion of the PMF. It is acknowledged that internal Operational resources are limited in terms diverting efforts towards PMF development 03 Dec 2024						

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	
	Committee: Ordinary Council	

BOMBALA ARTS & INNOVATION CENTRE: the grant office has announced that they will undertake a viability review of this project and may or may not rescind the funding based on the outcome., JINDABYNE TOWN CENTRE TOILETS: a design meeting was held on 2/12 and the Project Management Framework will be completed for this to progress the design.

03 Dec 2024

No further action at this time.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
15/08/2024	214/24	Coordinator Land & Property	Infrastructure	14/11/2024	Outstanding

Delegate Disadvantaged Housing - Lots 3-4 Sec 8 DP 758346

COUNCIL RESOLUTION

214/24

That Council:

- A. Defer a decision on Delegate disadvantaged housing Lots until November 2024.
- B. Provide a financial analysis as part of that report.

Moved Councillor Stewart

Seconded Councillor Davis

CARRIED

Record of Voting

Councillors For: 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.

Notes

13 Feb 2025

Input from Finance and Community Services is required to determine the complete range of holding costs (including depreciation) and to provide data on the impact on Community Services wages and service levels if allocation to an external CHP is not pursued., Due to recent changes within the Community Services directorate, the scope of the "financial analysis" will need to be clarified., Note: The LG & CHP Guidelines are deemed essential in both the founding Deed of Agreement and the original Lease (on holding over) arrangement, under which Community Services began acting as the CHP during the BSC era. According to the guidelines: "(ii) Persons listed on public housing waiting lists are to be provided with the opportunity to apply for housing provided through the programme provided that in all instances priority is given to those persons in need who meet the eligibility criteria for accommodation, or unless otherwise directed by the Minister.", Social tenancy management at these premises to adhere with the LG & CHP Guidelines, irrespective of whether it is overseen by SMRC Community Services or an external CHP entity. The preference for selecting 'local' tenants only appears to contravene these guidelines and does not ensure a consistent equitable approach to social housing allocation, which the NSW Public Housing Register aims to uphold.

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Notes

03 Mar 2025
 Acquisition is progressing though not yet finalized.

30 Jan 2025
 Acquisition is progressing though not yet finalized.

29 Nov 2024
 PWA still working through easements acquisition process with the landowner.

25 Oct 2024
 Easement acquisition progressing well. Acquisition costs are covered by the grant.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
18/07/2024	205/24	Supervisor Civic Maintenance	Community Services	19/08/2024	Outstanding

Policy to Support Community Groups to Partner with Council on Civic Maintenance Projects

COUNCIL RESOLUTION **205/24**

That Council simplify the process, approval forms and fees and charges, for Community groups and service clubs who are willing to partner with Council to undertake maintenance and renewal projects within Council’s civic maintenance program, inclusive of projects to pick up litter.

Moved Councillor Davis **Seconded Councillor Mitchell** **CARRIED**

Record of Voting

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

Councillors Against: Nil.

Notes

12 Feb 2025
 No further progress. PS

02 Dec 2024
 his Policy stance is broader than Civic Maintenance and needs to be incorporated in a standalone volunteer policy. Perceived barriers are set by WHS ACT currently.
 Discussion ongoing

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07 Nov 2024
 This Policy stance is broader than Civic Maintenance and needs to be incorporated in a stand-alone volunteer policy. Perceived barriers are set by WHS ACT currently.
 Discussion ongoing

31 Jul 2024
 Noted. Policy to be developed.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
16/05/2024	130/24	Chief Community Services	Community Services	17/06/2024	Outstanding

Snowy River Hostel Expression of Interest (Update)

COUNCIL RESOLUTION **130/24**

That Council continue discussions with interested parties over the next two months to seek a direction forward.

Moved Councillor Davis **Seconded Councillor Summers** **CARRIED**

Record of Voting
Councillors For: Councillor Beer, Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.
Councillors Against: Nil.

Notes

12 Feb 2025
 No further progress. PS

28 Nov 2024
 This is not yet completed. A report is to come back Council early in 2025 to advise of the pathway forward.

07 Nov 2024
 Tony Murray, Chief of Community Service, and John Gargett, a/g Chief of Infrastructure and Projects, met with Angie Ingram (Cooma Challenge) on 9 October 2024 to progress their proposal. More work is needed to determine the best use of this facility. JG

01 Aug 2024
 Meetings have occurred with respondents with the new date for resubmission being 30 August 2024. The Berridale Community Group are to be notified by email as to the updated timeframe.

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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All sub-consultant reports have been issues to the environmental planner for preparation of the REF (Review of Environmental Factors).

02 Dec 2024
 Draft Heritage Assessment has been reviewed. Contamination and Environmental Assessment are nearly complete for REF (Review of Environmental Factors), which is expected to be complete in December 2024. Project team has been liaising with TfNSW and UGL regarding the license and lease for the rail corridor.

25 Oct 2024
 Contamination Assessment, Heritage Assessment, and Environmental Assessment are all underway. Draft REF (Review of Environmental Factors) due in December 2024.

31 Jul 2024
 A. Work on the scope and planning of the business case has started., B. Engagement of a Project Manager would occur as the project nears construction stage in quarter 2 next year but will likely be more expensive than managing the project within council meaning there will be less money available to construct the actual trail resulting in the likelihood it will be a shorter length.

01 Jul 2024
 A. Work on the scope and planning of the business case will start in July 2024., B. Engagement of a Project Manager would occur as the project nears construction stage in quarter 2 next year but will likely be more expensive than managing the project within council meaning there will be less money available to construct the actual trail resulting in the likelihood it will be a shorter length.

30 May 2024
 A. Work on the scope of the business case has not yet started., B. Funding agreement not yet finalised.

30 Apr 2024
 A. Work on the scope of the business case has not yet started., B. Funding agreement not yet finalised.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
18/04/2024	88/24	Land & Property Officer	Infrastructure	20/05/2024	Outstanding
<p>Bunyan Quarry Land Acquisition - Crown Land Lots 159, 160 & 161 DP 724552</p> <p>COUNCIL RESOLUTION 88/24</p> <p>That Council</p> <p>A. Acquire the following land by compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) by authority contained in the Local Government Act 1993 (NSW) for the purposes of the Bunyan Quarry:</p> <p style="margin-left: 20px;">i) Lots 159, 160 & 161 in Deposited Plan 724552.</p> <p>B. Proceed with the necessary applications to the NSW Minister for Local Government and the NSW Governor to acquire Lots 159, 160 & 161 in Deposited Plan 724552.</p> <p>C. Acknowledge that minerals are to be excluded from the acquisition.</p> <p>D. Acknowledge that the acquisition is not for the purpose of resale.</p>					

Date From: Date To:		IN-PROGRESS ACTIONS REPORT		 SNOWY MONARO REGIONAL COUNCIL	
		Committee: Ordinary Council			
18/04/2024	87/24	Manager Infrastructure	Infrastructure	20/05/2024	Outstanding
Acceptance of Funding under the NSW Government Country Passenger Transport Infrastructure Grants Scheme - Round 2					
COUNCIL RESOLUTION			87/24		
That Council					
A. Endorses the delivery of bus shelters funded under CPTIGS Round 2 for inclusion into Councils 23/24 Delivery and Operational Plan.					
B. Ensure a second round of information be communicated to affected business holders before construction takes place.					
Moved Deputy Mayor Higgins		Seconded Councillor Johnson		CARRIED	
Record of Voting					
Councillors For: <i>Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.</i>					
Councillors Against: <i>Nil.</i>					
Notes					
12 Mar 2025					
On hold due to resourcing. ZCB					
12 Feb 2025					
Still on hold due to resourcing issues. ZCB					
29 Oct 2024					
Action currently 'on-hold' until New Year. Primarily due to recent staff departures					
31 Jul 2024					
No further update.					
02 Jul 2024					
Staff sick leave during the month of June has prevented any further action on this item. Staff seeking alternative dates for display of bus shelters and consultation with local businesses.					
04 Jun 2024					
Project team looking for a suitable date/time to display the bus shelters at Highdale carpark and to engage with the community (school children) to agree what configuration bus shelters will be installed in i.e. all together or separated as dictated by bus bays.					
01 May 2024					
Funding acceptance letter signed by CEO and sent to CPTIGS R2 funding authority. Second round of community consultation will commence week starting 13 May.					

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Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
18/04/2024	105/24	Senior Project Manager	Infrastructure	20/05/2024	Outstanding

Bombala Arts and Innovation Centre (8-12 Wellington Street) - future direction for site

COUNCIL RESOLUTION **105/24**

That Council proceed with spending the existing funding to undertake highest priority works on the building.

Moved Councillor Hopkins **Seconded Councillor Mitchell** **CARRIED**

Record of Voting

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

Councillors Against: Councillor Johnson and Councillor Williamson.

Notes

30 Jan 2025
 The grant office has deemed the project non-viable due to a lack of interest from any commercial organization or community group. The grant funding has been rescinded and the project will no longer proceed.

29 Nov 2024
 Awaiting outcome of GMO's viability assessment.

25 Oct 2024
 The grant office have advised Council that they will be carrying out a feasibility assessment of this project to determine whether grant funding will be withdrawn.

23 Jul 2024
 No further update.

18 Jun 2024
 Discussions continuing with Funding body to secure funding deed to allow works to commence

17 May 2024
 Discussions ongoing with grant office to gain a signed funding deed to commence works as agreed

01 May 2024
 Reassigned to appropriate area for action.

Date From: Date To:		IN-PROGRESS ACTIONS REPORT			 SNOWY MONARO REGIONAL COUNCIL	
		Committee: Ordinary Council				
Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed	
21/03/2024	75/24	Coordinator Public Health & Environment	Community Services	22/04/2024	Outstanding	
<p>Cmunt Legal Matters</p> <p>COUNCIL RESOLUTION 75/24</p> <p>That Council seeks to recover the outstanding amount by proceeding with Option 1 as outlined in the report.</p> <p>Moved Councillor Summers Seconded Councillor Mitchell CARRIED</p> <p>Record of Voting</p> <p><i>Councillors For: Councillor Beer, Mayor Hanna, Deputy Mayor Higgins, Councillor Johnson, Councillor Summers and Councillor Mitchell.</i></p> <p><i>Councillors Against: Councillor Davis, Councillor Frolich, Councillor Stewart and Councillor Williamson.</i></p>						
<p>Notes</p> <p>13 Feb 2025 07 February 2025 -The matter remains with legal Counsel who are preparing documents for action. Update request sent to SlavenTorline seeking advice on a timeline for legal proceedings in this matter. , - MR</p> <p>28 Nov 2024 The matter is now with legal Counsel who are drafting documents for action.</p> <p>17 Oct 2024 Deed of Indemnity has been signed and executed by both Council and SlavenTorline in accordance with Council’s resolution., SlavenTorline have now issued instructions to CLH to draft the claim pursuant to section 121 of Bankruptcy Act 1996 and to brief legal counsel on the matter.</p> <p>24 Jul 2024 No further update.</p> <p>28 Jun 2024 Funding deed has been reviewed and the information provided is now consistent with Council's resolution. A fully signed copy of the deed will be available in the coming weeks.</p> <p>24 May 2024 Received a copy of Funding Deed from Trustee. The Deed is being reviewed to ensure it meets Council resolution in this matter.</p> <p>01 May 2024</p>						

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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Tony Murray, Chief of Community Service, and John Gargett, a/g Chief of Infrastructure and Projects, met with Angie Ingram (Cooma Challenge) on 9 October 2024 to progress their proposal. More work is needed to determine the best use of this facility.

01 Aug 2024
No further update.

01 Jul 2024
Meeting with EOI applicants scheduled for the first week of July. Following meetings with EOI applicants, an update will be provided to Council.

11 Jun 2024
Council staff have a meeting booked for the next two weeks with Respondents to progress the EOI. Due to Covid these meetings were postponed and have now been rescheduled.

08 May 2024
No further update - Continuing to engage with the two parties who have expressed interest.

03 Apr 2024
A report will be addressed at the May 2024 Council meeting following the EOI process.

29 Feb 2024
The EOI period for SRH has been extended 4 weeks. Mayor Hanna and the CEO have advised Federal MP McBain of the closure. Depending on outcomes from the EOI process and future use, McBain's office will support SMRC on possible funding options.

01 Feb 2024
The last resident is scheduled to transfer to Yallabee Lodge on Friday 2 February and subsequently Snowy River Lodge residential aged care service will close at 3pm. The majority of staff are transferring to Yallabee Lodge. Expressions of Interest for the future use of the facility are currently being sought.

12 Dec 2023
Are continuing to work with the residents and their families to support their transition to another facility.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
19/10/2023	271/23	Acting Chief Operating Officer	Infrastructure	1/07/2024	Outstanding
<p>Proposal for a Social Enterprise Nursery</p> <p>COUNCIL RESOLUTION 271/23</p> <p>That Council support the development of a social enterprise nursery as ancillary to the Adaminaby sewage treatment plant, subject to there being no nett cost to Council and obtaining the relevant approvals, by:</p> <p>A. Providing owner's consent for SHL to lodge a development application for the land;</p> <p>B. Entering into a long-term lease for the balance of lot 1 DP539221 at an annual rent that covers Council's costs including depreciation;</p>					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT		
	Committee: Ordinary Council		
<p>C. Providing treated effluent to the nursery for irrigation purposes, rather than simply discharging the treated effluent to the creek. D. Request SHL in developing the charter for the social enterprise, incorporate a principle of complementary relationship with the existing local native nurseries, to encourage mutual long term sustainability.</p>			
Moved Councillor Summers		Seconded Councillor Davis	CARRIED
Record of Voting			
<p><i>Councillors For: Councillor Davis, Councillor Frolich, Mayor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers and Councillor Williamson.</i></p> <p><i>Councillors Against: Nil.</i></p>			
Notes			
13 Mar 2025			
No further action. Still awaiting a response from SHL. JG			
12 Feb 2025			
Waiting on a response from SHL. JG			
28 Nov 2024			
Waiting on response from SHL. Snowy Hydro to be contacted to get an update on status of proposal and advice provided back to Council at February 2025 meeting.			
31 Oct 2024			
Waiting on a response from SHL. JG			
31 Jul 2024			
No further update. Awaiting information from Snowy Hydro.			
01 Jul 2024			
No further update.			
11 Jun 2024			
Initial meeting held with SHL on 29 May 2024 and future discussions on-going.			
02 May 2024			
No further update.			
08 Apr 2024			
Awaiting response from Snowy Hydro.			
28 Feb 2024			
Consultation ongoing with SHL. Target date July 2024.			

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
	<p>Further development of these strategies currently underway with the focus on the revised settlements strategy. It is anticipated a draft will be ready either late 2024 or first quarter of 2025. Work is scheduled within the 2024-2025 Operational Plan.</p>	
31 Oct 2024	<p>Further development of these strategies currently underway with the focus on the revised settlements strategy. It is anticipated a draft will be ready either late 2024 or first quarter of 2025. Work is scheduled within the 2024-2025 Operational Plan.</p>	
31 Jul 2024	<p>Further development of these strategies is planned for the 24-25 Operational Plan Year</p>	
24 Jun 2024	<p>Further development of these strategies is planned for the 24-25 Operational Plan Year</p>	
20 May 2024	<p>Further development of these strategies is planned for the 24-25 Operational Plan Year</p>	
30 Apr 2024	<p>Further development of these strategies is planned for the 24-25 Operational Plan Year</p>	
26 Mar 2024	<p>Resourcing has meant that the further development of these strategies has not been able to progress.</p>	
28 Feb 2024	<p>Resourcing has meant that the further development of these strategies has not been able to progress.</p>	
23 Jan 2024	<p>Indicative pricing has been sought for the provision of external consultants to undertake this work. Currently, Strategic Planning has two vacant positions, one being the Team leader and the other is the Senior Strategic Planner, leaving the capacity and capability of the team at an extremely low level of service. Initial responses from consultancies approached have not been optimistic, with most consultancies only having the capacity to deliver part of the required scope of work within the required timeframe. Further testing of the market capability and availability is ongoing. Until the positions are filled or budget is made available to undertake this work, this work remains in abeyance.</p>	
27 Nov 2023	<p>Indicative pricing has been sought for the provision of external consultants to undertake this work. Currently, Strategic Planning has two vacant positions, one being the Team leader and the other is the Senior Strategic Planner, leaving the capacity and capability of the team at an extremely low level of service. Initial responses from consultancies approached have not been optimistic, with most consultancies only having the capacity to deliver part of the required scope of work within the required timeframe. Further testing of the market capability and availability is ongoing. Awaiting quarterly budget review to determine if a budget for this work becomes available.</p>	
27 Oct 2023		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	
	Committee: Ordinary Council	

Indicative pricing has been sought for the provision of external consultants to undertake this work. Currently, Strategic Planning has two vacant positions, one being the Team leader and the other is the Senior Strategic Planner, leaving the capacity and capability of the team at an extremely low level of service. Initial responses from consultancies approached have not been optimistic, with most consultancies only having the capacity to deliver part of the required scope of work within the required timeframe. Further testing of the market capability and availability is ongoing.

26 Sep 2023

Indicative pricing is being sought for the provision of external contractor resourcing to undertake this work. Currently, Strategic Planning has two vacant positions, one being the Team leader and the other is the Senior Strategic Planner, leaving the capacity and capability of the team at an extremely low level of service.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
17/08/2023	194/23	Senior Project Manager	Infrastructure	31/05/2024	Outstanding

Cooma Office Building - Foreshadowed Motion

COUNCIL RESOLUTION

194/23

That Council:

- A: Acknowledge that there is to be no further significant investment in 81 Commissioner Street premises.
- B: Request a report to Council with respect to establishing a new facility to house the administrative functions of SMRC.
- C: Write to our local State Member, Premier and relevant State Ministers to request financial support for this project.

Moved Councillor Hopkins

Seconded Councillor Stewart

CARRIED

Record of Voting

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

Councillors Against: Councillor Frolich.

Notes

03 Mar 2025

Awaiting direction from ELT regarding the final revision and the report's Council Meeting date.

30 Jan 2025

Awaiting direction from ELT regarding the final revision and the report's Council Meeting date.

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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29 Nov 2024
 Report written for December Council meeting.

04 Nov 2024
 No further action taken at this stage due to vacant position in Corporate Projects team.

23 Jul 2024
 No further update

24 Jun 2024
 No further update.

17 May 2024
 Further information to be provided at a future council meeting, no further update at this time.

01 May 2024
 Further information to be provided at a future council meeting, no further update at this time.

02 Apr 2024
 Further information to be provided at May council meeting, no further update at this time.

31 Jan 2024
 No further progress. The Manager Corporate Projects position has now been filled and the project will be considered in conjunction with the other demands on that role.

12 Dec 2023
 No further progress on this matter.

30 Oct 2023
 At the moment the other work required to be undertaken has meant that resources have not been able to be reallocated to undertake this review of office building needs.

05 Oct 2023
 The additional work has yet to be able to be scheduled.

01 Sep 2023
 B. Request a report to Council with respect to establishing a new facility to house the administrative functions of SMRC. , A revised budget will need to be identified and prepared. , C: Write to our local State Member, Premier and relevant State Ministers to request financial support for this project. , Awaiting new GM

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
17/08/2023	203/23	Coordinator Engagement	Community Services	29/11/2024	Outstanding
Council Action on Social Media Posts that Threaten, Intimidate, Harass, Humiliate, Slander, Defame or Troll Snowy Monaro Staff and Councillors.					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT		
	Committee: Ordinary Council		
COUNCIL RESOLUTION	203/23		
That Council:			
A. Establish a policy that is responsive to inappropriate social media postings that target Council members and staff.			
B. Base the policy on the following principles:			
(a) Social media posts that threaten, intimidate, harass, humiliate, slander, defame or troll Snowy Monaro Staff and Councillors be reported to the E Safety Commissioner in the first instance.			
(b) That social media account administrators who enable or permit social media posts that threaten, intimidate, harass, humiliate, slander, defame or troll Snowy Monaro staff, contractors and Councillors be requested to immediately remove such posts.			
(c) If requests for the removal of posts are not actioned, Council is to pursue legal action.			
(d) Social media accounts, and the hosting social media platform, that publish online abuse be reported to the E Safety Commissioner.			
(e) Independent live streaming and recording of SMRC facilitated community meetings, consultation and events be prohibited without prior written permission from Council.			
(f) Community members who threaten, intimidate, harass, humiliate, slander, defame or troll Snowy Monaro staff and Councillors in any forum, be prohibited from attending SMRC facilitated community meetings, consultation and events.			
C. Snowy Monaro Regional Council submit a motion to the November 2023 NSW Local Government Conference supporting stronger laws and protection for Council staff and Councillors from online abuse.			
Moved Mayor Davis	Seconded Councillor Summers	CARRIED	
Record of Voting			
Councillors For: <i>Councillor Beer, Mayor Davis, Councillor Hanna, Deputy Mayor Higgins, Councillor Johnson, Councillor Summers and Councillor Mitchell.</i>			
Councillors Against: <i>Councillor Frolich, Councillor Hopkins, Councillor Stewart and Councillor Williamson.</i>			
Notes			
12 Mar 2025			
A draft has been prepared. Before presenting to Council, it is essential to ensure alignment with related policies. This should be presented as package alongside the suite of safety reforms.			
30 Jan 2025			
Draft prepared. Awaiting further safety reform documents.			

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
28 Nov 2024	Draft prepared. To be presented with the suite of safety reform documents when finalised	
31 Oct 2024	A draft has been prepared. Before presenting to Council, it is essential to ensure alignment with related policies. This should be presented as package alongside the suite of safety reforms.	
01 Aug 2024	A – A Social Media Policy and Social Media Community Guidelines are being drafted for the November 2024 Council meeting., B – Principles noted to be included in the policy. , C – Completed.	
01 Jul 2024	Action has been reassigned to the Communications team to develop.	
06 Jun 2024	Given Council's current position to undertake significant Safety Reform, this will be brought into this overarching strategy.	
01 May 2024	No further update.	
02 Apr 2024	No further update.	
04 Mar 2024	No further update.	
05 Feb 2024	Due do competing priorities, workforce management has not had adequate time to invest in this matter at present.	
12 Dec 2023	Council's motion was incorporated with a number of other motions on similar themes. LGNSW will now progress the issue at a state level.	
12 Dec 2023	No further update due to competing priorities at this time to address requirement to undertake closure of Snowy River Hostel, divestment of Yallabee Lodge, and commencement of Towards Excellence project.	
27 Oct 2023	Notice of Motion sent to LGNSW on 13 October 2023 for the November LG Conference.	
03 Oct 2023	Minimal progression due to competing priorities. A number of NSW Councils have given advice through LGNSW and directly on what strategies they have previously used to address these types of issues, noting the complexity around what is supported through legislation. This information has been collected and is being reviewed to understand the best direction to take the development of any policy in for Snowy Monaro Regional Council.	
25 Aug 2023		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
25 Mar 2024	Investigating alternate pathway to registration as suggested by Surveyor. Slivers of Land as a possible way forward.	
28 Feb 2024	Pursuing an avenue of lodging an "Expression of Interest in Claiming Sliver Lot(s)" by way of a specific plan via surveyor in order to progress this lot consolidation.	
31 Jan 2024	No further update.	
12 Dec 2023	LRS requisition has flagged that probate/transmission on neighbouring lot has not been completed and advised that "the consent of Public Trustee is, required in lieu of probate/transmission." - This external holding probate matter delays registration of Council's Plan of Consolidation.	
30 Oct 2023	No further update	
28 Sep 2023	No further update	
30 Aug 2023	Signature acquired from the adjacent landholder representative on Plan of Consolidation as required due to LRS requisition. Surveyor discussing with LRS.	
31 Jul 2023	No further update at this point. Gentleman has been unavailable to contact on successive occasions.	
27 Jun 2023	Preliminary discussion had with deceased property owner's heir. Efforts are underway to meet with them and execute plan of consolidation, according to LRS requisition.	
31 May 2023	No further update at this point.	
04 May 2023	Signature of adjoining landholder is being sought to confirm survey.	
28 Apr 2023	No further update at this point.	
28 Mar 2023	Copy of Proposed Plan requires signature by owner of 49 Caveat St to confirm agreement to boundary as shown on plan. (due to old system title entitlement to occupied land / 200mm beyond fence line) This will fulfil part of the LRS requisition. It has been established that the current owner on title has passed away. Further investigation to find executor underway.	
01 Mar 2023	Surveyor addressing LRS requisition aspects.	

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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29 Jan 2023
 Surveyor update on LRS registration of Lot 15 DP 1285587 pending. Note: LRS Requisition Due Date currently listing as 17/3/2023.

29 Nov 2022
 Surveyor responding to LRS requisition requests.

01 Nov 2022
 Awaiting LRS registration of the plan of consolidation.

03 Oct 2022
 No further update at this point.

31 Aug 2022
 No further update at this point.

26 Jul 2022
 Plans & administration sheet lodged with LRS awaiting registration.

05 Jul 2022
 Survey work completed, administration sheet signed and returned to surveyor for lodgement.

30 May 2022
 Survey works delayed due to internal competing priorities. Estimated delivery time June 2022.

29 Apr 2022
 Title name change complete, awaiting consolidation plan from surveyor to progress the matter further.

01 Apr 2022
 Resolution 55/22 - Title name change initiated with BMR & Surveyor engaged to undertake works. ETA of Consolidation Plan is early May 2022.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
17/06/2021	154/21	Coordinator Land & Property	Infrastructure	28/02/2025	Outstanding
<p>Leesville Civil Works Progression to Enable Sale of Subdivision Section 3D (4 Lots) - Sale of Industrial Land</p> <p>COUNCIL RESOLUTION 154/21</p> <p>That Council</p> <p>A. Approve the completion of the essential civil works required for Stage 3D of the Leesville Industrial Estate subdivision in Jindabyne, expending up to \$600,000;</p> <p>B. Approve Lots 17, 18, 19 & 20 in Stage 3D at Leesville Industrial Estate to be sold by public auction, once civil works are completed;</p> <p>C. Authorise the Chief Executive Officer to establish the reserve price for Lots 17, 18, 19 & 20 at Leesville Industrial Estate ahead of the auction, and to negotiate with the highest bidder should any property fail to meet the reserve;</p>					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
No further update.		
30 Oct 2023		
No further update		
28 Sep 2023		
General update on civil works progress - Construction Certificate issued for Leesville Stage 3D (4 lots). Auction timing TBC, dependent on LRS registration completion once all civil works are finalised.		
31 Aug 2023		
No further update at this point.		
31 Jul 2023		
Projected revenue from sale adjusted - per Resolution 160/23.		
29 Jun 2023		
Civil works planning is underway. Land and Property investigating options of local Real Estate Agents to conduct land sale at the relevant time.		
26 May 2023		
A. In progress, with Roads/Infrastructure helming civil works delivery arrangements. B, C, D & E: To be actioned by Land & Property upon completion of civil works.		
28 Apr 2023		
A. In progress, with Roads/Infrastructure helming civil works delivery arrangements. B, C, D & E: To be actioned by Land & Property upon completion of civil works.		
30 Mar 2023		
No further update		
01 Mar 2023		
No further update at this point.		
29 Jan 2023		
No further update at this point.		
29 Nov 2022		
Notice of Arrangement finalised with Essential Energy - a requirement of the DA/conditions of consent to allow the subdivision registration to proceed.		
31 Oct 2022		
No further update at this point.		
03 Oct 2022		
No further update at this point in time.		
31 Aug 2022		
No further update at this point.		
02 Aug 2022		
No further update at this point.		

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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06 Jul 2022
No further update at this point.

01 Jun 2022
No further update at this point.

03 May 2022
No further update at present.

01 Mar 2022
No further update at this point.

31 Jan 2022
No further update at this point in time.

02 Nov 2021
No further update at this point.

04 Oct 2021
No further update at this point.

05 Sep 2021
A. In progress, with Coordinator Project & Technical Support helming civil works delivery. B, C, D & E: To be actioned by Land & Property upon completion of civil works.

04 Aug 2021
Coordinator Projects & Technical Support progressing delivery arrangements for the expanded civil works.

04 Jul 2021
The resolution actions will be initiated.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
17/06/2021	153/21	Coordinator Land & Property	Infrastructure	28/02/2025	Outstanding
<p>Request to close part of Mittagang Road Reserve - Boundary Adjustment followed by Land Sale to Owner of Lot 2 DP 815248</p> <p style="text-align: center;">COUNCIL RESOLUTION 153/21</p> <p>That Council</p> <p>A. Approve to proceed partial road closure of Mittagang Road, being approximately 773m2, at the specified location, in accordance with the Roads Act 1993;</p> <p>B. Authorise the Chief Executive Officer to execute all necessary documents for the partial road closure and boundary adjustment;</p> <p>C. Agrees that all costs incurred in actioning the boundary adjustment and partial road closure are to be borne by the adjacent landowner (Lot 2 DP 815248), inclusive of general legal, registration fees and title creation costs incurred by Council;</p> <p>D. Obtain an independent valuation of the 773m2 land area that is the subject of the boundary adjustment to guide sale price setting;</p>					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	
	Committee: Ordinary Council	
No further update		
30 Aug 2023	Lot 21 DP 1288427 registered 10 August 2023. Negotiations underway with the relevant Landholder to confirm purchase price to guide land transfer conclusion.	
31 Jul 2023	Statement of particulars provided to the Surveyor to assist the LRS registration process. Updated Independent Valuation secured to guide price, with sale process to proceed upon lot registration. Note: Future lot's land area upon creation will be 770.4m2	
27 Jun 2023	Matter rests with adjoining landholder's planning consultants - Land & Property have confirmed that relevant Plan & 88B instrument to create the new lot (Lot 21 DP 1288427) and also the necessary sewer easement (to benefit Council) has been lodged with LRS. Registration pending.	
31 May 2023	No further update at this point.	
28 Apr 2023	No further update at this point.	
30 Mar 2023	88B instrument uploaded to planning portal for easement creation in favour of SMRC for infrastructure.	
01 Mar 2023	No further update at this point.	
29 Jan 2023	Purchaser's representative confirmed that the 88B instrument (to provide easement to benefit Council's public infrastructure needs) was uploaded to the Planning Portal on 13/12/23.	
29 Nov 2022	Purchasing solicitor drawing up 88B instrument for easement creation (which will benefit Council's public infrastructure needs).	
31 Oct 2022	Deposited Plan to create new lot (subject area of road reserve to be closed and sold) updated to reflect easement for the sewer infrastructure in place, with SMRC referenced as the benefitting authority.	
03 Oct 2022	A - Survey plan and Admin Sheet received from applicant's surveyor on 29/9/22; CEO sign off of Admin Sheet actioned. Lodgement via Planning Portal to be completed by applicant's representative. Once the LRS has issued a lot identification, then Land & Property will be able to action the road closure gazette step. B - Pending - To be completed at the appropriate time. C - Noted - Conveyed to and understood by the relevant external party. D - Completed - valuation report received 1/8/22. E - Pending - To be completed at the appropriate time. F - Pending - To be completed at the appropriate time.	
31 Aug 2022	No further update at this point.	
02 Aug 2022		

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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A - In progress - All relevant information has been provided to the applicant's representative. The progression of the final survey and subdivision lodgement (boundary adjustment) now rests with the applicant. Once the LRS has issued a lot identification, then Land & Property will be able to action the road closure gazette step. B - Pending - To be completed at the appropriate time. C - Noted - Conveyed to and understood by the relevant external party. D - Completed - valuation report received 1/8/22. E - Pending - To be completed at the appropriate time. F - Pending - To be completed at the appropriate time.

06 Jul 2022
 A - In progress - All relevant information has been provided to the applicant's representative. The progression of the final survey and subdivision lodgement (boundary adjustment) now rests with the applicant. Once the LRS has issued a lot identification, then Land & Property will be able to action the road closure gazette step. B - Pending - To be completed at the appropriated time. C - Noted - Conveyed to and understood by the relevant external party. D - In progress. E - Pending - To be completed at the appropriate time. F - Pending - To be completed at the appropriate time.

01 Jun 2022
 No further update at this point.

03 May 2022
 No further update at this point.

01 Mar 2022
 A - The partial road closure of the relevant section of the Mittagang Road reserve is queued for processing. B to F - Cost and administrative arrangements to be finalised with Vision TPC (linked to owner of Lot 2 DP 815248) to deliver clarity for both parties involved.

31 Jan 2022
 No further update at this point in time.

02 Nov 2021
 No further update at this point.

04 Oct 2021
 No further update at this point.

05 Sep 2021
 No further update at this point.

04 Aug 2021
 Land & Property is in contact with the Landowner's Representative to progress mechanics and administration arrangements.

04 Jul 2021
 The resolution actions will be initiated.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
17/06/2021	140/21	Manager Water & Wastewater Operations	Infrastructure	1/12/2024	Outstanding

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
<p>Delegate Water Treatment Plant Reservoir & Pump Station - Acquisition of Part Lot 1 DP 348134 Delegate - Acquisition of Easements - Application for Crown Licence</p>		
<p>COUNCIL RESOLUTION 140/21</p> <p>That Council</p> <p>A. Authorise the CEO to:</p> <ul style="list-style-type: none"> i. Negotiate the purchase under private treaty of part of Lot 1 DP 348134 Delegate or, if required; ii. Proceed with the Compulsory Acquisition of the land described as part of Lot 1 DP 348134 Delegate and having an area of approximately 507m² for the purpose of water treatment plant, two reservoirs (one existing) in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991. <ul style="list-style-type: none"> a. Make an application to the Minister and the Governor for approval to acquire part of Lot 1 DP 348134 Delegate, having an area of approximately 507m², by compulsory process under section 186(1) of the Local Government Act 1993 and in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act; <p>B. That the land being acquired within Lot 1 DP 348134, having an area of approximately 507m², is to be classified as operational land;</p> <p>C. Application be made to the Minister for Local Government and the Governor to acquire easements for raw water pipeline purposes being 3 metres wide within (or over) Lot 2 DP 1015012 and Lot 8 DP 1167423 at Delegate by compulsory acquisition process in accordance with Council's power under Section 186(1) of the Local Government Act 1993 in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991;</p> <p>D. Application be made for a Licence from Department of Planning, Industry & Environment, Crown Lands for purpose of town water supply infrastructure on the Delegate River adjacent to Lot 8 DP 1167423;</p> <p>E. Authorise the CEO to sign any documentation required for the acquisition processes defined.</p> <p>Moved Councillor Stewart Seconded Councillor Rooney</p>		
<p>Notes</p> <p>12 Feb 2025 Works progressing and nearing completion. JG</p> <p>28 Nov 2024 No further update.</p> <p>31 Jul 2024 No further update.</p> <p>28 Jun 2024 No further update.</p> <p>11 Jun 2024 No further update.</p>		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
30 Apr 2024	No further update	
02 Apr 2024	No further update.	
29 Feb 2024	Draft offer letter completed and ready for offer to landowner. , Valuation of land has been confirmed. This is the value that will be put to the landowner to accept.	
24 Jan 2024	No further update.	
13 Dec 2023	No further update.	
30 Oct 2023	Acquisition of Lot is progressing.	
03 Oct 2023	Opening Letter issued to landowner on 13/07/2023. RFQ issued on 26/07/2023 for engagement of valuation services, RFQ closed on 18/08/2023 – selection and engagement of valuer in progress.	
04 Sep 2023	No further update.	
28 Jul 2023	Acquisition of Lot is progressing. Formal lease to allow for construction of the plant has been finalised that protects SMRC from any actions.	
22 Jun 2023	No further updates	
31 May 2023	No further update.	
27 Apr 2023	No further update	
20 Mar 2023	No further update	
02 Mar 2023	No further update	
01 Feb 2023	No further update	
30 Nov 2022		

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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No further update
02 Nov 2022
 No further update
07 Oct 2022
 Licence document has been finalised and is in the process of being signed, Land acquisition has been formally notified to snowy forests and the process has begun.
06 Sep 2022
 No further update.
03 Aug 2022
 No further updates.
07 Jul 2022
 No further updates
27 May 2022
 No further updates
25 Mar 2022
 No further updates
20 Jan 2022
 No further updates
03 Nov 2021
 No further updates
28 Sep 2021
 No further updates
30 Aug 2021
 Valuation of land has been received. Lawyers amending license following comments from Snowy Forests and SMRC
02 Aug 2021
 Valuation done on land required and agreement and license being drawn up by BMR Lawyers
29 Jun 2021
 Action Officer changed from Land and Property to Water & Wastewater

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
19/11/2020	240/20	Coordinator Strategy Development	Strategy	15/12/2024	Outstanding
Bicentennial Garden/ Parks - Bombala					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
	Council resolved not to adopt the land use strategies informing the LEP, therefore, no further progress towards the new LEP, which will list the Bicentennial Park as heritage listed.	
27 Nov 2023	Council resolved not to adopt the land use strategies informing the LEP, therefore, no further progress towards the new LEP, which will list the Bicentennial Park as heritage listed.	
27 Oct 2023	Council resolved not to adopt the land use strategies informing the LEP, therefore, no further progress towards the new LEP.	
26 Sep 2023	No further update.	
31 Aug 2023	Council resolved not to adopt the land use strategies informing the LEP, therefore, no further progress towards the new LEP.	
24 Jul 2023	Council resolved not to adopt the land use strategies informing the LEP, therefore, no further progress towards the new LEP.	
05 Jul 2023	Council resolved not to adopt the land use strategies informing the LEP, therefore, no further progress towards the new LEP.	
29 May 2023	Council resolved not to adopt the land use strategies informing the LEP, therefore, no further progress towards the new LEP.	
28 Apr 2023	Has been added to the draft LEP heritage listings within SMRC LGA. Planning Proposal for new draft LEP completed and public exhibition closed on 20 February 2023, Council is waiting gateway approval from NSW Planning.	
31 Mar 2023	Has been added to the draft LEP heritage listings within SMRC LGA. Planning Proposal for new draft LEP completed public exhibition on 20 February 2023, Council is waiting gateway Approval from NSW Planning.	
27 Feb 2023	Has been added to the draft LEP heritage listings within SMRC LGA. Planning Proposal for new draft LEP completed public exhibition on 20 February 2023.	
27 Jan 2023	Has been added to the draft LEP heritage listings within SMRC LGA. Planning Proposal for new draft LEP is on public exhibition until 20 February 2023.	
22 Dec 2022	Has been added to the draft LEP heritage listings within SMRC LGA. Planning Proposal for new draft LEP is on public exhibition until 6 February 2023.	
22 Nov 2022	Has been added to the draft LEP heritage listings within SMRC LGA. Planning Proposal for new draft LEP is on public exhibition until 6 February 2023.	
28 Oct 2022		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
	Has been added to the draft LEP heritage listings within SMRC LGA. Planning Proposal for new draft LEP is to be reported to Council in November 2023.	
	27 Sep 2022	
	To be added to the draft LEP heritage listings within SMRC LGA. LEP expected to be lodged in draft to NSW Planning mid-2023.	
	26 Aug 2022	
	To be added to the draft LEP.	
	03 Aug 2022	
	No further update.	
	24 Jun 2022	
	To be included within the draft LEP by December 2022.	
	24 May 2022	
	To be included in draft LEP by December 2022.	
	29 Apr 2022	
	Process for heritage listing to be finalised through LEP process.	
	25 Mar 2022	
	Process for heritage Listing to be finalised through the LEP process and Heritage NSW.	
	24 Feb 2022	
	Process for heritage Listing to be finalised through the LEP process and Heritage NSW.	
	29 Oct 2021	
	No further update - Process for heritage listing to be finalised.	
	30 Sep 2021	
	No further update - Process for heritage listing to be finalised.	
	30 Aug 2021	
	No further update - Process for heritage listing to be finalised; however, discussion at 28 August Council meeting held concerns that future development in the area may be hampered by such listing. Enquiries to take place with Council's heritage Officer to seek clarification around this.	
	02 Jul 2021	
	No further update - Process for heritage listing to be finalised.	
	01 Jun 2021	
	No further update - Process for heritage listing to be finalised.	
	04 May 2021	
	C - Council's Heritage Advisor has prepared a report recommending the trees within the Park are heritage listed.	
	07 Apr 2021	
	No further update.	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	
	Committee: Ordinary Council	

03 Mar 2021
 C - Assessment completed, currently being reviewed by Council's Strategic Planning team.

02 Feb 2021
 C - Assessment completed, currently being reviewed by Council's Strategic Planning team.

29 Jan 2021
 A - To be incorporated into draft the Plans of Management which will go out for community consultation planned for early March 2021. B - Completed. C - A request has been sent to Council's Heritage consultant to consider this item for heritage listing.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
19/03/2020	55/20	Manager Infrastructure	Infrastructure	28/06/2024	Outstanding

Proposed Acquisition of Easement for Access to Middlingbank Quarry

COUNCIL RESOLUTION **55/20**

That Council

A. Enter into negotiations with the owner of lot 1 DP 1022898 for a right of way for access across his land.
 B. Engage the services of a surveyor to create a plan for registration of a right of way across lot 1 DP 1022898.
 C. Council to be responsible for all costs for creation and registration of the plan for the right of way.
 D. Authorise the Chief Executive Officer to negotiate the compensation for the easement.
 E. Authorise the Chief Executive Officer to sign all necessary documents to give effect to the above.

Moved Councillor Rooney **Seconded Councillor Corbett** **CARRIED**

Notes

12 Mar 2025
 No further update ZCB

12 Feb 2025
 No further action. ZCB

02 Dec 2024
 No further update. ZCB

31 Oct 2024
 No further update. JG.

31 Jul 2024
 No further update.

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
01 Jul 2024	No further update.	
11 Jun 2024	No further update.	
02 May 2024	No further update.	
04 Apr 2024	No further update.	
29 Feb 2024	No further update.	
25 Jan 2024	No further update.	
31 Oct 2023	No further update.	
01 Sep 2023	No further update.	
01 Aug 2023	No further update.	
30 Jun 2023	No further update. With the recent sale of an adjacent lot, conversation to recommence for access early in the new financial year.	
01 Jun 2023	No further update.	
01 May 2023	No further update.	
03 Apr 2023	No further update.	
02 Mar 2023	No further update.	
04 Jan 2023	After a desktop investigation of the proposed access site for purchase, it was noted that there is no obvious access to the Middlingbank Quarry from this site.	
30 Nov 2022		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
	Comment has been raised to the Infrastructure Team about a property that may be for sale which could allow access to the Middlingbank Quarry. This will be investigated.	
02 Nov 2022	No further updates.	
07 Oct 2022	No further update.	
06 Sep 2022	No further update.	
03 Aug 2022	No further update.	
07 Jul 2022	No further action.	
07 Jun 2022	No further update.	
11 May 2022	No further update.	
08 Feb 2022	All actions have been undertaken. The owners of Lot 1 refused to negotiate a right of carriageway through their property, so the resolution can be taken no further. There is a Crown Road Reserve through Lot 2 but negotiations with Crown Lands have not yet taken place over the use of that access point. A report will be prepared for Council consideration once Crown Lands have been consulted over the acquisition of the Crown Road Reserve.	
29 Sep 2021	This action will be subject to a Council report for consideration in November 2021.	
05 Jul 2021	The Owner of Lot 1 DP 1022898 has stated they are not prepared to enter into negotiations for a right of carriageway between Middlingbank Road and Middlingbank Quarry., Discussions are underway with the owner of Lot 2 DP 1271068 to understand if options are available to create an access through that property with further options to acquire the Crown Road (unformed) that's established along the boundary of Lot 1 and Lot 2.	
04 Jul 2021	No further update at this point.	
06 Jun 2021	No further update at this point.	
05 May 2021	No further update at this point.	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	
	Committee: Ordinary Council	

31 Mar 2021
No further update.

01 Mar 2021
A - Negotiations continue with Manager Infrastructure spearheading discussions. B - Draft plan for right of access pending results of A. C to E - These actions will take place at the appropriate time.

02 Feb 2021
A - Letter has been sent to Council's solicitor requesting that he commence negotiations with the landowner for a right of way for access to the Quarry. B - Surveyor has submitted a draft plan for right of access and this will be finalised as soon as negotiations are completed.

28 Jan 2021
04 Dec 2020 A - Completed. B - Discussions are ongoing to decide the best approach for a permanent access., 23 Oct 2020 A - The temporary agreement between SMRC and Mr Thomas for access to Middlingbank Quarry has been signed and is active from 2 November 2020 through to 30 April 2021. Notice has been provided to Mr Thomas, in accordance with the agreement that Council intend to access Middlingbank Quarry to extract material in November 2020. Work to ensure the access road is suitable for heavy traffic will commence on Monday 2 November. B - The process to secure permanent access will commence shortly. C - These actions will take place at the appropriate time., 24 Sept 2020 A - The agreement has been executed by both parties and Council is planning dates for access to the quarry to extract material., 26 Aug 2020 A - Council is currently negotiating an agreement with the landowner that will create a temporary access agreement for a 6 month period between November 2020 and April 2021. B - The surveyor has completed the survey for the easement for access subject to negotiation with the landowner. C - Council has engaged the surveyor and will be responsible for all costs. D - Further negotiations are required to understand if a permanent agreement for access to Middlingbank Quarry, through Mr Thomas's property is possible., 28 Jul 2020 A - No update. B - Quotations for the survey were received. Despite numerous emails being sent to the surveyors only one surveyor responded and he has been requested to proceed as soon as possible., 26 Jun 2020 A - Negotiations with landowners are ongoing. B - Requests for quotations for survey have been advertised., 28 May 2020 A meeting took place with the landowner, his father, Manager of Infrastructure, Land and Property Officer and Council's solicitor, Mark Herbert. Negotiations are ongoing., 24 Apr 2020 An email was sent to the landowner but there has been no response. A second email will be sent this week to be followed up with a phone call., 26 Mar 2020 Negotiations have commenced with the landowner.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
21/11/2019	422/19	Coordinator Strategy Development	Strategy	23/01/2025	Outstanding
Managing Heavy Vehicles in Bombala Town Centre - Community Consultation					
COUNCIL RESOLUTION			422/19		
That the matter be deferred for further consultation with the public including correspondence from the Bombala Chamber of Commerce.					
Moved Councillor Stewart		Seconded Councillor Maslin		CARRIED	
Notes					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
07 Mar 2025	This is not planned work for the strategic planning team and was not considered for the 2024-2025 OP.	
12 Feb 2025	This is not planned work for the strategic planning team and was not considered for the 2024-2025 OP.	
19 Nov 2024	This is not planned work for the strategic planning team and was not considered for the 2024-2025 OP.	
31 Oct 2024	This is not planned work for the strategic planning team and was not considered for the 2024-2025 OP.	
26 Jul 2024	This is not planned work for the strategic planning team and was not considered for the 2024-2025 OP.	
24 Jun 2024	This is not planned work for the strategic planning team and was not considered for the 2023-2024 OP.	
20 May 2024	This is not planned work for the strategic planning team and was not considered for the 2023-2024 OP.	
30 Apr 2024	No further update.	
26 Mar 2024	This is not planned work for the strategic planning team and was not considered for the 2023-2024 OP.	
28 Feb 2024	This is not planned work for the strategic planning team and was not considered for the 2023-2024 OP.	
23 Jan 2024	Consultation is waiting on the provision of information from the community members on what option they would like Council to consult with the community on, the previous route options or a new option provided from the community representatives.	
13 Dec 2023	Consultation is waiting on the provision of information from the community members on what option they would like Council to consult with the community on, the previous route options or a new option provided from the community representatives.	
27 Nov 2023	No further action at this point	
27 Oct 2023	No further action at this point	
26 Sep 2023	No further action at this point - This is not work identified within the 23/24 Operational Plan	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
31 Aug 2023 No further action at this point - This is not work identified within the 23/24 Operational Plan 24 Jul 2023 No further action at this point - This is not work identified within the 23/24 Operational Plan 02 Jul 2023 No further action at this point. 29 May 2023 On-site discussions with Mayor and staff have taken place. No further action at this point. Project is not identified within the 2022-2023 Operational Plan. 28 Apr 2023 On-site discussions with Mayor and staff have taken place. No further action at this point. Project is not identified within the 2022-2023 Operational Plan. 31 Mar 2023 On-site discussions with Mayor and staff have taken place. No further action at this point. Project is not identified within the 2022-2023 Operational Plan. 27 Feb 2023 On-site discussions with Mayor and staff have taken place. No further action at this point. Project is not identified within the 2022-2023 Operational Plan. 27 Jan 2023 On-site discussions with Mayor and staff have taken place. No further action at this point. Project is not identified within the 2022-2023 Operational Plan. 22 Dec 2022 On-site discussions with Mayor and staff have taken place. No further action at this point. Project is not identified within the 2022-2023 Operational Plan. 22 Nov 2022 On-site discussions with Mayor and staff have taken place. No further action at this point. Project is not identified within the 2022-2023 Operational Plan. 28 Oct 2022 On-site discussions with Mayor and staff have taken place. No further action at this point. 27 Sep 2022 On-site discussions with Mayor and staff have taken place. No further action at this point. 26 Aug 2022 Some on-site discussions with staff and Mayor undertaken. 03 Aug 2022 No further update. 24 Jun 2022 This consultation work has not been planned for the 2022-2023 FY. 24 May 2022 This consultation work has not been planned for 22/22 financial year.		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
29 Apr 2022	This consultation work has not been planned for 22/22 financial year.	
25 Mar 2022	This consultation work has not been planned for the 2021/2022 Financial Year within the Strategy Team. Consideration for this action to occur for the 2022-2026 Delivery Program.	
24 Feb 2022	This consultation work has not been planned for the 2021/2022 Financial Year within the Strategy Team. Consideration for this action to occur for the 2022-2026 Delivery Program.	
29 Oct 2021	No further update - requested consultation has not been prioritised as part of the 2020-2021 Operational Plan. As per LSPS action 10.7 bypass investigations is a medium to long term action of 10-20 years.	
30 Sep 2021	No further update - Strategic Planning Team to seek additional information from Councillors.	
30 Aug 2021	No further update - Strategic Planning to seek additional information.	
02 Jul 2021	No further update.	
01 Jun 2021	No further update.	
04 May 2021	No further update - Strategic Planning to seek further information.	
01 Apr 2021	No further update - Strategic Planning to seek additional information.	
03 Mar 2021	No further action at this stage.	
09 Feb 2021		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
31 Jan 2025	No further update	
28 Nov 2024	No further update at this point.	
29 Oct 2024	No further update	
31 Jul 2024	No further update.	
28 Jun 2024	No further update.	
04 Jun 2024	No further update	
30 Apr 2024	No further update	
02 Apr 2024	Process underway to identify sections of Barry way suitable to request transfer from Crown Lands.	
28 Feb 2024	Progress requires budget certainty, which remains pending. Note: The active Council resolution does not mandate any land acquisition and corridor alignment specific to Eagle View Lane or Bungarra Lane.	
31 Jan 2024	Progress requires budget certainty, which remains pending. Note: The active Council resolution does not mandate any land acquisition and corridor alignment specific to Eagle View Lane or Bungarra Lane.	
12 Dec 2023	Progress requires budget certainty, which remains pending. Note: The active Council resolution does not mandate any land acquisition and corridor alignment specific to Eagle View Lane or Bungarra Lane.	
30 Oct 2023	No further update	
28 Sep 2023	No further update	
30 Aug 2023	Progress requires budget certainty, which remains pending. Note: The active Council resolution does not mandate any land acquisition and corridor alignment specific to Eagle View Lane or Bungarra Lane.	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
31 Jul 2023	Progress requires budget certainty, which remains pending. Note: The active resolution does not mandate any aspects specific to Eagle View Lane or Bungarra Lane.	
29 Jun 2023	No further update.	
26 May 2023	Progress requires budget certainty, which remains pending. Note: The active resolution does not mandate any aspects specific to Eagle View Lane or Bungarra Lane.	
28 Apr 2023	Progress requires budget certainty, which remains pending. Note: The active resolution does not mandate any aspects specific to Eagle View Lane or Bungarra Lane.	
30 Mar 2023	No further update.	
01 Mar 2023	No further update at this point.	
29 Jan 2023	No further update at this point.	
29 Nov 2022	No further update at this point.	
31 Oct 2022	Progress requires budget certainty, which remains pending. Note: The active resolution does not mandate any aspects specific to Eagle View Lane or Bungarra Lane.	
03 Oct 2022	No further update at this point in time.	
31 Aug 2022	Confirmation of budget availability sought internally.	
26 Jul 2022	No further update.	
05 Jul 2022	No further update.	
30 May 2022	No further update.	
04 May 2022	No further update.	
01 Apr 2022	No further update.	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
Committee: Ordinary Council		
02 Mar 2022	C - Site inspection successful, reached agreeance with both parties. G - Funding source to be investigated further. A, B, D, E, F - No further updates.	
24 Jan 2022	C - Site inspection successful, reached agreeance with Barry party, awaiting response from Stevens Party. G - Funding source to be investigated further. A, B, D, E, F - No further updates.	
16 Dec 2021	Site Meeting Scheduled for 16/12/2012.	
25 Nov 2021	C - Site meeting to be held as part of negotiations for Eagleview lane realignment from Barry Way to Mowamba River, no further update for at this point for balance of resolution.	
28 Sep 2021	Awaiting response from Eagleview Lane landholder addressing negotiated terms of land transfer (fencing request).	
07 Sep 2021	Negotiations being conducted with landholder - Eagleview lane. Confirmation from planning sent to landholder, trying to reach outcome for second request. Contact has been made with surveyor, plans and progress information received 06/09/2021. Review to be conducted to find out where we are at and what the next step forward is for the overall matter.	
02 Aug 2021	Planning has responded to Land & Property Team. Land & Property Officer will make contact with landholder to advise outcome and how to move forward.	
04 Jul 2021	Follow up tabled to the Coordinator Development in relation to landholder queries which are linked the progression of this matter.	
06 Jun 2021	No further update at this point.	
05 May 2021	No further update at this point.	
31 Mar 2021	No further update at this point.	
01 Mar 2021	A&C - Further follow up email (3/2/021 LB) has been sent to landowner on Eagle View Lane requesting contact be made with Council to discuss the way forward. B - Application is being prepared to apply for sections of Crown Road to be transferred to Council. 4/2/21 Query tabled to Coordinator Development relaying landowner query.	
02 Feb 2021	A&C - Follow up email has been sent to landowner on Eagle View Lane requesting that he contact the Land and Property Officer to discuss the way forward. B - Application is being prepared to apply for sections of Crown Road to be transferred to Council.	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
Committee: Ordinary Council		
28 Jan 2021 Nov 2020 A&B - Waiting on response from landowner who does not live locally. C - Letters are currently being prepared to commence negotiation with landowners adjoining Barry Way on Cobbon Hill. A quote has been sought from Public Works Advisory to carry out the compulsory acquisition of Crown land on Cobbon Hill., Oct 2020 A&B - Surveyor has provided necessary information which has now been provided to the land owner. Provision of this information will now allow 'C' to be completed., Sept 2020 A&B - Surveyor has addressed questions relating to the plan at the intersection of Eagle View Lane. The landowner was notified and again posed a number of questions. Most of these have been answered and the answer to the last question will be provided this week. C - Negotiation will commence next week with landowners adjacent to Cobbon Hill. This section of realignment of the Barry Way will involve compulsory acquisition from the Crown. D - This project has been divided into sections so that the surveyor completes the survey work as Council is ready to address each section. E - The section of the Barry Way which passes through Crown land without a road reserve is at the southern end and will be addressed as that stage is reached., Aug 2020 A&B - Surveyor has notified Council that due to workload this plan may take a little longer. C - Landowner has been notified that there is a delay involved in obtaining the information that they have requested. E to G - Ongoing., Jul 2020 A&B - Surveyor has been requested to provide the plan for the second section which will involve Eagle View Lane. C - Landowners have been notified that Council is waiting on plan. E to G - Ongoing., Jun 2020 The draft plan may be expected. The landowner is waiting on this information before proceeding. A - Survey is being done in sections. B - Request for sections of Crown road to be transferred to Council will be carried out at the end of the project. C - Negotiations with landowners are ongoing. D - See 'A' above. E - Acquisition will be carried out as necessary when the plan for individual sections is finalised. F&G Ongoing., May 2020 The surveyor has promised to have the draft plan with the area of road to be closed and the area of the area to be acquired marked on the plan sent to Council within the next week. This plan will then be sent to the landowner., Apr 2020 Contacted the landowner on Eagle View Lane who has requested information. He wants to know how much land Council will require for the road and how much land he will receive in compensation. Will there be sufficient space for him to construct an eco-hut. The surveyor has been requested to calculate the area of both areas so that an accurate answer can be provided., Mar 2020 In view of the fact that the landowner has not contacted the Land and Property Officer to date a letter has been sent asking him to contact the Land and Property Officer to discuss his consent to the creation of the road reserve over the road in its current location through his property., Feb 2020 The Land and Property Officer met with the landowner and he said he will respond after consultation with his wife., Jan 2020 Waiting on response from landowner on Eagle View Road. He resides in Tasmania.		
03 Oct 2018 Kleven Spain engaged to carry out survey.		
27 Aug 2018 Surveyor selected and work to progress shortly.		
07 Aug 2018 Revised Target Date changed by: Lyn Bottrill From: 06 Jun 2019 To: 31 Dec 2019		
02 Aug 2018 Call for expressions of interest from local land surveyors. Submissions currently being considered.		
23 Jul 2018 No EOI's received by due date. All surveyors were contacted and were given an extension of time to submit their EOI. Closing date is 27/7.		

<p>Date From: Date To:</p>	<p>IN-PROGRESS ACTIONS REPORT</p> <p>Committee: Ordinary Council</p>	
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11 Jul 2018
 Specification sent to three surveyors requesting that they submit expressions of interest. Due by cob 13/7.

21 Jun 2018
 Revised Target Date changed by: Lyn Bottrill From: 06 Jun 2018 To: 06 Jun 2019

21 Jun 2018
 Draft specification with Group Manager Transport and Infrastructure for approval.

04 Jun 2018
 The specification is currently been developed for the work to be carried out by the surveyor. Council will call for expressions of interest to carry out the work.

23 May 2018
 Specification being developed to seek quotations from suitably qualified land surveyors.

Meeting Date	Res No	R/Officer	Section	Estimated Comp Date	Completed
5/04/2018	118/18,119/18	Coordinator Land & Property	Infrastructure	31/01/2025	Outstanding
<p>Proposed Road Closure & Sale of old Lions Park at Bombala</p> <p>COUNCIL RESOLUTION 118/18</p> <p>That Council;</p> <ul style="list-style-type: none"> A. Approve the partial road closure on the corner of High Street and Stephen Street Bombala so that the fence line becomes the boundary of lot 9 DP 995614; B. Engage the services of a land surveyor to provide a plan for the boundary adjustment; C. Authorise the General Manager to execute any documents necessary to complete the boundary adjustment and sale of the property; D. Readvertise the property on the open market for auction with an appropriate reserve; and E. Make the Report public once the matter is settled. <p>Moved Councillor Stewart Seconded Councillor Ewart CARRIED</p>					
<p>COUNCIL RESOLUTION 119/18</p> <p>That Council;</p> <ul style="list-style-type: none"> A. Thank Mr Alcock and Mr Jardine for their dedication to preserving this heritage building and its contents; and B. Regretfully reject the offer to transfer Lot 6 Section 42 DP 758776 to Council. <p>Moved Councillor Beer Seconded Councillor Ewart CARRIED</p>					
Notes					

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
31 Jan 2025	No further update	
29 Nov 2024	Work flowed into Land & Property task schedule for action in 2025.	
29 Oct 2024	No further update	
31 Jul 2024	As legacy land title matters are now resolved, it is intended to action the sale later in 2024/25 period.	
28 Jun 2024	Sale of land to be scheduled in 2024/25.	
04 Jun 2024	No further update at this point in time.	
30 Apr 2024	No further update	
02 Apr 2024	No further update	
28 Feb 2024	A. Completed; B. Completed ; C & D Pending action - Disposal; E. Will be actioned at appropriate time.	
31 Jan 2024	No further update.	
12 Dec 2023	No further update.	
30 Oct 2023	No further update	
28 Sep 2023	No further update	
30 Aug 2023	No further update at this stage	
31 Jul 2023	No further update at this stage.	
30 Jun 2023	Review of suitability of original resolution to be undertaken (Item D & E) in terms of best result for Council, given the present economic and housing needs environment.	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT Committee: Ordinary Council	 SNOWY MONARO REGIONAL COUNCIL
29 Jun 2023	No further update at this stage	
26 May 2023	No further update at this point.	
28 Apr 2023	Review of suitability of original resolution to be undertaken (Item D & E) in terms of best result for current needs of Council	
30 Mar 2023	Title search received - Now Lot 1 DP 1267506 - Road restriction removed - lot established - ready to proceed., COUNCIL RESOLUTION 118/18, That Council; A.	
	Approve the partial road closure on the corner of High Street and Stephen Street Bombala so that the fence line becomes the boundary of lot 9 DP 995614; - COMPLETE, B.	
	Engage the services of a land surveyor to provide a plan for the boundary adjustment; - COMPLETE - PLAN REGISTERED - ROAD RESTRICTION REMOVED, C.	
	Authorise the General Manager to execute any documents necessary to complete the boundary adjustment and sale of the property; D.	
	Readvertise the property on the open market for auction with an appropriate reserve; and E.	
	Make the Report public once the matter is settled.	
01 Mar 2023	No further update at this point.	
29 Jan 2023	No further update at this point.	
29 Nov 2022	No further update at this point.	
31 Oct 2022	No further update at this point.	
03 Oct 2022	No further update at this point.	
31 Aug 2022	A to C - Complete, road closure complete. D&E - Review of suitability of the final element to be undertaken.	
26 Jul 2022	No further update.	
05 Jul 2022	Road closure complete, review of suitability of original resolution to be undertaken.	
30 May 2022	No further update.	
04 May 2022		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
<p>A - Complete. B - Complete. C - Boundary Adjustment Complete. D - Pre-sale assessment to be completed May 2022. E - Awaiting full completion of 'A to E'.</p>		
<p>01 Apr 2022 No further update.</p>		
<p>02 Mar 2022 No further update.</p>		
<p>24 Jan 2022 A&B - Completed. C - Completed. D&E - 'A' & 'B' now complete, process of sale will be initiated in a timely manner.</p>		
<p>15 Dec 2021 A&B - Surveyor advised plans have been registered with LRS, awaiting title advice from solicitor. C – Completed. D&E - Dependant on 'A' being completed.</p>		
<p>12 Nov 2021 A - All requisitions from LRS have been resolved, final plans for road closure are awaiting LRS registration. B - Surveyor will advise when plans have been registered. C - Boundary adjustment paperwork complete, sale of property is dependent on 'A' being completed. D&E - Dependant on 'A' being completed.</p>		
<p>28 Sep 2021 Partial Closure of High Street Bombala Gazetted, 11R form for removing notation from title signed and lodged with LRS, requisitions received from LRS via surveyor these are currently being addressed.</p>		
<p>01 Sep 2021 No further update.</p>		
<p>29 Jul 2021 Followed up with surveyor John Kleven and was advised he was sending updated plan to LRS, and he will advise once plan has been registered with LRS.</p>		
<p>04 Jul 2021 LRS advice is that as due to Lot 9 DP 995614 being a limited title the compiled plan does not comply with current compiled plan guidelines thus a plan of survey is required; being progressed.</p>		
<p>03 May 2021 No further update at this point.</p>		
<p>23 Mar 2021 No further update on this item due to waiting for reply from LRS.</p>		
<p>24 Feb 2021 Target date now 30 June 2021, Waiting for return of lodged documents from LRS.</p>		
<p>02 Feb 2021 No further update.</p>		
<p>28 Jan 2021</p>		

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
	Committee: Ordinary Council	
Nov 2020	<p>C - Solicitor is preparing documents to have a certificate of title (CT) created over the portion of the road to be closed so consolidation can take place. Recent verbal feedback from NSW Land Registry Services to the surveyor indicates that a further survey of the original lot may need to occur to complete the registration due to the age of the original plan's survey. This will be reviewed once the CT has been assigned., Oct 2020 A - Finalised. B - Finalised. C - Solicitor is preparing documents to have a CT created so consolidation can take place. D - Once notified of completed registration the property can be placed on the open market. E - To take place at completion of 'D', Sep 2020 C - Consolidation Plans lodged, surveyor has advised that a CT was not created and the solicitor is now preparing this so that registration can take place., Aug 2020 C - Finalised. D - Finalised. C - Consolidation Plans lodged, Surveyor is following up on progress of same. D - Once notified of completed registration the property can be placed on the open market. E - To take place at completion of 'D', Jul 2020 C - Consolidation Plans received from Surveyor and signed by CEO, returned to Surveyor for lodging for registration of same. D - Once notified of completed registration the property can be placed on the open market. E - To take place at completion of 'D', Jun 2020 E - Finalised. F - Finalised. C to E - Still waiting finalised consolidation plans from surveyor for this item to be completed. Have sent numerous email requests to Surveyor., May 2020 Surveyor again requested to provide the final plan, no response and will continue to follow up. This plan is in draft form with the Surveyor and would not be cost effective to engage another surveyor to finalise the plan., Apr 2020 Email sent to Surveyor requesting a definite date for plan to be registered. Surveyor advised he will review the current draft of this consolidation plan this week and submit for Registration., Mar 2020 Followed up with Surveyor and was advised this item is going to be delayed due to the large scale workload he has in place., Feb 2020 Followed up with Surveyor and was advised this item is going to be delayed due to the large scale workload he has in place., 15 Jan 2020 The Surveyor has advised that he is hoping to have the consolidation plan ready for the end of January 2020.</p>	
05 Oct 2018	<p>Letters have been sent to adjoining landowners with notification of the proposed closure and notification letters to the authorities are being prepared. The advertisement has been placed in the Monaro Post for 11 October and 25 October. The 28-day period for submissions ends on 8 November. Submissions will be reviewed, and the correct process followed.</p>	
03 Oct 2018	<p>Action reassigned to Janine Hudson by: Janine Hudson</p>	
03 Oct 2018	<p>Notifications sent out to commence road closing.</p>	
27 Aug 2018	<p>Plan has been received. There are issues with a previous resumption which has not been registered on title. When these issues are sorted out and the notification period for road closing has expired, and the resumption issues have been resolved then the plan will be registered, and the land will be listed for sale.</p>	
02 Aug 2018	<p>Spoke to surveyor this week and he has promised to get the plan to me within the week.</p>	
23 May 2018	<p>Waiting on plan.</p>	
23 Apr 2018	<p>Revised Target Date changed by: Lyn Bottrill from: 16 Apr 2018 To: 30 Jun 2018</p>	

Date From: Date To:	IN-PROGRESS ACTIONS REPORT	 SNOWY MONARO REGIONAL COUNCIL
23 Apr 2018	Committee: Ordinary Council	
Surveyor has been engaged to provide a plan for boundary adjustment and road closure will commence as soon as a plan is available. 14/5 - Waiting on plan.		

6.1.2 UNLAWFUL MOTIONS

Record No: I25/191

OFFICER'S RECOMMENDATION

There is no recommendation as this is a report from the CEO advising of action taken in accordance with the code of meeting practice. This report is not business before Council, simply legislative reporting.

ISSUES

Under the code of meeting practice where the CEO is of the opinion that a motion is unlawful, or the implementation of the motion would be unlawful, they must not include it in the business paper and must provide a report to the next meeting of the action taken.

A number of motions that were considered to be unlawful, or that the implementation of would be unlawful, were sought to be included in the business paper for the meeting of 20 February 2024. Details as follows:

- Two Motions were excluded as they made allegations of breaches of the code of conduct. Council's code of conduct sets out at clause 9.10 that *"All allegations of breaches of this code must be dealt with under and in accordance with the Procedures."* and at clause 9.11 that: *"You must not allege breaches of this code other than by way of a complaint made or initiated under the Procedures."* Seeking to raise these allegations and have them dealt with by a resolution of Council is not in compliance with those requirements and therefore is an unlawful action. In addition, the motion calls for the CEO to report the findings back to a council meeting. This was a direction to the CEO to breach Cl.9.12: *"You must not make allegations about, or disclose information about, suspected breaches of this code at council, committee or other meetings, whether open to the public or not, or in any other forum, whether public or not."*
- One Motion was excluded due to it being considered that the author was using their position as a councillor to pursue their dissatisfaction with the handling of a personal issue, being a complaint that they had previously raised with council and to which they had been provided a response. Doing so is a breach of the code of conduct having regard to the following:
 - Clause 5.28: You may have reason to deal with your council in your personal capacity (for example, as a ratepayer, recipient of a council service or applicant for a development consent granted by council). You must not expect or request preferential treatment in relation to any matter in which you have a private interest because of your position. You must avoid any action that could lead members of the public to believe that you are seeking preferential treatment.
 - Clause 6.15: You must not take advantage (or seek to take advantage) of your status or position with council, or of functions you perform for council, in order to obtain a private benefit for yourself or for any other person or body.
 - Clause 9.10: All allegations of breaches of this code must be dealt with under and in accordance with the Procedures.

6.1.2 UNLAWFUL MOTIONS

- Clause 9.11: You must not allege breaches of this code other than by way of a complaint made or initiated under the Procedures.
- Clause 9.12: You must not make allegations about, or disclose information about, suspected breaches of this code at council, committee or other meetings, whether open to the public or not, or in any other forum, whether public or not.

RISK ASSESSMENT

Risk Type	Current Risk	Expected Risk	Within Accepted
Asset Management	Low	Low	Yes
Economic Activity	Low	Low	Yes
Environmental Security	Low	Low	Yes
Financial Sustainability	Low	Low	Yes
Health and Safety	Low	Low	Yes
Legislative Governance and Compliance	Low	Low	Yes
Reputation and Image	Low	Low	Yes
Service Delivery	Low	Low	Yes

FINANCIAL IMPACTS

Nil

RESPONSIBLE OFFICER: Chief Executive Officer

OPTIONS CONSIDERED

No options have been considered as including unlawful motions breaches legislative requirements.

IMPLEMENTATION PLANS

N/A

EXISTING POLICY/DECISIONS

Code of Meeting Practice

3.19 The CEO must not include in the agenda for a meeting of the council any business of which due notice has been given if, in the opinion of the CEO, the business is, or the implementation of the business would be, unlawful. The CEO must report, without giving details of the item of business, any such exclusion to the next meeting of the council.

ATTACHMENTS

Nil

6.1.2 UNLAWFUL MOTIONS

6.1.3 SETTLEMENT OF CLAIMS - SNOWY RESERVOIR COLLAPSE - STATUS REPORT

Record No: I25/192

OFFICER’S RECOMMENDATION

That Council note the March 2025 Settlement of Claims - Snowy Reservoir Collapse - Status Report

This is an information only report.

EXECUTIVE SUMMARY

As per the motion carried in the Extraordinary Meeting dated Friday, 24 January 2025.

COUNCIL RESOLUTION

11/25

That Council receive confidential monthly reports detailing the progress of all outstanding claims in relation to the water reservoir failure including any potential financial implications, and that the council take all steps within its authority to ensure the fair and timely resolution of these claims.

Moved Councillor Rose

Seconded Councillor Stewart

CARRIED

Record of Voting

Councillors For: Councillor Elliott, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Williamson and Councillor Thaler.

Councillors Against: Councillor Davis, Councillor Higgins and Councillor Summers.

STATUS REPORT

The current status of the one (1) remaining claim is as follows:

Property	Nature of Claim	Status	Action
Nimby Close Cooma	Property Damage	Revised claim submitted 16 April 2024 under assessment by Statewide Mutual	Claimant & their representative updated by email: <ul style="list-style-type: none"> • 30/1/2025 • 17/1/2025 • 10/1/2025 • 9/1/2025 • 8/1/2025 • 13/3/2025 11/2/2025: CEO discussion with Statewide & Mills Oakley Lawyers (for Statewide) on 11/2/2025 confirming the most recent claim is still under assessment. 26/2/2025: CEO follow-up email to Mills Oakley Lawyers. Matter still with Statewide. 12/3/2025: CEO follow-up email to Mills Oakley Lawyers.

Whilst the Council resolution calls for confidential monthly reports, there is nothing in this report that warrants it being confidential under s10A of the Local Government Act.

RESPONSIBLE OFFICER: Chief Executive Officer

ATTACHMENTS

Nil

7.1 MINUTES FROM MANAGEMENT AND ADVISORY COMMITTEES

Record No: I25/193

OFFICER'S RECOMMENDATION

That Council receive the minutes of the:

- i. Bombala Exhibition Ground Management Committee - Meeting Held 13 November 2024 and 11 December 2024
- ii. Adaminaby Hall Management Committee Minutes of Meeting held 11 February 2025
- iii. Michelago Hall and Tennis Courts Management Committee Minutes of Annual General Meeting held 18 September 2024
- iv. Michelago Hall and Tennis Courts Management Committee Minutes of Meeting held 20 November 2024

BACKGROUND

Minutes of the meetings received in February and March 2025 are included for notation by Council.

ATTACHMENTS

1.
 1. Minutes - Bombala Exhibition Ground Management Committee - Meeting Held 13 November 2024 and 11 December 2024.
 2. 2. Minutes - Adaminaby Hall Management Committee - Meeting Held 11 February 2025
 3. 3. Minutes - Michelago Hall and Tennis Courts Management Committee - 18 September 2024
 4. 4. Minutes - Michelago Memorial Hall and Tennis Courts Management Committee - 20 November 2024
-

Minutes Bombala Exhibition Ground Section 355 Management Committee Meeting

Address: CWA Room, Wellington Street, Bombala NSW 2632
 Date 13th November, 2024

Time: 7.30 pm

Present:

Position	User Group	Member (Name)	Present/Apology
Chairman President	Community	Neil Hennessy	Present
Secretary	Bombala District Netball Club / Community	Anne Caldwell	Present
Treasurer	Bombala Exhibition Society	Graham Hillyer	Absent
Vice President	Bombala Exhibition Society	Richard Peadon	Absent
	Bombala Exhibition Society / Lions Club	Clare Trevanion	Present
	Bombala Senior Rugby League Club		
	Bombala Exhibition Society	Bronwyn Podger	Present
	Bombala District Netball Club	Calli Kidman	Absent
	Bombala Exhibition Society	Anita Walder	Present
	Bombala Exhibition Society	Sophie Campbell	Absent
	Junior League & Bombala Events Committee	Scott Moreing	Present
	Bombala & District Cricket Club	Alan Lishman	Absent
	Bombala & District Cricket Club	Hugh Kater	Absent
	Bombala & District Cricket Club	Jason Cikos	Absent

1 Opening of the Meeting

The Chair, Neil Hennessy opened the meeting at 7.30 pm.

2 Apologies

Anne Caldwell received apologies from Calli Kidman, Hugh Kater and the Cricket Club Members and Neil Hennessy received an apology from Graham Hillyer. Apologies were received from Becky Kelland and Sophie Campbell.

Moved: Clare Trevanion **Seconded:** Bronwyn Podger **Carried**

Adoption of Previous Minutes

Minutes from the meeting held on 8th October, 2024 are confirmed as a true and accurate record of proceedings.

Moved: Scott Moreing **Seconded:** Clare Trevanion **Carried**

3. Business Arising from Previous Minutes

1. Scott Moreing advised that the price of the zip heater from the Mila Country Club is \$3000.
Moved: Clare Trevanion the Exhibition Ground Committee purchase the zip heater.
Seconded: Anita Walder

Carried

4. Correspondence

In:

1. email from Neil Hennessy - seating
 7. email Hugh Kater an apology on behalf of the Cricket Club Members. The Club is working their way through the Council's approval documents and exploring potential funding,
Out: email from the Management Committee in support of the cricket practice pitch.

1. Nil

Moved: Anita Platts that the correspondence be accepted. **Seconded:** Clare Trevanion **Carried**

5. Business Arising from Correspondence

1. Discussion on fold up seats. Preference for three tiered. Not sure of costs.
 2. Neil is in discussion with the Bristle Brush Group.

Notes Bombala Exhibition Ground Management Committee 11th December, 2024

Present: Neil Hennessy, Graham Hillyer, Richard Peadon, Anne Caldwell

Apologies: Calli Kidman, Anita Walder, Hugh Kater and the Cricket Club Members and
Sophie Campbell

1. Seats – two sets of triple seats have to be bolted down.
2. Query – stairs to netball court are they being removed?
3. Investigate camera to inspect sewage line.
4. Neil looking at cupboards to store chemicals and brooms, price \$350 - \$400.
5. The netball competition will be completed next Wednesday.

**Minutes of the meeting of the
Adaminaby Hall s355 Committee
held in the Meeting Room Adaminaby Hall at 6 p m
11/2/2025**

ATTENDANCE Pam Brayshaw (Chair), Bill Fogarty (Treasurer), Ed Potte (Hall Manager)
Joan Fogarty (Secretary), Marwa Hudson, Lynley Miners

APOLOGIES: Tim Corkill

MINUTES 10/9/2024 were read

ACCEPTANCE OF MINUTES The minutes were accepted as a true record. Moved Ed Potter;
seconded Bill Fogarty. Carried

BUSINESS ARISING: *Bus tours:* Ed has obtained the bus tour viewing schedule of visits. These have been very successful and participants from all over N/SW have enjoyed seeing the Curtain, the Hall, the Museum and other points of interest in Adaminaby.:

Repairs to outside walls of the Hall are an urgent need. There has been no painting done for ten years and the wood is drying out and cracking off. Discussion ensued and decision that a certified builder examine the site and present a report to Council. Moved Pam Brayshaw, seconded Marwa Hudson that John Wilson (a builder in the area) be approached to carry out this task. Carried

Tiles in kitchen coming off. Ed Pottter to follow up. Ed to contact Anthony Ryan about the flow of water to the tap in the meeting room.

Individual hand towels for toilets to be ordered. Bill Fogarty to organise with local supermarket. Moved Lynley, seconded Marwa, that these issues be followed up by the designated members. **Carried.**

CORRESPONDENCE: CWA Adaminaby have requested to use the Hall facilities for their meetings. Members were contacted prior to the meeting and unanimously voted to welcome the Adaminaby Branch of the CWA to use the Hall. Correspondence with CWA was tabled.

TREASURER'S REPORT NOTE: In the past year, (Curtain viewing has brought in \$3,265

Bank balance 10 Sept. 2024	\$5084.22
Income to 23 Dec 2024	<u>\$1980.00</u>
Sub-total	\$7064.22
(Less expenditure	<u>512.40</u>
cards \$429 Gar.bags \$83.80)	\$6551.82
<u>Current Bank Statement</u>	<u>\$6551.82</u>

REPORTS

The information of the reports was covered in discussions within the meeting

HALL MANAGER

OTHER:

GENERAL BUSINESS: *Gaval donation.*

The gaval was shown to members. It was sent to Tim Corkill from a resident of Tumberumba. On it was the inscription that it was presented to E M Ramsden Esq. by the public of Adaminaby on the occasion of his laying the foundation stone of the Adaminaby School of Arts 28 Jan., 1911. Agreement reached that a display cabinet be purchased for this piece of local history. Bill Fogarty to follow up.

Easter Fair:

The Hall will be used by the local Art Group as well as CWA to display and sell their works. Entrance will be \$2 which will go to the Hall.

Meeting schedule required by Council

:Members agreed that meetings be scheduled every three months on a Tuesday at 6 p.m. Times listed: **Tues. 6 May, Tues 5 Aug, Tues, 4 Nov**, The Secretary will notify all members prior to the meeting and all members are aware that the date could be subject to changes as some members work outside Adaminaby'.

Historic glass negatives of Adaminaby:

Tim Corkill has been given about 30 glass negatives of historic local importance. A meeting of Tim, Bill and Lynley was suggested to look at the condition and value of these negatives. Bill (an ex senior curator of photographs, sound and film at the Australian War Memorial) volunteered to follow up issues relating to their preservation and display.

Parrots continue to make holes in the walls. Lynley volunteered to get them fixed.

The Red Cross Soup and Sandwich Day is 19 June 2025 in the Hall.

NEXT MEETING: Tuesday 6 May at 6 p.m. in the meeting room.



Minutes - Annual General Meeting

Michelago Memorial Hall & Tennis Courts S355 Committee

Date: Wednesday 18 September 2024

Time: 6 pm

Location: Michelago Memorial Hall, 64 Ryrie St, Michelago

1. Opening

The Chair opened the meeting at 6.25pm.

2. **Attendance and Apologies** - Welcome and thanks to Brian Hallett who kindly attended to conduct the Election of Officebearers.

Name	Position	Attendance
Naomi Walton	Chairperson	Present
Jenny Wholohan	Secretary	Present
Belinda Sierzchula	Treasurer	Apology
Catherine Cotter	Bookings Officer	Present
Allan Lehepuu	Facilities Officer	Present
Anna Lucas	Committee Member	Apology
Leanne Pattison	MRCA Committee Member	Present

3. Election of Officebearers

All Committee positions were declared vacant. Brian Hallett proceeded to conduct elections:

President/Chair - Naomi Walton nominated by Leanne Pattison, seconded by Allan Lehepuu – ELECTED
Secretary - Jenny Wholohan nominated by Allan Lehepuu, seconded by Cath Cotter – ELECTED
Treasurer - Belinda Sierzchula nominated by Naomi Walton, seconded by Cath Cotter – ELECTED
Bookings Officer - Cath Cotter nominated by Allan Lehepuu, seconded by Naomi Walton – ELECTED
Facilities Officer - Allan Lehepuu nominated by Cath Cotter, seconded by Leanne Pattison - ELECTED

All members who were voted into positions had agreed to accept the nominations.



4. Adoption of previous Minutes

Minutes of the General Meeting held on 17 July 2024

Moved: Leanne Pattison

Seconded: Cath Cotter

Carried/Lost: CARRIED

5. Correspondence

SMRC has confirmed an extension of time to the end of November 2024 to complete works at the Hall using the Donations & Sponsorship funding that was recently granted for a sign and painting work.

6. Action sheet

- 6.1 Acoustic Panels - positioning of final panels is in progress. It was noted there have been comments from some members of the community to say they feel the acoustics in the Hall have improved since the installation of panels and curtains – great to hear.
- 6.2 Gingerbread House Fundraiser - no update at this time (will check with Belinda).
- 6.3 Hall Sign - an updated quote has been received, along with some suggested artwork. The Committee unanimously agreed to a preference for the white lettering on black background. Manufacture & installation of the sign will proceed according to the grant funding (see item 8.1)

7. Maintenance items

- 7.1 Heater element - follow-up with electrician is still required.
- 7.2 Hall Supplies - a shopping list was compiled to re-stock paper towels, cleaning items, etc.

8. Grants

- 8.1 Donations & Sponsorship finish deadline has been extended to end of November.
- 8.2 Tennis Clubhouse - the MRCA has received some Boco Rock grant funding which includes money for lining the open clubhouse viewing space.

9. General Business

- 9.1 Treasurer's Report - current reports have been provided.
- 9.2 Lockbox - still to investigate options, but not as urgent since removal of tag made extra room.
- 9.3 New Committee Member - a request via email was made on 20/5/24 to SMRC Governance to proceed with advertising for a replacement member of this Committee. Awaiting results.
- 9.4 Hall Hire Information Sheet - an updated sheet has been produced (thanks to Naomi) which will be put up in the kitchen area. It can also be sent to prospective hirers with booking info.
- 9.5 Storeroom cleanup - Committee members will action this as time permits.



10. Items “Held over” for the present

- 10.1 Sound/AV system
- 10.2 Security system – Allan has managed to obtain the password.
- 10.3 Tennis Clubhouse wall lining – see Grants section.
- 10.4 Asset Register
- 10.5 Manhole installation

11. Date of next Meeting

The next meeting will be held on Wednesday 16 October 2024 from 6pm at Michelago Memorial Hall.

12. Meeting Close

The Chair closed the meeting at 7.22 pm

Signed:

Chairperson: _____

Naomi Walton

Date: 20 / 11 / 2024



Minutes

Michelago Memorial Hall & Tennis Courts S355 Committee

Date: Wednesday 20 November 2024

Time: 6 pm

Location: Michelago Memorial Hall, 64 Ryrie St, Michelago

1. Opening

The Chair opened the meeting at 6.13pm.

2. Attendance and Apologies -

Name	Position	Attendance
Naomi Walton	Chairperson	Present
Jenny Wholohan	Secretary	Present
Belinda Sierzchula	Treasurer	Apology
Catherine Cotter	Bookings Officer	Present
Allan Lehepuu	Facilities Officer	Present
Anna Lucas	Committee Member	Present
Leanne Pattison	MRCA Committee Member	Present

3. Adoption of previous Minutes

Minutes of the Meeting held on 18 September 2024

Moved: Naomi Walton

Seconded: Leanne Pattison

Carried/Lost: CARRIED



4. Correspondence

- 4.1 Naomi has received confirmation from SMRC that they will advertise for the replacement Committee member in January.
- 4.2 Kerry Rooney (on behalf of St.Patrick's Church) sent a message expressing thanks for the Hire of Michelago Hall on the day of the Car Boot Sale due to rain.

5. Action sheet

- 5.1 Acoustic Panels – more have been installed around the stage area, with just a few to go.
- 5.2 Gingerbread House fundraiser – orders have come in and Belinda will make the formal order later this week. The event is scheduled for Sunday 8 December.

6. Maintenance items

- 6.1 Cleaning of Hall - Naomi has found the cost of a professional clean would be approximately \$250 for 2 hours. In the absence of finding a local cleaner, it was recommended to make a booking in January for the services of a cleaner up to the value of \$250.00:

Moved: Jenny Wholohan *Seconded:* Cath Cotter *Vote result:* CARRIED

- 6.2 Sensor Light - at rear exit needs replacing. Allan will contact the local electrician for a quote.

7. Grants

- 7.1 Donations & Sponsorship - The new Hall front sign will be installed next week. The supplier has offered a much reduced price to add an A-frame sign that could be put out the front of the Hall, when an event is scheduled, to assist non-locals in locating this venue. It was moved to proceed with the additional signage at the cost of \$280:

Moved: Cath Cotter *Seconded:* Naomi Walton *Vote result:* CARRIED

- 7.2 Tennis Clubhouse - The original tradie who had quoted to line the walls of the clubhouse, has now retired and cannot complete the work. An alternative quote has been sought.

- 7.3 It has been mentioned there may be a small refrigerator in the shed at the oval – to be investigated.



8. General Business

- 8.1 Treasurer's Report - current reports have been provided.
- 8.2 New Committee Member - SMRC to advertised in the new year.
- 8.3 Storeroom cleanup - continuing
- 8.4 Car Boot Sale 17 Nov. - the Hall was booked in case of rain (which eventuated). This event was considered a success by the organisers. Consideration of another market-type event in the future was floated, but it would need to have an organiser (not this Committee).

9. Items "Held over" for the present

- Sound/AV system instructions
- Security system
- Asset Register
- Manhole installation
- Larger lockbox
- Heater element

10. Date of next Meeting

The next meeting will be held on Wednesday 19 February 2025 from 6pm at Michelago Memorial Hall.

11. Meeting Close

The Chair closed the meeting at 7.40pm.

Signed:

Chairperson

[Redacted Signature]

Naomi Walton

Date: 19/02 / 2025

8.1 CORRESPONDENCE BETWEEN COUNCIL AND THE MINISTER

Record No: I25/194

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That all correspondence (from the dates 01.09.24 – 31.01.25) between the council (staff and councillors) and both the Office of Local Government and Minister of Local Government, in relation to concerns regarding:

- the anticipated or actual performance of the new council;
- issues of councillor misconduct;
- the Minister’s intention to issue a Performance Improvement Order (PIO) and
- all correspondence by staff and councillors subsequent and in relation to the proposed PIO, be made available to councillors in a timely manner and prior to the next general meeting of council.

RESPONSIBLE COUNCILLOR: Cr Reuben Rose

BACKGROUND

In the letter to councillors written by the Minister of Local Government on the 16th December 2024, the Minister wrote that “*Council has indicated that it requires assistance to manage the issues relating to councillor misconduct*”. Council had not discussed nor proposed a motion that it “*required assistance to manage issues relating to councillor misconduct*”. As the governing body of council, it is concerning that councillors had not been informed that council had written to the Minister indicating that council required ministerial assistance. This correspondence, apparently issued without the authority of the governing body and relied upon by the Minister, must be made available. It may well have influenced the Minister’s decision to notify the SMRC about his intention to issue a Performance Improvement Order (PIO). Providing the requested information will ensure that councillors understand more fully the issues that resulted in the proposed PIO and, therefore, best respond to and manage the issues to improve council performance.

CHIEF EXECUTIVE OFFICER’S RESPONSE

If councillors are seeking to understand the reasoning behind the Minister of Local Government’s decisions the best approach is to ask the Minister to advise of what influenced his decision, as was done at the January extraordinary meeting. Otherwise the councillors will still only be making assumptions about the thinking of the Minister.

The only correspondence identified that may be relevant to the motion is as follows:

NOTICE OF MOTION REPORT TO EXTRAORDINARY COUNCIL MEETING OF SNOWY MONARO REGIONAL COUNCIL

HELD ON THURSDAY 3 APRIL 2025

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8.1 CORRESPONDENCE BETWEEN COUNCIL AND THE MINISTER

From: David Hogan <[REDACTED]>
Sent: Wednesday, 2 October 2024 9:08 AM
To: 'Louise Taylor' <[REDACTED]>; John Davies <[REDACTED]>; 'Ian Lancaster' <[REDACTED]>
Subject: Snowy Monaro - Issue Escalates

Dear All

Please note the following Social media post by [REDACTED] below

He is organizing a rally of supporters to attend the SMRC Council building today – This clearly articulates a threat to “witness this event”.

We are meeting with Police at 10am and we already have security on site. I intend to lock the council building down from 1pm to protect staff or have staff leave and work from home after lunch etc

Quite clearly his behaviour is going to worsen on his election

I urge the OLG to consider an immediate suspension of this council (or this individual) on the basis that this is unacceptable behaviours of an elected councillors .

A suspension of council to allow for an additional safety and security review and allow time for addition security measures to be in place is warranted and seek the NSW Govts support in doing so.

Can we arrange to discuss anytime between 11am – 1pm

David

[REDACTED]

Special event this afternoon.. 2pm.
Cooma CBD.
81 Commissioner St, Cooma.

I have been elected a councillor for the SnowyMonaro Regional Council.
Today I shall become a councillor. Please come along and witness this event.
We are stronger together.

I will not let the corrupt media prevent the people from having their elected representative taking up the role and doing the things that need to be done.
NOT even 2GB nor Fairfax media can stop this.

11 4 comments 21 shares

Like Comment Share

View more comments

David Hogan
Chief Executive Officer

ATTACHMENTS

Nil

8.2 PAYMENTS MADE IN RELATION TO THE WATER RESERVOIR COLLAPSE

Record No: I25/195

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That all payments made by the council to residents impacted by the Snowy No. 1 Reservoir failure, as well as the authority for these payments approved by relevant staff/councillors, in the period between 01.01.2020 and 31.01.2025 be provided (confidentially and with appropriate redaction) to councillors. This information is to be provided in a timely manner and, at latest, by the March 2025 general meeting of the council.

RESPONSIBLE COUNCILLOR: Cr Reuben Rose

BACKGROUND

At the extraordinary general meeting on 24 January 2025, it was acknowledged by council management that at least \$500,000 had been paid by the council in relation to claims made by residents. Councillor Williamson also indicated that from contemporaneous notes taken at the time of a previous briefing of councillors, \$3 million had been paid out. Clearly councillors must be informed about the payments made under council authority. There is no indication that any motions have been passed by council to permit the payment of such sums of money and so to fulfil our governance requirements under the Local Government Act, Section 223 (c,d,g,h and I). This information concerning financial expenditure and its authorisation under the last four CEOs and/or acting/interim CEOs is critical for current councillors to fulfil their governance functions and assure the community that council funds have been appropriately spent.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Council management did not acknowledge at the meeting that \$500,000 had been paid out by Council. Cr Rose simply stated in the meeting that this was a figure calculated by Mr Anderson based on Mr Anderson using information acquired under GIPA. A councillor making a statement in debate at a Council meeting does not mean that staff acknowledge or agree with the statement made by a councillor. (2:02 in the meeting recording)

Most claims have been dealt with by Council's insurer at the time, not by Council. There may have been payments that met the above criteria in the initial response following the event. Since that time the payments made by Council to people lodging claims amount to \$39,150. The three payments were authorised by the CEO at the time.

While Cr Williamson has stated that it has been said that \$3million has been spent, the recollection of the Chief Strategy Officer and the available documentation in Council's records indicates the following:

“Cr Williamson requested a briefing from Council staff about the failure of the Snowy 1 Reservoir. This briefing was provided in early October 2022. At this briefing Cr Williamson asked how much this incident cost the council. The Chief Strategy Officer (CSO) stated approximately \$3million. This is not actual expenditure, but an estimate of the total possible expenditure including the possible replacement of the reservoir.”

And

“Cr Williamson asked how much did the failure of the Snowy 1 Reservoir cost council. The answer provided was approximately \$3million. Cr Williamson did not ask how much council has spent. The amount Council has spent so far is approximately \$397,000.”

(From Mayoral letter dated 6 November 2022)

ATTACHMENTS

Nil

8.3 FULL AND ACCURATE MINUTES

Record No: I25/196

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That a subcommittee of councillors be appointed to review current minute-keeping practices and make recommendations to ensure that council is fully compliant with Section 375 of the Local Government Act, which states:

"The council must ensure that full and accurate minutes are kept of the proceedings of a meeting of the council."

RESPONSIBLE COUNCILLOR: Cr Reuben Rose

BACKGROUND

The Local Government Act (LGA) imposes a clear legal obligation on councils to ensure that "full and accurate minutes" are kept of all council proceedings. This is not an optional guideline but a statutory requirement, as indicated by the use of the word **must** in Section 375.

Currently, council minutes only record motions, amendments, and voting outcomes. While this approach may align with common practice among some councils, it does not necessarily fulfil the LGA's requirement for full and accurate record-keeping. The law does not define "full and accurate" as merely listing decisions made; rather, it implies that minutes should provide a reasonable level of detail regarding the key points of discussion and the rationale behind decisions.

It is acknowledged that council minutes do not need to be a verbatim transcript, such as a Hansard-style record. However, the current "bare-bones" approach omits significant aspects of council deliberations, including the key issues raised, the reasoning presented, and the context that informs decision-making. A plain reading of the Act suggests that this practice does not meet the legal threshold of *full and accurate minutes*.

Furthermore, while council meetings are recorded, reliance on recordings does not fulfill the LGA's requirement. Recordings can be edited, are not easily searchable, and do not provide an official, written record that can be efficiently referenced in governance and decision-making.

To ensure compliance with the LGA, it is prudent for council to establish a subcommittee—potentially chaired by the Mayor—to review minute-keeping practices and recommend

improvements. This will provide a structured approach to ensuring that council meets its statutory obligations while maintaining transparency and accountability in its record-keeping processes.

CHIEF EXECUTIVE OFFICER'S RESPONSE

In this case the law does define what the threshold is to meet the requirements of “full and accurate”, as was advised at the November 2024 Council meeting. Clause 19.2 of the code of meeting practice sets out the Office of Local Government’s position on the minimum requirements to meet the legislation.

19.2 At a minimum, the CEO must ensure that the following matters are recorded in the council’s minutes:

- a) the names of councillors attending a council meeting and whether they attended the meeting in person or by audio-visual link,
- b) details of each motion moved at a council meeting and of any amendments moved to it,
- c) the names of the mover and seconder of the motion or amendment,
- d) whether the motion or amendment was passed or lost, and
- e) such other matters specifically required under this code.

These guidelines are issued by the Office of Local Government under section 23A and therefore are legislation. This is all that is required to comply with the legislation and these requirements are being currently being met.

ATTACHMENTS

Nil

8.4 THE DISASTER READY FUND

Record No: I25/197

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That an application under Stage 3 of the Federal Government's *Disaster Ready Fund*, announced on 22 January, be prepared and submitted as a priority. Furthermore, the draft application should be made available for councillor review as soon as it is completed to ensure transparency and alignment with council priorities.

RESPONSIBLE COUNCILLOR: Cr Rose

BACKGROUND

The *Disaster Ready Fund* (administered by the National Emergency Management Agency) is designed to support initiatives that mitigate disaster risks, strengthen community resilience, and reduce the financial burden of recovery. Details of the program can be found at:

<https://www.nema.gov.au/our-work/key-programs/disaster-ready-fund>.

Stage 3 funding is available to support:

1. **Understanding and mitigating disaster risks** to prevent future impacts.
2. **Enhancing resilience, adaptability, and preparedness** among governments, community groups, and affected communities.
3. **Reducing exposure to risks and severity of future disasters**, thereby minimizing recovery costs for governments and communities.

The failure of the condemned water tank five years ago—caused by council action in an emergency situation—resulted in significant damage to homes and financial hardship for residents. While the urgency of protecting the town from fire is acknowledged, the financial burden of rectifying the issue has unfairly fallen on residents, as current operational plans do not prioritize grant-based funding for its replacement.

The *Disaster Ready Fund* provides an opportunity to secure external funding to replace the tank, ensuring that ratepayers are not left to bear the cost of an infrastructure failure that was not of their making. Given the clear alignment between the fund's objectives and the need for this infrastructure replacement, it is imperative that council acts swiftly to develop and submit a strong application.

To ensure accountability and the best possible outcome for the community, councillors should be given the opportunity to review the draft application prior to submission. Additionally, prompt action is necessary to position SMRC at the forefront of funding considerations.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Replacement of the reservoir is not considered to be eligible under the disaster ready funding.

Replacement of the reservoir does not meet any of the activity types required under the grant guidelines. A mandatory requirement in the guidelines is that the purpose of the grant meet at least one of the activity types.

Projects that are out of scope of the program includes "projects that do not have the primary purpose of reducing natural disaster risk or increasing community resilience to future natural disasters.". The primary purpose of the reservoir is to supply town water.

This project will not overcome the following excluded activity under the grant requirements: "repair or replacement of existing infrastructure where there is no demonstrated significant increase in benefit". The new reservoir will only return the situation to that in place prior to the reservoir collapse.

The build of a reservoir is defined as 'business as usual', which is excluded. Business as usual is defined as:

Standard capital works or recurrent essential services of Commonwealth, state, territory or local government bodies that the responsible body would ordinarily be expected to undertake with internal funding such as maintenance (including repairs) and renewal of roads, buildings, drainage networks, telecommunications, open spaces and other existing assets. Investments in new assets/services or asset/service enhancements (i.e. expansions or upgrades) that deliver additional and/or wider resilience or risk reduction benefits to a community will generally not be considered business as usual for the purposes of these Guidelines.

As noted, the reservoir is replacing a previous item of infrastructure.

There will be significant work involved in the development of the grant application, which also requires "Applicants must have meaningfully consulted with affected communities". Taking on developing and lodging this grant application means that the Council will be unable to complete the development of its delivery plan and operational plan within the legislative timeframes.

As well as undertaking community consultation Council will need to:

- Commission cost estimates prepared by a quantity surveyor
- Develop a cost benefit analysis
- Develop a design for the reservoir

Those activities, and the information to support the grant application itself, are required to be completed before 2 April 2025, giving 30 working days. It will be difficult to complete the tendering process that will be required to assign the design of the reservoir within that timeframe, impossible to have a design completed, costed and the cost benefit determined.

NSW can only submit 60 applications from across the state for consideration. The likelihood of being successfully included in that list is considered extremely low. At the same time, the

councillors will be guaranteeing that the Council will not be able to meet its legislative requirements to develop a deliver program and operational plan, as the same resources needed for that work will have to be diverted to this project.

ATTACHMENTS

Nil

8.5 IMPROVING TRANSPARENCY

Record No: I25/198

Councillor Luke Williamson has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council adopt a policy that increases transparency of Council's governance by:

- A. Allowing members of the public to attend the briefing/meeting that precedes Ordinary and Extraordinary council meetings;
- B. Allowing members of the public to attend other briefings/meetings of councillors;
- C. Webcasting of all briefings and publishing the recording of the briefings/meetings.
- D. Allowing portion of briefings/meetings to be closed to the public in accordance with the NSW Local Government Act requirements for closing a portion of a public meeting as per 10A (2) of the Act.

RESPONSIBLE COUNCILLOR: Cr Williamson

BACKGROUND

Councillors are currently afforded an opportunity to ask questions about meeting papers in a briefing preceding council meetings. Many of these questions originate with community members. However, as these briefings are closed to members of the public, they do not have an opportunity to hear the answers to these questions.

A number of community members have expressed concerns that by agreeing in the closed pre-meeting briefing that motions cannot be passed by exception, that the community is being excluded from hearing the views and questions of councillors on matters on the agenda with the proposed motions subsequently passed by exception.

Council holds regular briefings with councillors between meeting days. Opening these briefings for attendance by members of the public would improve community awareness and civic dialogue on the matters brought to the attention of councillors in the currently closed briefings.

Transparency is important and opening briefings to community attendance would be welcomed.

A number of other NSW Councils allow the public to attend briefings. This is also consistent with the direction of the Minister's proposed reforms to the Code of Conduct.

CHIEF EXECUTIVE OFFICER'S RESPONSE

The above changes require changes to the Code of Meeting Practice Policy. Section 361 of the Local Government Act 1993 requires that a process of placing the changes on public exhibition be undertaken before changing the code of meeting practice. Accordingly, if adopted, the position of the Council would not change until such time as the process is completed.

It is suggested that this item be considered in conjunction with the officers report also on this meeting agenda relating to the Invitation to Comment on the Draft Model Code of Meeting Practice.

ATTACHMENTS

Nil

8.6 AN AUDIT OF PAYMENTS TO THE HOLDERS OF COUNCIL LEADERSHIP OFFICES

Record No: I25/199

Councillor Luke Williamson has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

- A. Request the Audit, Risk and Improvement Committee to consider immediately commissioning Council's independent auditor to conduct an audit of the appropriateness of all payments made to mayors, deputy mayors or administrators, current or past, of the Snowy Monaro Regional Council.
- B. Specify in the audit's terms of reference that the auditor will consider:
 - (a) The appropriateness of payments made to or into the accounts of mayors, deputy mayors or administrators, or to businesses or companies that they operated, held equity in, were employed by, or were directors of. ASIC, Australian Business Register and other searches, or other discovery methods, shall be employed to determine such interests.
 - (b) The appropriateness of payments of expenses incurred by or behalf of mayors, deputy mayors and administrators and paid for by council.
 - (c) The use of council credit cards, fuel cards, etc. Consideration to include whether such cards were used appropriately, consistent with council policies and whether usage did or did not continue after the end of individuals' respective terms (including during election periods).
 - (d) Where a mayor, deputy mayor and administrator (including businesses or companies they are involved with (as per point 2.a)) have received payments for services or goods provided to council or staff of council, the auditor should consider:
 - (i) Whether the mayor, deputy mayor or administrator declared a pecuniary conflict of interest and refrained on voting on any matter (e.g. annual budgets, budget variation, project approvals, etc) that directly or indirectly benefited their business interest.
 - (ii) Whether the related procurement decision was made following a suitable procurement process consistent with council's policy and applicable NSW Guidelines.
 - (e) Whether council executive have allowed or decided to allow, a mayor, deputy mayor or administrator (including businesses or companies they are involved with (as per point 2.a) to benefit from council business in a manner that is inconsistent with council's procurement policy or good governance.
 - (f) Any other matter the independent internal auditor deems appropriate to consider.
- C. Direct the auditor to:
 - (a) Provide a comprehensive report specifying:
 - (i) The details and amounts of all payments to mayor, deputy mayor or administrator including businesses or companies they are involved with (as per point 2.a)), any concerns they may have related to each payment.
 - (ii) Advising councillors of any matters of concern.

(iii) Making recommendations for the consideration of councillors.

(b) Refer any matters of concern to ICAC.

D. Establish a committee including Clr Rose, Clr Stewart and Clr Elliott to oversee the audit.

RESPONSIBLE COUNCILLOR: Cr Williamson

BACKGROUND

Clr Williamson, Clr Thaler and Clr Rose have each been contacted by individuals and groups raising integrity concerns circulating in the community related to council leadership. These have included the raising of direct allegations, and the sharing of allegations circulating in the community, to the detriment of council's reputation.

This motion is made in response to these community concerns. It is our hope that a transparent audit will demonstrate that council executives and office holders have always acted appropriately and will be a major step to help restore trust in council.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Councillors need to consider the difference between evidence of corrupt activity and rumour. When approached councillors should determine if there is any evidence to reasonably support the allegations made. Repeating allegations made by others is not creating evidence of corruption, just spreading of rumours. If there is evidence of corrupt activity, the councillors should ensure that the evidence is taken to the relevant authority for investigation, whether that be through a code of conduct complaint or to an external body such as ICAC.

Council has in place a process of internal audit to review the systems and controls in place. The procurement system has recently been subjected to internal audit (as has been advised to councillors). No issues such as the referenced allegations and integrity concerns were found and the systems in place were found to be robust. In line with the process for providing independent assurance on the operations of the Council, these audits and any findings are reported back to the Audit, Risk and Improvement Committee (ARIC), whose role is to make recommendations to Council on any concerns they identify. It is the responsibility of councillors to communicate this information back to the community in situations like this so that the people who the allegations are being spread to can have assurance that processes are already in place to review the council's systems and, in this particular case, that the area concerned about has already been audited. The related transactions were also reviewed by Council's external auditor as part of the end of financial year processes.

If Council still feels that a third audit is a good investment, councillors can refer the allegations to the (ARIC), so that the independent group set up to provide the governing body with assurance over the management of risk within the organisation can consider the evidence available and determine where in the planned internal audit program such an audit should take place. This is good governance practice. ARIC, which consists of qualified and experienced practitioners, will then determine the audit requirements, consider the findings and make any required recommendations back to the Council for consideration.

This is the framework that has been set up by the Office of Local Government as best practice.

ARIC has expressed concerns in the past over audit resources being redirected from where they see the highest risk, without consultation with ARIC. Particularly after allegations, found to be totally unfounded, were passed onto the internal auditor and resulted in a significant diversion away from the planned audit program.

Note: As the motion is not time limited, it covers all roles back to the first council established on the Monaro.

ATTACHMENTS

Nil

8.7 ASSESSING COUNCIL'S INSURANCE ARRANGEMENTS

Record No: I25/200

Councillor Luke Williamson has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

- A. Establish a committee of council to consider the adequacy, cost and risk of council's current insurance arrangements.
- B. Direct the committee to provide a report to the full council as to its findings and recommendations by 30 April 2025.
- C. Appoint Councillors Williamson, Rose and Deputy Mayor Hopkins to the committee.

RESPONSIBLE COUNCILLOR: Cr Williamson

BACKGROUND

Councillors should consider the answers to the questions on notice provided at the December 2024 Ordinary Council Meeting, and the Questions on Notice asked at this February 2025 meeting.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Council is currently part of a mutual insurance scheme. Part of the services of that mutual is that a team of qualified and experienced people with strong knowledge of the insurance market and local government insurance trends who assess the needs of the members and provided advice to the Council.

Providing the required training to allow the councillors on this committee to understand the complexities of the insurance needs and to be able to determine the matters within the committee scope will require a significant investment of resources and time in a short period.

Any councillors concerns regarding the adequacy, cost and risk of council's current insurance arrangements should be referred to the CEO for investigation and advice in response.

ATTACHMENTS

Nil

8.8 NEW RURAL FIRE SERVICES HEADQUARTERS

Record No: I25/201

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That:

- A. A report be provided to council detailing the current status of the of proposed new Rural Fires Service Headquarters to be constructed at Polo Flat
- B. The cost projections of the project, including the (now over-run) cost of the electrical services connection.
- C. The Chief Executive Officer provide, without limitation:
 - (a) The contract, if any, or agreement between SMRC and NSW RFS
 - (b) Any document or agreement that sets out the ownership of the facility and obligations as to operational costs
 - (c) The expected insurance cost projected insurance needs (noting the proposed helicopter maintenance hanger)
 - (d) Details of the expected rent and income from this facility
 - (e) Details of the annual funding to be provided to SMRC from the Crown, in right of New South Wales.
 - (f) Status of the current 'construction' progress and where we can view this actual construction.
 - (g) The net proceeds from the sale of the tied land at Leesville; Net of all development and planning costs.
 - (h) The cost of the electrical kiosk substation installation now required for the site.
 - (i) The CEO certify in writing that the Council will not be required to pay for any hydrocarbon fuel/s used at this site.

RESPONSIBLE COUNCILLOR: Cr Andrew Thaler

BACKGROUND

The following resolution was adopted by Council in relation to this project.

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.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Project status reports are provided on a monthly basis in the delivery program report. Any report will simply cover the same information.

Council is only funding the connecting road, with the budget included in the current Delivery Program (Page 53), set at \$500,000. If that requires changing a report will come to Council. Council would need to seek information from the Rural Fire Service on the cost of the project they are undertaking.

Irrespective of any resolution of Council, the CEO/General Manager is still bound by legislation and any limitations that puts into place on the release of information.

Council is provided funding each year towards the cost of fire control centres and maintenance and repair of the appliances. In the allocation Council is provided with one overall number, which for this year is \$448,502.21.

Construction of the access road is at Geebung Road, Polo Flat. That is where construction of the road by Council will occur. Councillors are reminded that they should not be entering council worksites nor should they, under the code of conduct, be approaching Council's contractors or staff (other than nominated contact staff).

Two blocks remain to be sold. There is sufficient profit from the sale of the first two blocks (as councillors were advised in the last few weeks) to fund the entry road construction.

As advised to the councillors, the electrical substation is not part of Council's contribution. It is part of the development of the building, not the access road. Council would need to seek this information from the Rural Fire Service as they are constructing the headquarters.

The CEO will not be able to certify that Council will not pay for any fuels used at the site. The Rural Fires service provides services to Council to meet its legislative requirements (see below). The situation will be no different than is currently the case. If the concern is the helipad, the RFS pays expenses for the air fleet directly, those costs are not part of Council's operations.

63 Duties of public authorities and owners and occupiers of land to prevent bush fires

- (1) It is the duty of a public authority to take the notified steps (if any) and any other practicable steps to prevent the occurrence of bush fires on, and to minimise the danger of the spread of a bush fire on or from--
 - (a) any land vested in or under its control or management, or
 - (b) any highway, road, street, land or thoroughfare, the maintenance of which is charged on the authority.
 - (2) It is the duty of the owner or occupier of land to take the notified steps (if any) and any other practicable steps to prevent the occurrence of bush fires on, and to minimise the danger of the spread of bush fires on or from, that land.
 - (3) A public authority or owner or occupier is liable for the costs incurred by it in performing the duty imposed by this section.**
 - (4) The Bush Fire Co-ordinating Committee may advise a person on whom a duty is imposed by this section of any steps (whether or not included in a bush fire risk management plan) that are necessary for the proper performance of the duty.
 - (5) In this section—
-

"notified steps" means--

- (a) any steps that the Bush Fire Co-ordinating Committee advises a person to take under subsection (4), or
- (b) any steps that are included in a bush fire risk management plan applying to the land.

ATTACHMENTS

Nil

8.9 QUESTIONS TAKEN ON NOTICE

Record No: I25/202

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That:

- A. Any questions taken on notice by staff or the executive must be answered within 30 days and where needed 60 days as a maximum.
- B. If a question is not able to be answered, it must be recorded in the minutes that it was not able to be answered.
- C. All questions taken on notice must be recorded in the meeting minutes and noted as such.

RESPONSIBLE COUNCILLOR: Cr Andrew Thaler

BACKGROUND

It is common for staff or officers of this council to take on questions from councillors in council meetings 'on-notice'.

However, we now see that there is no effort made to bring a timely answer or even an answer at all.

In my experience, I asked questions in the November 2024 Council meeting held in Jindabyne, where my questions were 'taken on notice' by the then acting GM Mr Rawlings

We find ourselves now some three months later there has been no answer provided to those questions, nor is there any indication of when they might be answered.

An answer provided at such a late time loses its relevance and becomes a waste of everybody's time.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Part C of the motion is a change to the Code of Meeting Practice. As such the decision cannot be made to make this change, until the process for changing the Code has been followed.

ATTACHMENTS

Nil

8.10 RELOCATION OF MICHELAGO BANK OF BINS

Record No: I25/203

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

- A. Investigate and bring a report back to Council, prior to the April 2025 meeting, into the issues, needs and costs of relocating the Michelago Bank of Bins from within the town centre to a more amenable location in concurrence with the residents and users of the service and their needs.
- B. Halt expending any funds on the current Bank of Bins facility (repairs or rebuild) until the report noted above is received and considered by this Council.

RESPONSIBLE COUNCILLOR: Cr Andrew Thaler

BACKGROUND

The bank of bins is located in the township, or village, of Michelago and is quite contentious to the local residents and users. Recently this facility was maliciously damaged and now requires repairs.

Prior to the establishment of this facility, it is reported anecdotally, that the building was condemned by the Council, leading to the relocation of the previous users: the NSW RFS Michelago Brigade.

The use of a closed building to hold household rubbish and recycling, including putrescible waste is creating a nuisance, odours, vermin are being attracted and it is not fit for purpose.

We owe the residents of the area our attention to sort out a better solution that better suits their needs, pays respect to the local amenity and will service into the future without significant or repeated costs.

CHIEF EXECUTIVE OFFICER'S RESPONSE

A report can be prepared.

Michelago village residents currently receive a weekly waste/fortnightly recycling roadside collection service, on Fridays. The 'Bank of Bins' (BOB) is provided as a service to residents outside the village collection area and/or not on a road that is serviced by the collection vehicle.

The building in Michelago village that houses the BOB is the former RFS shed. The building was not 'condemned' by Council. The RFS erected a new building on the same site, with approval to convert the 'old' RFS building to house the BOB issued in 2020.

Prior to establishing the BOB in the former RFS building, Council provided a Saturday morning collection point at the RFS shed where residents could bring their bin(s) to the stationary waste and recycling collection vehicles for emptying.

This was in place for several years, however, also lead to a series of complaints including:

- Noise to nearby residents as the trucks would be in-situ, with engines running (to operate the compactions units)
- Amenity issues due to the number of vehicles queuing at times waiting to be serviced
- Issues when service vehicles were not available (not often, but mechanical break-downs occur at times).
- Collection times being inconvenient for some users

Others saw this as a positive for the village as residents could 'catch up' socially, and provided patronage to the general store.

Establishing a facility in a '*more amenable location*' will require identification of a suitable parcel of Council land or entering into an agreement to lease or buy private land.

ATTACHMENTS

Nil

8.11 END ALL COVID RESTRICTIONS

Record No: I25/204

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

1. End all Covid restrictions and directions across the entire LGA.
2. End all Covid mandates and requirements.

RESPONSIBLE COUNCILLOR: Cr Andrew Thaler

BACKGROUND

Covid is over.

Finished.

SMRC retains a number of public sites and council work locations where Covid direction signs and paraphernalia remain which cause confusion and misdirection to the public, and importantly to staff.

As all mandates and work-related requirements have now ended, or they have been removed, it is time for SMRC to remove this material and stop promulgating the Covid agenda.

SMRC must not coerce, force, or cajole people into an untested, un-scientific medical conscription (substance injection) where the risks are poorly understood and have now been proven to be quite dire.

Those in our community who refused to be medially conscripted must not be further victimised, bullied, or sidelined.

We must bring the community back together.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Covid has not finished, it has now become an ongoing virus and is still causing issues among Council's workforce, the same as other viruses do. The nature of viruses does sometimes require measures within parts of our service delivery that impact on vulnerable members of the community or for ensuring continued operation of critical services. This is no different to the flu virus. Signage or information that is no longer required can be reviewed and removed.

ATTACHMENTS

8.11 END ALL COVID RESTRICTIONS

Nil

8.12 INSPECT AND PROVIDE A REPORT IN RELATION TO 32 WOLFE STREET NIMMITABEL.

Record No: I25/205

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

1. Inspect and Provide a report in to the non-conformance/non-compliance of Development Consents, Building Codes, Fire Codes, fencing laws et al, at 32 Wolfe St Nimmitabel.
2. Direct the occupants of 32 Wolfe St to bring their property into compliance immediately.
3. Direct the occupants of 32 Wolfe St to immediately remove all unauthorised structures and things.

RESPONSIBLE COUNCILLOR: Cr Thaler

BACKGROUND

The occupants of 32 Wolfe St have erected uncontrolled structures, a 40 foot shipping container, a 40 foot transportable site-shed, walls, roller doors, roofs, flood lights, CCTV cameras and the like across a large part of the property.

The property is a veritable eye-sore and a fire hazard. There is an automotive repair shop and a large number of vehicles stored upon the site, in various states of disrepair.

The metal shipping container was placed without a consent.

The site-shed was placed upon a pile of pallets and inhabited without a consent.

There is a large portion of the property covered in unapproved metal roofing, in an extremely haphazard way such that there is a great deal of flapping in the wind and upon many occasions the occupant is observed trying to secure the roof sheets during wind events. This noisy work is conducted at all hours, and well outside noise limits and time restrictions.

This non-conformance has been repeatedly observed by council staff, the former CEO Mr Peter Bascomb, the former COO Mr Jeff Morgan and the Former Mayor Narelle Davis who ALL promised to order compliance and rectification. yet nothing has happened in many years now. The locals in the street and village have asked me to 'call time' on this mess.

The Nimmitabel Pre-school is the immediate neighbour and the Anglican Church shares the same fence line. There is an acute snake and vermin risk, and the visual pollution of this site does not sit well against the gardens and setting of the historic Anglican church. Our kids deserve to be safe while at school.

The site is covered in CCTV cameras which further adds to the sinister and dodgy appearance of this property, and council should have acted to restrain the occupants from their unapproved and illegal endeavours.

CHIEF EXECUTIVE OFFICER'S RESPONSE

The Built & Natural Environment team have provided the following advice in relation to this matter;

- Council has no record of any compliance matters at the subject property
- Council has not engaged in any inspections or the like on the subject property, despite said claims
- Metal shipping containers do require formal approval, as they are not exempt. The other matters raised would require an inspection to ascertain their legality, and whether they would warrant any further action
- Council does not administer the installation of CCTV Cameras.

This matter could be dealt with via a compliance matter, where the complainant can put into writing their concerns, and Council would investigate in accordance with the enforcement policy.

ATTACHMENTS

Nil

8.13 RESIDENTIAL OCCUPATION OF CARAVAN SITES

Record No: I25/206

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

1. Evict the permanent resident from Nimmitabel Caravan park immediately.
2. Restrict or prevent the erection of permanent structures on council caravan parks
3. Charge the current permanent resident for their full use of the caravan park-
 - a. Use of multiple sites
 - b. Use of electricity
 - c. Use of amenities

RESPONSIBLE COUNCILLOR: Cr Thaler

BACKGROUND

It is not allowable nor is it permissible under NSW law for permanent residential occupation of Caravan sites.

In the Nimmitabel Caravan site there is now, a permanent resident, in an erected structure that does not sit upon its wheels as caravans do.

While this structure is purported to be able to be towed, it does not look like it conforms to the Australian Design Rules for road vehicles, nor does it appear to be registered. The occupant of this structure has erected a ramp, garden shed and the structure sits upon a series of poles.

The resident has enjoyed free and unfettered use of the public amenities, the free site electricity and more importantly, the structure has been erected across multiple overnight-caravan sites thereby permanently depriving other users of this facility.

Council must not be used, and abused, and must not provide subsidies to people who try to live as cheaply as possible in our caravan parks.

If other caravan park providers in our shire area MUST abide by the regulations and NSW Laws, then so too must this council abide by those same rules as the Model Citizen.

There is a strict time-limit and maximum allowable time for a short-term stay in a caravan park, around 180 days maximum, and this occupant has exceeded this time as of March 2025.

CHIEF EXECUTIVE OFFICER'S RESPONSE

It is assumed that the intent of the motion is for retrospective charging to occur for the utilisation of the sites. While this would be legal, it is considered likely that the Council would find that it would not be able to enforce the charges at Court, due to Council being deemed to have been aware of the use and not having taken action to charge as appropriate.

ATTACHMENTS

Nil

8.14 SMRC DEVELOPS AND ADOPTS A ROAD STRATEGY BASED ON THE FINDINGS OF THE CONDITION ASSESSMENT AND STRATEGIC ANALYSIS OF ROAD NETWORK.

8.14 SMRC DEVELOPS AND ADOPTS A ROAD STRATEGY BASED ON THE FINDINGS OF THE CONDITION ASSESSMENT AND STRATEGIC ANALYSIS OF ROAD NETWORK.

Record No: I25/207

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

As part of its planning for the 2026 Delivery and Operational Plan, the Snowy Monaro Regional Council develops and adopts a road strategy based on the findings of the recent Condition Assessment and Strategic Analysis of the Road Network conducted by *Damage Control Project Management Pty Ltd*.

The strategy should be grounded in a comprehensive road needs analysis and include, but not be limited to:

- a) A structured road maintenance priority system for routine maintenance, including bitumen reseals and gravel re-sheeting;
- b) A prioritization framework for heavy patching requirements, with an annually reviewed program for repairs;
- c) A structured bridge and culvert replacement/repair priority system, ensuring critical infrastructure is maintained proactively;
- d) A systematic approach to road safety enhancements, including the installation and replacement of protective fencing, guardrails, and other necessary safety feature;
- e) A prioritization system for the expansion of the sealed road network, based on condition ratings, traffic volume, and long-term economic viability.

RESPONSIBLE COUNCILLOR: Cr Rose

BACKGROUND

The maintenance and improvement of the road network form a significant portion of the council's budget and is one of the areas of great dissatisfaction within the local community. Given the extensive geographic area of the Snowy Monaro region and the relatively small ratepayer base, council must implement a strategic and systematised approach to road funding and prioritization to ensure efficient allocation of resources.

Currently, the council's road maintenance and improvement initiatives appear to be largely reactive rather than proactive. Without a structured and council-approved strategy, decision-

making on road repairs, maintenance, and upgrades can be inconsistent, potentially leading to inefficiencies and funding shortfalls.

To maximize the benefits of available funding, including state and federal grants, council needs a well-defined and data-driven priority system. An adopted strategy will provide clear guidelines for staff and decision-makers, ensuring that maintenance, safety upgrades, and infrastructure extensions are undertaken in a transparent, accountable, and financially sustainable manner.

By adopting this strategy, the council can:

- Enhance the long-term sustainability of the road network.
- Ensure efficient use of limited financial resources.
- Provide a structured framework for securing and utilising grant funding.
- Improve public confidence in the council's road management processes.

A proactive and strategic approach will enable the council to serve the community's needs better while optimising available road network maintenance and development resources.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Cr Rose has developed a report based on information provided to councillors in workshops which as advised at the time was preliminary information pending further workshops to be held to take councillors through the findings of the review of the condition of the road network and what is seen as required over the next ten years to manage the network.

The proper management of the road network is a highly technical process. Based on the information currently available, the strategy proposed in the Motion is likely to result in higher cost of maintaining the road network over the longer term. The proposed strategy focuses on certain aspects of the network, which will distort the allocation of funding to the most effective areas of need. While it is agreed that there is a need for the road network to be prioritised around spending on parts of the network at the right time, the strategy proposed above will not achieve that goal for the entire network.

It is recommended that councillors wait until they are fully informed on the situation before making a decision on a strategic approach. At that time the Council can consider an asset management strategy based on the data underpinning the needs to manage the assets.

The strategy also proposes an increase in service levels that has not been assessed through the Council's framework. The strategy creates unclear direction as to the extent of the service level being proposed and as such will create high expectations. Meeting those expectations will be costly.

From a broader perspective, this Motion appears as an attempt to circumvent the integrated strategic planning process required under the local government act, by seeking to pursue particular policies and approaches before the governing body is fully informed of all the challenges facing the Council. This is not considered good governance practices. Ad-hoc decision making can lead to Council committing to projects and priorities that will have significant impacts on the community through the cuts to other services that may later be required to incorporate the projects or service levels the Council has resolved to include.

- 8.14 SMRC DEVELOPS AND ADOPTS A ROAD STRATEGY BASED ON THE FINDINGS OF THE CONDITION ASSESSMENT AND STRATEGIC ANALYSIS OF ROAD NETWORK.
-

ATTACHMENTS

Nil

8.15 PLANT AND EQUIPMENT UTILIZATION REPORT

Record No: I25/208

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That the CEO provide a report to Council, before the finalisation of planning discussions for the Community Strategic Plan (CSP) and Integrated Planning and Reporting (IPR) documents, detailing plant and motor vehicle utilisation for the financial year up to and including February 2025.

The report should include, but not be limited to, the following details:

- a) Plant/vehicle description, including plant number;
- b) Date of purchase;
- c) Purchase price;
- d) The council operational area is where the vehicle/plant is employed;
- e) Odometer or hours reading at the start and end of the reporting period;
- f) Percentage utilisation for the period compared to the optimal utilisation;
- g) Maintenance and operating costs per hour/kilometre;
- h) The proposed replacement date for the vehicle/plant item;
- i) Depreciation applicable for the financial year;
- j) Proposed vehicle/plant purchases for the 2025/26 financial year; and
- k) Expected balance of the Fleet Fund for the 2025/26 financial year.

RESPONSIBLE COUNCILLOR: Cr Reuben.

BACKGROUND

The Fleet Fund is designed as a self-sustaining mechanism. Income generated from plant hire and kilometre charges is credited to the fund and used to maintain and replace plant items and motor vehicles.

As custodians of the council's financial sustainability, councillors must comprehensively understand the Fleet Fund's income and expenditure. A detailed utilisation report will enable informed decision-making on:

- The effectiveness of current plant and vehicle usage.
-

- The cost-efficiency of maintaining versus replacing assets.
- The adequacy of the Fleet Fund in sustaining ongoing operational and capital needs.
- The alignment of fleet procurement with service delivery demands.

Ensuring the council's plant and equipment are utilised efficiently will contribute to cost savings, improved service delivery, and long-term financial planning. A transparent and data-driven approach will also provide accountability and strategic oversight of council assets.

CHIEF EXECUTIVE OFFICER'S RESPONSE

The information requested is not required by councillors prior to determining the delivery program and operational plan. The governing body determine the principle activities that are to be carried out for the coming four years. This is not determined by the existing fleet. Once the decisions are made on the services to be provided it is then the function of the CEO to determine how to carry out the directions provided by the councillors. As advised to the councillors at the recent workshop, once the governing body determines the services and service levels a process will begin to determine the optimal mix of fleet required to meet the service levels funded within the delivery program.

The councillor's role does not include the management of the individual fleet and plant resources and decisions on the level and type of plant to be held, which is the only purpose data on individual fleet items and much of the information requested is used for.

As advised to the councillors, staff will be managing the utilisation of fleet against the Institute of Public Works Engineering Australasia (IPWEA) guidelines. Within this process there is also a need to then determine whether there are operational situations that warrant variations from those guidelines. Consideration also has to be given to the relative cost of internal provision of fleet and contracting in. This costing also plays a part in determining the optimisation of the operations of the fleet. There are many operational factors that come into play in what fleet is held and how long for.

ATTACHMENTS

Nil

8.16 REVIEW INTO COST-EFFECTIVENESS OF VISITOR INFORMATION CENTRES

Record No: I25/209

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council include in its draft 2026 Delivery and Operational Plan a process to conduct a formal review process to assess the cost-effectiveness of the Visitor Information Centres (VICs) in Cooma and Bombala. This review should evaluate whether the current funding allocation provides the best return on investment for tourism support. The review should also explore alternative strategies to enhance visitor engagement and regional tourism growth.

RESPONSIBLE COUNCILLOR: Cr Rose

BACKGROUND

Ensuring that the Council invests in the most effective tourism support strategies is essential for maximising economic benefits in our region. Tourism is our area's No. 1 economic driver, and we must maximise the Council's investment in this critical area for regional prosperity. Recent consultation with senior tourism leaders in the Snowy Monaro region has suggested that the visitor centres in Cooma and Bombala are not cost-effective in delivering benefits for the area in a digital age.

Given the low visitation numbers, changing tourist behaviour, and the significant costs of maintaining the Cooma and Bombala Visitor Information Centres (VICs), a review is necessary. Notably, the Eurobodalla Shire closed their visitor information centres in 2021 because of low visitor use. The *About Regional* magazine (<https://aboutregional.com.au/eurobodalla-to-close-visitor-information-centres-in-favour-of-online-resources/367208/>) noted on 17 January 2021 that:

"Eurobodalla Shire Council will close the visitor information centres in Batemans Bay and Narooma after a review of their services concluded less than 10 per cent of visitors use them. Services will now be provided online via the Eurobodalla Coast Tourism [website](#)."

There is a long-overdue need for the Snowy Monaro to review our VICs similarly.

Here are a few of the background issues associated with the need for this review:

1. Low Utilization of Current Visitor Centres

The Cooma VIC is located in an area with limited parking, making it inconvenient for passing tourists, particularly those with caravans or large recreational vehicles. Additionally, visitors already have an alternative at the Snowy Hydro Discovery Centre, which offers tourism information alongside a well-established attraction. There also is a wonderful visitor information centre at the National Parks building in Jindabyne.

The Bombala VIC sees even fewer visitors, raising concerns about its effectiveness in reaching and assisting tourists. Bombala needs to be put on the tourist map in our region, and digital tools could help tourists discover this hidden gem.

2. Shift to Digital Information Sources

Most travellers now rely on websites, apps, and social media for trip planning and real-time information, reducing the need for traditional, in-person visitor centres. Many regional councils have adapted to this trend by shifting funds toward digital tourism campaigns, self-service kiosks, and improved signage, offering tourists more accessible and flexible ways to obtain information.

3. Strategic Reallocation of Funds

The current VICs require several hundred thousand dollars in operational costs—funds that could be redeployed into tourism initiatives where there will be more impact. Alternative investments could include digital marketing to attract visitors, enhancing local tourism infrastructure, working with the industry to grow product, improving wayfinding signage, or supporting events and partnerships that drive economic benefits for local businesses. By reallocating resources to modern, high-impact strategies, the Council can ensure a better return on investment and more substantial support for the region's tourism industry.

This motion does not assume the closure of VICs but calls for a **data-driven evaluation** to ensure that the Council's tourism funding aligns with modern visitor needs and delivers the most significant benefit to the Snowy Monaro region.

CHIEF EXECUTIVE OFFICER'S RESPONSE

A project was initiated early in 2025 to review services provided by our visitor centres. This project is in its early stages and the project team has had one meeting.

ATTACHMENTS

Nil

8.17 ORDINARY MEETING LOCATIONS

Record No: I25/210

Councillor Reuben Rose has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That the Snowy Monaro Regional Council holds all its regular council meetings in the Cooma Council Chambers.

RESPONSIBLE COUNCILLOR: Cr Rose

BACKGROUND

To ensure accessibility for residents across the region, the Council previously decided to hold meetings in Jindabyne and Bombala, in addition to Cooma. While well-intentioned, the logistical and financial burden of moving meetings outside Cooma is challenging and stressful for IT staff.

The council is mandated to livestream all meetings, and transporting audio visual equipment, setting it up, and troubleshooting technical issues at remote locations requires significant staff time and resources. This process incurs substantial costs and operational challenges that outweigh the benefits.

By holding all regular meetings in the Cooma Council Chambers—where permanent, high-quality audio visual and broadcasting infrastructure is in place—the Council can ensure reliable access for all residents via livestream while significantly reducing costs and logistical strain. This decision would enhance efficiency, free up resources for essential services, and maintain transparency without compromising public engagement.

CHIEF EXECUTIVE OFFICER'S RESPONSE

The cost of holding the meetings at alternative locations is estimated to be in the range of \$15,000 to \$20,000 per annum. Staff have not taken counts of the number of people attending the meetings, but only a small number of people attend and where larger groups of people are attending, they are often travelling from other locations based on the items on the agenda (generally development related).

ATTACHMENTS

Nil

8.18 INTERNAL AND INDEPENDANT AUDIT INTO COMPLAINTS RELATED TO LOT 1 OLD DRY PLAINS ROAD, COOMA

Record No: I25/211

Councillor Luke Williamson has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That the Audit, Risk & Improvement Committee be requested to consider undertaking an independent audit into:

- A. the quality and completeness of the investigation, and whether reporting other agencies occurred, related to complaints of activities occurring without consent, or contrary to consent, in related Lot 1 Old Dry Plains Road, Cooma;
- B. whether the appropriate governance measure were adopted to ensure integrity of the investigation.
- C. whether Council's environmental compliance unit and investigators were involved in the investigation.

RESPONSIBLE COUNCILLOR: Cr Williamson

BACKGROUND

In the 2024 election, Mayor Hanna and Deputy Mayor Hopkins were in the same electoral group as the former councillor whose construction was subject to the complaint.

This construction was subject to a complaint alleging use of waste concrete as a fill, unapproved excavation and clearing. The complaint apparently included video and photographic evidence supporting the claims. Other members of the community have raised their observations of large number of trucks entering the site.

When the matter was reported, Cr Williamson and Frolich escalated the matter to the CEO David Hogan who committed to ensuring the matter would be investigated independently, thoroughly, and that a report would be provided to councillors. No such report has been provided and members of the community remain concerned that the matter has not been addressed.

CHIEF EXECUTIVE OFFICER'S RESPONSE

RESPONSIBLE COUNCILLOR: Cr Williamson

BACKGROUND

CHIEF EXECUTIVE OFFICER'S RESPONSE

The application was lodged by an architect (Hugh Gordon Architects) on behalf of the owners (Mr P & Mrs K Johnson).

The relevant page on the application tracker on our website is here:

<https://masterview.snowymonaro.nsw.gov.au/application/ApplicationDetails/010.2022.00000223.001/>

Report to the Council meeting of 21 July 2022 (Item 8.2) also lists the applicant and owners' names as part of the report.

Councillors Hanna, Davis, and Hopkins all declared conflicts of interest in the determination of the item, listed under section 5 of the minutes of the 21 July 2022 Council meeting. They had nothing to do with the 'lodging' of the application.

The Audit Risk and Improvement Committee (ARIC) have determined a schedule of internal audits to be undertaken and these are being conducted in combination with audits of other councils. Resolving to undertake this audit will either require the other internal audits to be taken out of the schedule determined by ARIC or for additional resources to be allocated to undertaking this review. Under the Local Government (General) Regulations the CEO is required to ensure that the person exercising the internal audit function has the necessary resources to carry out the function (cl.216Q). This requires that the internal audit has the funding to carry out the audits deemed required by ARIC. As such this will be additional work, which is not allowed for in the current internal audit budget. No funding source has been identified.

ATTACHMENTS

Nil

8.19 FORTNIGHTLY MEETINGS

Record No: I25/212

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

1. Address the NSW Minister of Local Government's PIO concerns (13 of) and meet fortnightly.
2. Provide a situation where one monthly meeting is for planning, operational and related business matters, committee reports and the like.
3. Provide a second situation where the second monthly meeting attends to the 13 issues raised in the Ministers PIO.
4. That the respective fortnightly meetings 'business' not each be exclusive or limited to the points above.
5. The CFO provide a finance report on the unrestricted cash account balance at the PIO focussed monthly meeting.

RESPONSIBLE COUNCILLOR: Cr Thaler

BACKGROUND

The NSW Minister for Local Government has indicated, via 'his' PIO that SMRC meetings are too long.

The community leaders have told me the business papers are too big and cumbersome.

This motion seeks to address this concern by breaking the meeting into fortnightly episodes, to provide councillors the ability to better respond to and regulate the flow of work over each month.

The February ordinary council meeting business paper stretched to over 1400 pages and ran for some 8.5 hours notwithstanding that 11 motions were withdrawn- to economise on time.

The Minister has laid out 13 points of concern, and I recommend we structurally break the monthly meeting into fortnightly meetings to allow focus upon those 13 points. Councillors are already meeting 4 times a month, with most of the ELT (executive Leadership Team) so there is no significant cost to bear beyond some extra livestreaming media and another 'free' lunch platter, with grapes.

By providing this non-exclusive structural break to the agenda, the two main threads of the council business can be more focussed and councillors can be better informed, the debate more succinct and outcomes easily followed.

After all, the Minister is a very busy man and it is quite a job for him to watch 8.5 hours of our meetings, following the Orders of Point, notwithstanding that our meetings now have an immense public appeal and following.

It just makes sense.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Adding a second meeting will not reduce the need for the councillor briefings currently needed to allow provision of information to the councillors leading to the development of the delivery program, which is the reason for the regular sessions.

The process of undertaking fortnightly meeting will increase costs by at least \$40,000 per annum for the generation of the business papers and setup and pack up for the meeting plus the extra time that is expected to come from dealing with business in two meetings instead of one. The actual time in the meetings is only part of the costs. Most of the preparation work required for the current meetings will be effectively doubled. It is expected that the proposed change will result in additional time taken to consider the business, but there is no reasonable way to estimate that cost.

These costs are not allowed for in the current resourcing and no funding source has been identified.

ATTACHMENTS

Nil

8.20 FLUORIDE SURVEY

Record No: I25/213

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

1. Undertake a community survey into discontinuing public water fluoridation.
2. Note the discontinuance of the public water fluoridation across the United States of America.

RESPONSIBLE COUNCILLOR: Cr Thaler

BACKGROUND

The United States of America have discontinued the public fluoridation of water supplies.

This decisions was founded upon a loss of public confidence into the safety and efficacy of water fluoridation.

I have been repeatedly asked to address the local community concerns and I propose a public survey and even a plebiscite if need be, to determine the will of the people and accord to their wishes.

The Monaro area does not have a comprehensive public water fluoridation system, with some towns not getting it, and others do.

The practice of supplementing drinking water with fluoride has come under scrutiny recently when a court ruling on September 27, 2024, declared the currently recommended water level of fluoridation in the United States (0.7 mg per L) an unreasonable risk to health. Australia currently provides for Fluoride levels to be in the range of 0.6mg/L to 1.1mg/L

I urge the SMRC council to adopt a risk-averse approach to this issue and take up the conversation with the people to whom we supply water. We must look to err on the side of caution and embrace the precautionary principle, and ask people if they want to retain this service, as it is currently being argued in many LGA's that mass public-water fluoridation is in-effect a 'medial conscription' and likely puts councils in breach of the Australian Commonwealth Constitution-Subsection 51(xxiiiA)

Literature reviews reveal there is no clear and unambiguous evidence of the actual benefit to people, and in some instances it can be shown that the fluoride can negatively impact teeth development and undermine bone strength.

As to the issue that this motion needs to show the budget funding, I argue that this is a public health matter and it can be incorporated in to the forthcoming public consultations upon our budget, operational plans etc. with limited additional expense.

CHIEF EXECUTIVE OFFICER'S RESPONSE

To get an accurate representation of the community's views on the issue a statistically significant survey should be undertaken. This would need to target residents that are on reticulated water supplies, so that it is the views of the people who would be affected by the change are captured.

Putting out a voluntary survey will not capture the true views of the entire community and thus not providing benefits from the effort required.

While costing has not been sought on undertaking the survey, it is expected to cost in the range of \$10,000 to \$15,000.

Should the community be supportive of removing fluoride the next step for Council would be the need to seek approval from NSW Health, through the Secretary of the Department of Health, to cease fluoridisation where currently undertaken. It is expected that the Secretary would be looking for robust evidence that the move is supported by the broader community.

ATTACHMENTS

Nil

8.21 PHOTOS AND COUNCILLOR BIO ON SMRC WEBSITE

Record No: I25/214

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

1. Publicly display photos of the Current Councillors upon its website, including a group photo.
2. That council provide current contact details for all councillors on its website.
3. That Council provide a short Bio and resume/or LinkedIn link to councillors

RESPONSIBLE COUNCILLOR: Cr Thaler

BACKGROUND

Many organisations are proud of their Directors, Board, Governance team or Executives.

Not so it seems the Snowy Monaro Regional Council.

There is scant detail for the public to contact councillors, or to read any information about the councillors respective backgrounds, experiences or skills.

This motion proposes to address this issue and rectify it.

As a councillor, these are just some of the questions I am routinely asked by the public:

Who are the councillors?

What do they stand for?

What is their background?

Do they have the skills?

How can I contact them?

CHIEF EXECUTIVE OFFICER'S RESPONSE

Currently, the names and email addresses of Councillors are listed on the SMRC website. These details are shared with the Councillors' consent, although they may choose not to provide their personal mobile phone numbers. Several efforts have been made to capture councillor photos, including the hiring of a local photographer at the meeting on 3 March, as well as previous attempts on 12 December 2024. Another photo session is scheduled for 13 March 2025.

Each Councillor can decide whether to include additional information on their profile, such as their background, experience, and skills, similar to the approach used on the Bega Valley Shire Council's 'Meet Your Councillors and Mayor' page.

ATTACHMENTS

Nil

8.22 POLO FLAT ASPHALTING

Record No: I25/215

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

- A. Provide a report into the process of asphaltting Polo Flat Rd in April
- B. Supply councillors the Original Polo Flat Rd Contract and grant fund deeds
- C. Supply copy of the Geo-technical assessment report of the pavement recently conducted.
- D. Council identify and show the source of funds to do this work

RESPONSIBLE COUNCILLOR: Cr Thaler

BACKGROUND

Polo Flat Rd is awaiting the emplacement of the Asphalt final surface layer. Whilst due to be completed in 2024, the community and this council is none the wiser as to the current state of this project and there has been a complete lack of updates, progress reports or advice as to the state of this work.

Clr Thaler requested information, reports, briefings, contract documents etc across numerous occasions prior to this meeting and was at all times refused this information, with the exception of one 'blank-sheet-of-paper' meeting with Director of Infrastructure and a roads engineer.

As this is a public matter, using public funds, on a public road it is incumbent upon this council to provide timely advice, transparency and this motion seeks to further this cause.

Whilst it is likely to be voted down, based on recent voting history, it is also a public record and statement of how this council chooses to operate and Clr Thaler was elected to bring light in to the darkness of the SMRC.

It should not be a secret agenda to reseal the road in light of the mess that was publicly displayed upon the first round of works in October 2024.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Rehabilitation work was completed on Polo Flat Road in 2024, which unfortunately saw a deterioration of the wearing surface due to the bitumen sealing being applied during winter. This led to what is known as bleeding of the pavement as temperatures rose later in the year, causing

deterioration of the road. It has been proposed to provide an asphalt surface as a more robust, permanent solution.

It is considered an operational issue for the management of contracts and contractors, however a template of the general contracts that Council uses can be provided to Councillors for perusal.

At the time of writing, the geotechnical report had not been received by Council, due to delays in laboratory testing.

The grant funding source for the original works was through Roads to Recovery, as it is for the proposed asphaltting works.

ATTACHMENTS

Nil

8.23 REPORT ON DELEGATIONS

Record No: I25/216

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That Council:

- A. Provide a report to Councillors setting out the Delegations and Delegated positions.
- B. Provide assurance that SMRC has acted in accordance with NSW Law to provide lawful delegations and sub-delegations.
- C. Satisfy the requirements of the Local Government Act 1993 to review the current delegations of staff and the ELT.

RESPONSIBLE COUNCILLOR: Cr Thaler

BACKGROUND

The NSW Local Government Act 1993 required Staff and Executive Office holders delegations to be reviewed in a new council term.

While this council has a range of delegations and sub-delegations, it appears that many are purported to be delegated to 'roles' rather than named office holders- which might not be permissible in the original delegation.

Delegated authorities can only remain legally delegated while the Delegator holds the power 'to' delegate, and as the SMRC has had a high level of ELT staff turnover, it is wise and prudent that the council reviews the current suite of Delegations to ensure our organisation is functioning and according to NSW Law.

We have seen that many of our council's policies, which are used to direct staff and daily operations, are out of date, have not been reviewed, and unfortunately rely on legislation that is no longer in-force or has been repealed.

This is a must-do and it should be done as early as possible in the new council term to ensure the lawfulness of council operations and actions. We must also review the power of delegation to confirm if the delegation of functions/authorities can be made to a 'role' or to a person.

s380 LGA1993 Each council must review all its delegations during the first 12 months of each term of office.

CHIEF EXECUTIVE OFFICER'S RESPONSE

All delegations are already publicly available to councillors on the website.

The governing body reviews the delegations to the Mayor, CEO and any delegations to external bodies as provided for in the Local Government Act. The delegations by the CEO to staff will be reviewed by the CEO following the review of the delegations to the CEO. Reviewing the delegations is one of the mandatory actions to be undertaken within the first 12 months following an election. This has been scheduled for a report to the May 2025 Council Meeting.

Local Government Act

377 General power of the council to delegate

- (1) A council may, by resolution, delegate to the general manager or any other person or body (not including another employee of the council) any of the functions of the council under this or any other Act,.....

378 Delegations by the general manager

- (1) The general manager may delegate any of the functions of the general manager, other than this power of delegation.
- (2) The general manager may sub-delegate a function delegated to the general manager by the council to any person or body (including another employee of the council).

A review was undertaken of the top ten councils (By population). The councils that utilise the process of delegation through the role are:

- Blacktown City Council (Executive Corporate Counsel)
- Canterbury Bankstown Council (legal counsel employed)
- Central Coast Council (Employ at least their own solicitors)
- Sutherland Shire (Employ at least their own lawyer)
- City of Sydney (Employ their own legal counsel)

The other councils either do not publicly list staff delegations or they could not quickly be found on the Council's website.

While other councils undertaking the same process does not guarantee the legality of the process, it does indicate that there a low risk that the practice is illegal. Given this low risk, it is considered unnecessary to incur costs to seek legal advice.

ATTACHMENTS

Nil

8.24 CANCEL UNREASONABLE CUSTOMER COMPLAINT RESTRICTIONS

Record No: I25/217

Councillor Andrew Thaler has given notice that at the Extraordinary Meeting of Council on 03 April 2025, he will move the following motion.

MOTION

That:

- A. All current UCC (Unreasonable Customer Complainant) restrictions be cancelled with immediate effect.
- B. The report from staff dealing with the SMRC UCC Policy be attended to with some urgency.

RESPONSIBLE COUNCILLOR: Cr Andrew Thaler

BACKGROUND

Nil.

CHIEF EXECUTIVE OFFICER'S RESPONSE

Part A of the above motion is contrary to Council's policy. Council may override its own policy but should be aware that they are doing so. Overriding its policy is not considered good governance, unless there are exceptional reasons for doing so. The current policy can be found here:

https://www.snowymonaro.nsw.gov.au/files/assets/public/v/1/council/policies/250.2018.467.2-policy-managing-unreasonable-complainant-conduct_202005271445036704.pdf

ATTACHMENTS

Nil

9. CONFIDENTIAL MATTERS

In accordance with Section 10A(2) of the Local Government Act 1993, Council can exclude members of the public from the meeting and go into Closed Session to consider confidential matters, if those matters involve:

- (a) personnel matters concerning particular individuals; or
- (b) the personal hardship of any resident or ratepayer; or
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business; or
- (d) commercial information of a confidential nature that would, if disclosed;
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law; or
- (f) matters affecting the security of the council, councillors, council staff or council property; or
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege or information concerning the nature and location of a place; or
- (h) an item of Aboriginal significance on community land.

and Council considers that the closure of that part of the meeting for the receipt or discussion of the nominated items or information relating thereto is necessary to preserve the relevant confidentiality, privilege or security of such information, and discussion of the material in open session would be contrary to the public interest.

In accordance with Section 10A(4) of the Local Government Act 1993 the Chairperson will invite members of the public to make verbal representations to the Council on whether the meeting should be closed to consider confidential matters.

RECOMMENDATION

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:

9.1 Legal Action and Potential Claims Against SMRC

Item 9.1 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.