



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

17 November 2022

**ORDINARY COUNCIL MEETING
HELD IN JINDABYNE MEMORIAL HALL, THREDBO TERRACE, JINDABYNE NSW 2627
ON THURSDAY 17 NOVEMBER 2022**

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**MINUTES OF THE ORDINARY COUNCIL MEETING
HELD IN JINDABYNE MEMORIAL HALL, THREDBO TERRACE, JINDABYNE NSW 2627**

**ON THURSDAY, 17 NOVEMBER 2022
COMMENCING AT 1:00PM**

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

APOLOGIES: Nil

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

1. OPENING MEETING

The Mayor opened the meeting at 1:00PM

2. ACKNOWLEDGEMENT OF COUNTRY

3. COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL

3.1 COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL LINK

Record No: I22/776

COUNCIL RESOLUTION

308/22

That Council approve the remote attendance of

- Cr Hopkins at the meeting on 17 November 2022, via audio-visual link and accept her reason of working interstate.
- Cr Hanna at the meeting on 17 November 2022, via audio-visual link and accept his reason of being out of the area for work and not able to be back in time.
- Cr Summers at the meeting on 17 November 2022, via audio-visual link and accept her reason of having health concerns.

Moved Deputy Mayor Higgins

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Nil.

At 1:03 pm Councillor Hopkins and Hanna joined the meeting via audio-visual link.

4. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil

Procedural Motion

ADJOURNMENT

COUNCIL RESOLUTION

309/22

That the Ordinary Council meeting be adjourned at 1:04 pm for Public Forum.

Moved Councillor Williamson

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Nil.

Procedural Motion

COUNCIL RESOLUTION

310/22

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

Moved Councillor Frolich

Seconded Councillor Beer

CARRIED

Record of Voting

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

Councillors Against: Nil.

5. DISCLOSURE OF INTEREST

Nil

6. MATTERS DEALT WITH BY EXCEPTION

Items by Exception

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

COUNCIL RESOLUTION

311/22

A. That all items listed in Corporate Business both Open and Confidential be dealt with separately other than the following items which are moved by exception:

- 7.1 Ordinary Council Meeting 20 October 2022
- 7.2 Closed Session of the Ordinary Council Meeting 20 October 2022
- 9.1.3 Draft Development Servicing Plans
- 9.1.4 Organisational Performance Report - October 2022
- 9.2.1 Water and Wastewater Land Acquisitions - Bombala STP Upgrade - Change of Physical Position Needs
- 9.3.1 Review of Investment Policy
- 9.3.2 Monthly Funds Management Report - October 2022

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

Councillors Against: *Nil.*

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

Nil

9. OTHER REPORTS TO COUNCIL

9.1 STRATEGY

9.1.1 RE-EXHIBITION OF DRAFT LAND USE STRATEGIES

Record No: I22/684

COUNCIL RESOLUTION

314/22

That Council endorse the draft land use strategies to be placed on public exhibition for a minimum of 56 days.

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: *Councillor Frolich, Councillor Stewart and Councillor Williamson.*

9.1.2 PLANNING PROPOSAL - DRAFT COMPREHENSIVE SNOWY MONARO REGIONAL LOCAL ENVIRONMENTAL PLAN

Record No: I22/685

COUNCIL RESOLUTION

315/22

That Council

- A. Undertake a minimum of 56 days of consultation concurrently with the draft Land Use Strategies;
- B. Submit the planning proposal to the Minister of Planning for a gateway determination; and
- C. Proceed with further consultation on the planning proposal in the event the NSW Department of Planning and Environment issues a gateway determination.

Moved Deputy Mayor Higgins

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Councillor Frolich, Councillor Stewart and Councillor Williamson.

9.1.3 DRAFT DEVELOPMENT SERVICING PLANS

Record No: I22/754

COUNCIL RESOLUTION

316/22

That Council endorse the draft Snowy Monaro Development Servicing Plan (attached) to be placed on public exhibition for a minimum of 42 days.

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

9.1.4 ORGANISATIONAL PERFORMANCE REPORT - OCTOBER 2022

Record No: I22/765

COUNCIL RESOLUTION

317/22

That Council:

- A. Note the progress outlined in the report.
- B. Amend the 2022-2023 Operational Plan to stage the replacement of the Cambalong Bridge, to include: Environmental assessments determined, detailed designs approved and construction commenced. Move full stages of construction into the 2023-2024 Operational Plan and final stages of construction with the bridge open to traffic into the 2024-2025 Operational Plan.
- C. Amend the 2022-2023 Operational Plan to stage the replacement of the Redcliffe Bridge, to include: Environmental assessments determined, detailed designs approved and construction commenced. Move last stage of completion of construction with the bridge open to traffic to the 2023-2024 Operational Plan Year.
- D. Amend the 2022-2023 Operational Plan to stage the replacement of the Cambalong 2 Bridge, to include: Environmental assessments determined, detailed designs approved and construction commenced. Move last stage of completion of construction with the bridge open to traffic to the 2023-2024 Operational Plan Year.

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

9.1.5 2021-2022 ANNUAL REPORT

Record No: I22/766

COUNCIL RESOLUTION

318/22

That Council endorse the 2021/2022 Annual Report excluding the financial statements and;

- A. Change the mayoral message to note financial sustainability review had only commenced
- B. Correct the location shown as south of Canberra CBD
- C. That Snowy 2.0 be identified as a major project
- D. That councillors appointment date be confirmed

- E. Publish the report on Council's webpage
- F. Forward the URL link to the office of Local Government

Moved Councillor Beer

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Nil.

At 1:58 pm Councillor Summers joined the meeting via audio-visual link.

9.1.6 Procedural Motion

COUNCIL RESOLUTION

319/22

That Council move into committee.

Moved Councillor Beer

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.1.6 Procedural Motion

COUNCIL RESOLUTION

320/22

That Council move out of committee.

Moved Councillor Beer

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Nil.

**9.1.6 APPOINTMENT OF DELEGATES TO COMMITTEES FOR THE PERIOD TO SEPTEMBER 2023
FOLLOWING A COUNCILLOR RESIGNATION**

Record No: I22/797

COUNCIL RESOLUTION

321/22

That Council appoint

- Councillor Mitchell to the Snowy Monaro Arts & Cultural Committee;
- Councillor Mitchell to the Bundian Way Advisory Committee;
- Councillor Mitchell to the South East Arts Board; and
- Councillor Williamson to the Reconciliation Action Plan Working Group.

Moved Councillor Beer

Seconded Councillor Frolich

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.2 OPERATIONS

**9.2.1 WATER AND WASTEWATER LAND ACQUISITIONS - BOMBALA STP UPGRADE - CHANGE OF
PHYSICAL POSITION NEEDS**

Record No: I22/762

COUNCIL RESOLUTION

322/22

That Council

- A. Proceed with acquisition of the following land, and interests in 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 Bombala Sewerage Treatment Plant upgrade project:
- Lot 2 in Deposited Plan 1278691, being part of Lot 5 Section 42 in Deposited Plan 758129 and having an area of 256.9m²;
 - An easement for drainage of sewerage over the site shown as 'E1 – PROPOSED EASEMENT FOR DRAINAGE OF SEWERAGE 3 WIDE' in Deposited Plan 1278691 affecting Lot 5 Section 42 in Deposited Plan 758129;
 - A right of access over the site shown as 'E2 – PROPOSED RIGHT OF ACCESS 10 WIDE' in Deposited Plan 1278691 affecting Lot 5 Section 42 in Deposited Plan 758129.
- B. Agree that the terms of the easement shall be as shown on SCHEDULE A (referenced in report body);
- C. Agree that the terms of the right of access shall be as shown on SCHEDULE B (referenced in report

body);

- D. Acknowledge that minerals are to be excluded from the acquisition;
- E. Acknowledge that the acquisition is not for the purpose of resale;
- F. Classify the acquired land (Lot 2 DP 1278691) as operational land in accordance with the Local Government Act 1993 (NSW);
- G. Make the necessary applications to the NSW Minister for Local Government and the NSW Governor to obtain consent for the stated land acquisition and interests.

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

9.2.2 SUCCESSFUL RE-ACCREDITATION OF SNOWY RIVER HOSTEL RESIDENTIAL AGED CARE FACILITY

Record No: 122/799

COUNCIL RESOLUTION

323/22

That Council

- a. receive and note the information in the report on the successful re-accreditation of Snowy River Hostel until October 2025; and
- b. That councillors thank the staff for their effort and note this is the second accreditation.

Moved Councillor Beer

Seconded Councillor Stewart

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.3 FINANCE

9.3.1 REVIEW OF INVESTMENT POLICY

Record No: I22/770

COUNCIL RESOLUTION

324/22

That Council approve the revised Investment Policy.

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

9.3.2 MONTHLY FUNDS MANAGEMENT REPORT - OCTOBER 2022

Record No: I22/790

COUNCIL RESOLUTION

325/22

That Council

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

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

9.3.3 Procedural Motion

COUNCIL RESOLUTION **326/22**

That Council move into committee.

Moved Councillor Williamson

Seconded Councillor Mitchell

CARRIED

Record of Voting

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

Councillors Against: Nil.

At 2:20 pm Councillor Summers left the meeting.

At 2:21 pm Councillor Summers returned to the meeting.

At 2:22 pm Councillor Summers left the meeting.

At 2:22 pm Councillor Summers returned to the meeting.

At 2:25 pm Councillor Summers left the meeting.

At 2:25 pm Councillor Summers returned to the meeting.

9.3.3 Procedural Motion

COUNCIL RESOLUTION **327/22**

That Council move out of Committee.

Moved Councillor Mitchell

Seconded Councillor Johnson

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.3.3 MONTHLY BUDGET REVIEW STATEMENT (MBRS) TO 31 OCTOBER 2022

Record No: I22/800

COUNCIL RESOLUTION **328/22**

- a. That the variations noted in the Budget Review Statement for the month ended 31 October 2022 be approved; and
- b. Note that there are material matters with the statements that require clarification.

Moved Councillor Stewart

Seconded Councillor Mitchell

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.*

9.4 COMMUNICATIONS

Nil

9.5 EXECUTIVE OFFICE

9.5.1 RESOLUTION ACTION SHEET UPDATE

Record No: 122/767

COUNCIL RESOLUTION

329/22

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

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: *Nil.*

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

9.5.2 ANSWERS TO QUESTIONS WITH NOTICE

Record No: 122/769

COUNCIL RESOLUTION

330/22

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

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

Councillors For: *Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor*

Williamson and Councillor Mitchell.
Councillors Against: *Nil.*

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

9.5.3 ORGANISATION STRUCTURE REVIEW

MOTION

That Council, noting the pending implementation of recommendations from recent service reviews, retain the current structure and areas of responsibility but request a further review in November 2023.

Moved Deputy Mayor Higgins

Seconded Councillor Stewart

9.5.3 AMENDMENT

COUNCIL RESOLUTION

331/22

That the portfolio of Communication and Economic Development be moved to the Strategy portfolio.

Moved Councillor Hopkins

Seconded Councillor Hanna

LOST

Record of Voting

Councillors For: Councillor Hanna, Councillor Hopkins and Councillor Johnson.

Councillors Against: Councillor Beer, Mayor Davis, Councillor Frolich, Deputy Mayor Higgins, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

9.5.3 ORGANISATION STRUCTURE REVIEW

Record No: I22/794

COUNCIL RESOLUTION

332/22

That Council, noting the pending implementation of recommendations from recent service reviews, retain the current structure and areas of responsibility but request a further review in November 2023.

Moved Deputy Mayor Higgins

Seconded Councillor Stewart

LOST

Record of Voting

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

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

9.5.3 FORESHADOWED MOTION

COUNCIL RESOLUTION

333/22

That Council, noting the pending implementation of recommendations from recent service reviews, retain the current structure and areas of responsibility but undertake a further review by end of April 2023.

Moved Councillor Williamson

Seconded Councillor Stewart

CARRIED

Record of Voting

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

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

9.6 WORKFORCE

Nil

10. REPORTS OF COMMITTEES

10.1 MINUTES OF AUGUST 2022 LOCAL TRAFFIC COMMITTEE

Record No: I22/801

COUNCIL RESOLUTION

334/22

That the recommendations of the meeting of the Local Traffic Committee held on 23 August 2022 be adopted.

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

10.2 MINUTES OF OCTOBER 2022 LOCAL TRAFFIC COMMITTEE

Record No: I22/796

COUNCIL RESOLUTION	335/22	
That the recommendations of the meeting of the Local Traffic Committee held on 25 October 2022 be adopted.		
Moved Councillor Mitchell	Seconded Deputy Mayor Higgins	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Williamson and Councillor Mitchell.</i>	
<i>Councillors Against:</i>	<i>Nil.</i>	

Motions Without Debate

The above officer’s recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

10.3 DRAFT MINUTES - AUDIT, RISK AND IMPROVEMENT COMMITTEE 19 OCTOBER 2022

Record No: I22/779

COUNCIL RESOLUTION	336/22	
That Council receive and note the draft minutes of the Audit, Risk and Improvement Committee meeting held on 19 October 2022.		
Moved Deputy Mayor Higgins	Seconded Councillor Johnson	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.</i>	
<i>Councillors Against:</i>	<i>Nil.</i>	

11. NOTICE OF MOTION

11.1 EXPEDITING THE BUMBALONG BRIDGE PROJECT

Record No: I22/778

Responsible Officer: Chief Executive Officer
Author: Councillor Luke Williamson
Attachments: Nil

Councillor Luke Williamson has given notice that at the Ordinary Meeting of Council on 17 November 2022, he will move the following motion.

COUNCIL RESOLUTION

337/22

That the Mayor write to the NSW Premier, the Minister for Environment and Heritage, the Minister for Transport, and the Member for Monaro seeking:

- a) Their urgent intervention to expedite work related to investigation, assessment and management of potential Indigenous heritage items located near the planned site of the bridge over the Murrumbidgee River in the Bumbalong Valley; and
- b) In the event that significant Indigenous heritage items are determined to exist at the preferred site of the project, that work to provide a bridge at an alternate nearby location proceed with the utmost speed.

Moved Councillor Williamson

Seconded Councillor Frolich

CARRIED

Record of Voting

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

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

At 3:12 pm Councillor Summers left the meeting.

At 3:14 pm Councillor Summers returned to the meeting.

At 3:18 pm Councillor Summers left the meeting.

At 3:19 pm Councillor Summers returned to the meeting.

At 3:20 pm Councillor Hanna left the meeting.

At 3:22 pm Councillor Hanna returned to the meeting.

12. MAYORAL MINUTES

12.1 COUNCIL DECLARATION OF ROAD EMERGENCY

Record No: I22/816

Author: Mayor Narelle Davis

Attachments: Nil

EXECUTIVE SUMMARY

This report proposes that Snowy Monaro Regional Council joins Local Government NSW and Country Mayors Association of NSW in declaring a State-wide Road Emergency.

COUNCIL RESOLUTION

338/22

That Council

- A. Join with Local Government NSW and Country Mayors Association of NSW in declaring a State-wide Road Emergency.
- B. Along with these organisations support:
 - 1) an acceleration and significant increase in funding for the \$1.1 billion Fixing Local Roads and Fixing Country Bridges programs from the New South Wales Government;
 - 2) a boost to Road Block Grant funding to compensate for the damage to the regional road network from the Federal Government;
 - 3) new funding to provide councils with plant machinery and skilled workers to expedite road repairs from the Federal Government; and
 - 4) the writing of letters to the Hon Anthony Albanese MP, Prime Minister of Australia, the Hon Dominic Perrottet MP, Premier of New South Wales, Member for Monaro, and Member for Eden-Monaro.

Moved Mayor Davis

CARRIED

Record of Voting

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

Councillors Against: Nil.

At 3:22 pm Councillor Hopkins left the meeting.

13. QUESTIONS WITH NOTICE

Nil

14. 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:

14.1 Legal Actions and Potential Claims Against SMRC as at 31 October 2022

Item 14.1 is confidential in accordance with s10(A)(2)(e) of the Local Government Act because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

2. The press and public be excluded from the proceedings of the Council in Closed Session on the basis that these items are considered to be of a confidential nature.
3. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matter be treated as confidential and be withheld from access by the press and public, until such time as the Council resolves that the reason for confidentiality has passed or become irrelevant.
4. That the resolutions made by the Council in Closed Session be recorded in the Minutes of the Council Meeting.
5. That upon this recommendation being moved and seconded, the Chairperson invite representations from the public as to whether this part of the meeting should be closed to consider the nominated item.

Council did not move into closed session as item 14.1 was dealt with by exception per resolution 311/22.

15. REPORT FROM CONFIDENTIAL SESSION

14.1 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC AS AT 31 OCTOBER 2022

COUNCIL RESOLUTION

339/22

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

Moved Councillor Mitchell

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 311/22 above as there was no challenge by Councillors.

There being no further business the Mayor declared the meeting closed at 3:26pm.



CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 17 November 2022 were confirmed by Council at a duly convened meeting on 15 December 2022 at which meeting the signature hereon was subscribed.