



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

20 October 2022

**ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 20 OCTOBER 2022**

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

**ON THURSDAY, 20 OCTOBER 2022
COMMENCING AT 1:00PM**

PRESENT: Mayor Narelle Davis
Deputy Mayor Tanya Higgins
Councillor Peter Beer
Councillor Louise Frolich
Councillor Christopher Hanna
Councillor Tricia Hopkins
Councillor Karlee Johnson
Councillor Bob Stewart
Councillor Lynda Summers
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
Liana Biki, Secretary Council and Committees

1. OPENING MEETING

The Mayor opened the meeting at 1:01PM

2. ACKNOWLEDGEMENT OF COUNTRY

3. COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL

3.1 COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL LINK

Record No: I22/696

Responsible Officer: Chief Executive Officer
Author: Executive Support Officer

COUNCIL RESOLUTION	270/22
That Council approve the remote attendance of Cr Summers at the meeting on 20 October 2022, via audio-visual link and accept her reason of health concerns.	
Moved Councillor Beer	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 and Councillor Stewart.</i>
<i>Councillors Against:</i>	<i>Nil.</i>

At 01:02 pm Councillor Summers joined the meeting via audio-visual link.

At 01:03 pm Councillor Summers left the meeting.

4. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil

Procedural Motion

ADJOURNMENT

COUNCIL RESOLUTION	271/22
That the Ordinary Council meeting be adjourned at 1:03 pm for Public Forum.	
Moved Councillor Hanna	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 and Councillor Stewart.
Councillors Against: Nil.

At 01:04 pm Councillor Summers returned to the meeting.

At 01:04 pm Councillor Summers left the meeting.

At 01:07 pm Councillor Williamson joined the meeting.

Procedural Motion

COUNCIL RESOLUTION

272/22

That the Ordinary Council meeting be resumed at 1:40 pm.

Moved Councillor Hanna

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 and Councillor Williamson.
Councillors Against: Nil.

5. DISCLOSURE OF INTEREST

Nil

At 01:41 pm Councillor Summers returned to the meeting.

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

273/22

- 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:
- 7.2 Closed Session of the Ordinary Council Meeting 15 September 2022
 - 9.2.3 Monthly Funds Management Report - September 2022
 - 9.3.1 Tabling of Disclosures by Councillors and Designated Persons
 - 9.3.3 Organisational Performance Report - September 2022

- 9.3.4 Boco Rock Community Enhancement Fund Committee Charter
 - 9.3.5 Proposed re-establishment of Alcohol Free Zones and Alcohol Prohibited Areas
 - 9.4.1 Review of Council's Code of Conduct
 - 9.5.1 Resolution Action Sheet Update
 - 9.5.2 Answers to Questions with Notice
 - 10.1 Minutes from Management and Advisory Committees
 - 10.2 Draft Minutes - Audit, Risk and Improvement Committee 12 September 2022
- B. That the Officer's Recommendations in the reports listed above are hereby adopted.

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

7. CONFIRMATION OF MINUTES

7.1 ORDINARY COUNCIL MEETING 15 SEPTEMBER 2022

COUNCIL RESOLUTION

274/22

THAT the minutes of the Ordinary Council Meeting held on 15 September 2022 are confirmed as a true and accurate record of proceedings, pending the addition of Cr Summers short absence during item 9.3.6.

Moved Councillor Frolich

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 15 SEPTEMBER 2022

COUNCIL RESOLUTION

275/22

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 15 September 2022 are confirmed as a true and accurate record of proceedings.

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

Councillors For: Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor

Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers and Councillor Williamson.
Councillors Against: Nil.

Motions Without Debate

The above officer’s recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

8.1 DEVELOPMENT APPLICATION 10.2022.253.1 CONSTRUCTION OF A SINGLE STOREY DWELLING

Record No: I22/543

Applicant Number:	10.2022.253.1
Applicant:	Le Mottee Group
Owner:	B D Lew & Y E Traun-Lew
DA Registered:	23/06/2022
Property Description:	Bushy Park Road EAST JINDABYNE NSW 2627 Lot: 2 DP: 1269114
Zone:	RU1 - Primary Production
Current Use:	Agricultural Land
Proposed Use:	Dwelling
Permitted in Zone:	Yes
Recommendation:	Refusal

COUNCIL RESOLUTION

276/22

That Council, based on the advice of the Department of Planning and Environment, **approve** DA 10.2022.253.1 for the erection of a dwelling on Lot 2 DP 1269114 Bushy Park Road EAST JINDABYNE subject to conditions of consent to be developed by staff.

Moved Councillor Williamson

Seconded Councillor Frolich

CARRIED

Record of Voting

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

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

9. OTHER REPORTS TO COUNCIL

9.1 OPERATIONS

Nil

9.2 FINANCE

9.2.1 2022 FINANCIAL STATEMENTS TO BE REFERRED TO EXTERNAL AUDIT

Record No: I22/699

COUNCIL RESOLUTION

277/22

That Council

- A. Authorise the Mayor and Deputy Mayor to sign the Statement by Councillors and Management for the Snowy Monaro Regional Council 2022 General Purpose Financial Statements
- B. Authorise the Mayor and Deputy Mayor to sign the Statement by Councillors and Management for the Snowy Monaro Regional Council 2022 Special Purpose Financial Statements for the following business activities:
 - Water Supply
 - Sewerage
 - Waste Management
 - Residential Aged Care
- C. Authorise the referral of the 2022 Annual Financial Statements to the external auditor
- D. Authorise the Chief Executive Officer to lodge the 2022 Financial Statements upon receiving the external auditor's report, with the Office of Local Government.

Moved Councillor Hanna

Seconded Deputy Mayor Higgins

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 and Councillor Williamson.

9.2.2 RESTRICTED ASSETS (CASH AND INVESTMENTS) POLICY

Record No: I22/709

COUNCIL RESOLUTION

278/22

That Council

- A. Approve the Restricted Assets (Cash & Investments) Policy
- B. Approve the balances of Internally Restricted Reserves as at 30 June 2022

C. Request a review of the policy in 3 months

Moved Councillor Hanna

Seconded Councillor Johnson

CARRIED

Record of Voting

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

Councillors Against: Nil.

9.2.3 MONTHLY FUNDS MANAGEMENT REPORT - SEPTEMBER 2022

Record No: I22/724

COUNCIL RESOLUTION

279/22

That Council

- A. Receive the report indicating Council's cash and investments position as at 30 September 2022; and
- B. Receive the certificate of the Responsible Accounting Officer.

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

9.2.4 - Procedural Motion

COUNCIL RESOLUTION

280/22

That Council move into committee.

Moved Councillor Williamson

Seconded Councillor Frolich

CARRIED

Record of Voting

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

Councillors Against: Councillor Summers.

9.2.4 - Procedural Motion

COUNCIL RESOLUTION**281/22**

That Council move out of Committee.

Moved Councillor Hanna**Seconded Councillor Johnson****CARRIED****Record of Voting**

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

Councillors Against: Nil.

9.2.4 MONTHLY BUDGET REVIEW STATEMENT (MBRS) TO 30 SEPTEMBER 2022

RECORD NO: 122/731

COUNCIL RESOLUTION**282/22**

That the Budget Review Statement for the month ended 30 September 2022 be received and the variations noted therein be approved.

Moved Councillor Hopkins**Seconded Councillor Hanna****CARRIED****Record of Voting**

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

Councillors Against: Councillor Frolich and Councillor Williamson.

9.3 STRATEGY

9.3.1 TABLING OF DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS

Record No: 122/575

COUNCIL RESOLUTION**283/22**

That Council note the disclosures of pecuniary interest returns completed by councillors and designated staff for the period 1 July 2021 to 30 June 2022.

Moved Councillor Beer**Seconded Councillor Hanna****CARRIED****Record of Voting**

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

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

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

9.3.2 DELEGATIONS OF MAYOR AND CHIEF EXECUTIVE OFFICER

Record No: 122/705

COUNCIL RESOLUTION

284/22

That Council delegates, pursuant to Section 377 of the Local Government Act, 1993, to the person holding the position of Chief Executive Officer, and from time to time, holding the aforementioned position in an acting capacity, the exercise of Council's powers, functions, duties and authorities arising from the Act and all other acts, regulations and Council policies, subject to the limitation specified in Section 377 (1) of the Local Government Act.

Moved Deputy Mayor Higgins

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 and Councillor Williamson.*

Councillors Against: *Nil.*

FORESHADOWED MOTION

COUNCIL RESOLUTION

285/22

That Council delegates, pursuant to Section 377 of the Local Government Act, 1993, to the person holding the position of Mayor the exercise of Council's powers, functions, duties and authority to approve (with the Chief Executive Officer) the attendance of Councillors at any seminar, conference, meeting or training course, where funds have been provided in the budget, provided that such delegation shall not be exercised if there is a Council meeting prior to the closing date of registration unless the Mayor and Chief Executive Officer are of the view that a delay in registration will preclude Councillors' attendance.

Moved Councillor Beer

Seconded Deputy Mayor Higgins

CARRIED

Record of Voting

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

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

At 2:20 pm Councillor Summers left the meeting.

At 2:20 pm Councillor Summers returned to the meeting.

9.3.3 ORGANISATIONAL PERFORMANCE REPORT - SEPTEMBER 2022

Record No: I22/710

COUNCIL RESOLUTION	286/22	
That Council note the progress outlined in the report.		
Moved Councillor Beer	Seconded Councillor Hanna	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers and Councillor Williamson.</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 273/22 above as there was no challenge by Councillors.

9.3.4 BOCO ROCK COMMUNITY ENHANCEMENT FUND COMMITTEE CHARTER

Record No: I22/713

COUNCIL RESOLUTION	287/22	
That Council endorse and adopt the updated Boco Rock Community Enhancement Fund Committee charter.		
Moved Councillor Beer	Seconded Councillor Hanna	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers and Councillor Williamson.</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 273/22 above as there was no challenge by Councillors.

9.3.5 PROPOSED RE-ESTABLISHMENT OF ALCOHOL FREE ZONES AND ALCOHOL PROHIBITED AREAS

Record No: I22/716

COUNCIL RESOLUTION

288/22

That Council commences 30-days of public consultation on the proposed re-establishment of Alcohol Free Zones and Alcohol Prohibited Areas.

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

9.4 COMMUNICATIONS

9.4.1 REVIEW OF COUNCIL'S CODE OF CONDUCT

Record No: I22/451

COUNCIL RESOLUTION

289/22

That Council

- A. Adopt the attached code of conduct.
- B. Revoke the current gifts and benefits policy.

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

9.4.2 DRAFT COMMUNITY ENGAGEMENT STRATEGY

Record No: I22/687

COUNCIL RESOLUTION

290/22

That Council

- A. Endorse the draft Community Engagement Strategy attached (as amended) for public exhibition for a period of no less than 28 days; and
- B. The document be quality reviewed and councillor comments be included before sending out to the community.

Moved Councillor Hopkins

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Councillor Frolich.

9.4.3 - Procedural Motion

COUNCIL RESOLUTION

291/22

That Council move into committee.

Moved Councillor Hanna

Seconded Councillor Hopkins

CARRIED

Record of Voting

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

Councillors Against: Nil.

At 03:05 pm Councillor Hanna left the meeting.

At 03:07 pm Councillor Hanna returned to the meeting.

9.4.3 - Procedural Motion

COUNCIL RESOLUTION

292/22

That Council move out of committee.

Moved Councillor Frolich

Seconded Councillor Hanna

CARRIED

Record of Voting

Councillors For: Councillor Beer, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor

Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers and Councillor Williamson.

Councillors Against: Nil.

9.4.3 - AMENDMENT

COUNCIL RESOLUTION

293/22

That Council

- A. Support the continued planning for the Monaro Rail Trail from Queanbeyan to Cooma, and Bombala to Jincumbilly, including finalising the business case for shared use of the corridor and potential lease discussions with TfNSW for those sections (noting this is not a resolution to apply for funding to construct the rail trail or enter a lease, but to commence discussion);
- B. Resolve to continue to work with all parties on continuing investigations of potential shared use arrangements, costings, feasibility evaluations, etc along the rail corridor between Cooma and Bombala;
- C. Inform state agencies (TfNSW, DRNSW) and federal and state members of Council's adopted position on this matter.

Moved Councillor Frolich

Seconded Councillor Hanna

LOST

Record of Voting

Councillors For: Councillor Frolich, Councillor Hanna, Councillor Hopkins and Councillor Williamson.

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

9.4.3 FUTURE USE OF THE COOMA TO BOMBALA RAIL CORRIDOR

Record No: I22/728

COUNCIL RESOLUTION

294/22

That Council

- A. Support the continued planning for the Monaro Rail Trail from Queanbeyan to Cooma, and Bombala to Jincumbilly, including finalising the business case and potential lease discussions with TfNSW for those sections (noting this is not a resolution to apply for funding to construct the rail trail or enter a lease, but to commence discussion);
- B. Provide a written undertaking to Cooma Monaro Railway (CMR) that Council will agree to vary any future rail trail lease between Bombala and Jincumbilly (at no cost to CMR) to enable reinstatement of the rail line (at no cost to Council) should Stage 4 funding of the CMR Operational Business Plan (Version 2.3.2 August 2022) be received, and subject to Stages 2 and 3 of that Plan (ie Cooma to Nimmitabel) having been constructed prior to this;
- C. Not undertake to fund the cost of relocating the MRT if point B (above) eventuates;
- D. Resolve to continue to work with all parties on continuing investigations of potential shared use arrangements, costings, feasibility evaluations, etc along the rail corridor between Cooma and Bombala;
- E. Inform state agencies (TfNSW, DRNSW) and federal and state members of Council's adopted

position on this matter.

Moved Councillor Stewart

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Councillor Frolich, Councillor Hanna and Councillor Hopkins.

Cr Williamson's motion to amend the wording of point 'A' in the original motion lapsed due to lack of seconder.

9.5 EXECUTIVE OFFICE

9.5.1 RESOLUTION ACTION SHEET UPDATE

Record No: I22/692

COUNCIL RESOLUTION

295/22

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

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

9.5.2 ANSWERS TO QUESTIONS WITH NOTICE

Record No: I22/695

COUNCIL RESOLUTION

296/22

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

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

9.6 WORKFORCE

Nil

10. REPORTS OF COMMITTEES

10.1 MINUTES FROM MANAGEMENT AND ADVISORY COMMITTEES

Record No: I22/714

COUNCIL RESOLUTION

297/22

That Council

- A. Receive the minutes of the Bombala Exhibition Ground Management Committee
- B. Receive the minutes of the Cemetery Advisory Committee
- C. Receive the minutes of the Cooma North Ridge Reserve Advisory Committee
- D. Receive the minutes of the Youth Council

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

10.2 DRAFT MINUTES - AUDIT, RISK AND IMPROVEMENT COMMITTEE 12 SEPTEMBER 2022

Record No: 122/732

COUNCIL RESOLUTION

298/22

That Council receive and note the Draft Minutes of the Audit, Risk and Improvement Committee meeting held on 12 September 2022.

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Motions Without Debate

The above officer's recommendation became a resolution of Council as a result of resolution 273/22 above as there was no challenge by Councillors.

10.3 MINUTES OF THE SEPTEMBER 2022 LOCAL TRAFFIC COMMITTEE

Record No: 122/734

COUNCIL RESOLUTION

299/22

That Council

- A. Note decisions of the Local Traffic C meeting 27 September 2022 with the observation that item 6.1 is incorrect; and
- B. Write to the traffic committee requesting review of the speed limit through Berridale.

Moved Councillor Hanna

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 Summers and Councillor Williamson.

Councillors Against: Nil.

10.4 MINUTES OF THE 18 AUGUST 2022 SNOWY MONARO REGION BIOSECURITY (WEEDS) ADVISORY COMMITTEE

Record No: I22/712

Responsible Officer: Chief Operating Officer
Author: Coordinator Biosecurity
Attachments: 1. Minutes of the 18 August 2022 Snowy Monaro Region Biosecurity (Weeds) Advisory Committee meeting

EXECUTIVE SUMMARY

The Snowy Monaro Region Biosecurity (Weeds) Advisory Committee met on 18 August 2022 in Cooma and via Teams. Minutes of the meeting are presented for Council's consideration and adoption.

COUNCIL RESOLUTION

300/22

COMMITTEE RECOMMENDATION

That Council note the minutes of the meeting of the Snowy Monaro Region Biosecurity (Weeds) Advisory Committee held on 18 August 2022.

Moved Councillor Stewart

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

11. NOTICE OF MOTION

11.1 RESCISSION MOTION - MOTION FOR LGNSW CONFERENCE - POINT ONE

Record No: I22/688

Responsible Officer: Chief Executive Officer
Author: Councillor Bob Stewart
Attachments: Nil

Councillor Bob Stewart has given notice that at the Ordinary Meeting of Council on 20 October 2022, he will move the following motion.

COUNCIL RESOLUTION

301/22

We hereby give notice of the following motion of rescission:

That point 1 of the Council resolution relating to

Resolution No. 265/22

Item No. 12.1

Title. Motions for LGNSW Conference – Point 1 (only)

Passed at the Council meeting held on 15 September 2022;

12.1 MOTIONS FOR LGNSW CONFERENCE

Record No: 122/679

COUNCIL RESOLUTION

265/22

That Council submit the following motions to LGNSW for consideration at the LGNSW Annual Conference being held on Sunday 23 October to Tuesday 25 October 2022:

1. That access to the Biosecurity information data base managed by DPI be broadened beyond statutory bio-security officers to include other appropriate stakeholders such as Landcare, local agronomists and relevant non-government and government agencies.
2. That the NSW Government prioritise working in partnership with regional and rural Councils, especially those with seasonal demands for short term and tourist accommodation, that may include but not be limited to:
 - a. Removing policy and legislative barriers that prevent incentivising owners putting existing housing into the long term rental market.
 - b. Working proactively with stakeholders (eg Land Councils) to release more land for housing developments, with 25% allocated to social housing/ key workforce housing (Cooma Model).
 - c. Fund more social and emergency housing and accommodation.

Moved Mayor Davis

CARRIED

be and is hereby rescinded.

Moved Councillor Stewart

Seconded Councillor Frolich

CARRIED

Record of Voting

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

Councillors Against: Councillor Summers.

12. MAYORAL MINUTES

Nil

13. QUESTIONS WITH NOTICE

Nil

14. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

302/22

1. THAT pursuant to Section 10A subsections 2 & 3 and Section 10B of the Local Government Act, 1993 (as amended) the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

14.1 Legal Actions and Potential Claims Against SMRC as at 30 September 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.

14.2 Expression of Interest Invitation - Sir William Hudson Memorial Centre

Item 14.2 is confidential in accordance with s10(A)(2)(di) of the Local Government Act because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

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

Moved Councillor Beer

Seconded Councillor Hanna

CARRIED

Record of Voting

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

Councillors Against: Nil.

Note 1: Invitation to Public

Upon the above motion being moved and seconded, the Mayor invited representations from the public as to whether this part of the meeting should be closed to consider the nominated items. There were no requests by members of the public to make any representations.

Note 2: Confidential Session of Committee

At 3:37 pm the meeting was closed to the press and public.

Note 3: Resumption of Open Committee Meeting

At 4:10 pm the Closed Session ended and the Council meeting continued in Open Session.

15. REPORT FROM CONFIDENTIAL SESSION

14.1 LEGAL ACTIONS AND POTENTIAL CLAIMS AGAINST SMRC AS AT 30 SEPTEMBER 2022

COUNCIL RESOLUTION

305/22

That Council receive and note the information in the Legal Actions and Potential Claims against SMRC as at 30 September 2022 report.

Moved Councillor Hanna

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 Summers and Councillor Williamson.

Councillors Against: Nil.

14.2 EXPRESSION OF INTEREST INVITATION - SIR WILLIAM HUDSON MEMORIAL CENTRE

COUNCIL RESOLUTION

306/22

That Council

A. Submit a joint response with Sapphire Coast Community Aged Care (SCCAC) to the invitation for Expression of Interest from Sir William Hudson Memorial Centre (SWHMC) on the following grounds:

(a) At no cost to Council.

(b) The response does not include an offer to become the provider of the SWHMC residential aged care service.

B. Continue to work toward divestment of Council residential aged care facilities with SCCAC, subject to further reporting to Council.

C. Repeat Council's offer to work together with SWHMC, SCCAC and the Federal Government toward a regional solution that ensures the long term viability of residential aged care services in the Snowy Monaro.

Moved Councillor Hanna

Seconded Councillor Johnson

CARRIED

Record of Voting

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

Councillors Against: Nil.

There being no further business the Mayor declared the meeting closed at 4:14pm.



CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 20 October 2022 were confirmed by Council at a duly convened meeting on 17 November 2022 at which meeting the signature hereon was subscribed.