



**SNOWY MONARO**  
REGIONAL COUNCIL

# **Minutes (draft)**

**Ordinary Council Meeting**

**21 April 2022**



**ORDINARY COUNCIL MEETING  
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630  
ON THURSDAY 21 APRIL 2022**

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

**ON THURSDAY, 21 APRIL 2022  
COMMENCING AT 1:00PM**

**PRESENT:**

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

**APOLOGIES:**

**Staff:**

Peter Bascomb, Chief Executive Officer  
David Rawlings, Chief Strategy Officer  
Jeff Morgan, Chief Operating Officer  
Gary Mottau, Acting Chief Financial Officer  
Gina Woodward, Chief Communications Officer – via audio-visual  
Grace Harvey, Secretary Council & Committees

## 1. OPENING MEETING

The Mayor opened the meeting at 1:00PM

## 2. ACKNOWLEDGEMENT OF COUNTRY

## 3. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil

## 4. CITIZENSHIP CEREMONIES

Nil.

### Procedural Motion

### ADJOURNMENT

<b>COUNCIL RESOLUTION</b>	<b>78/22</b>
That the Ordinary Council Meeting be adjourned at 1:03 pm for Public Forum.	
<b>Moved Councillor Summers</b>	<b>Seconded Councillor Johnson</b>
<b>CARRIED</b>	
<b>Record of Voting</b>	
<i>Councillors For:</i>	<i>Councillor Beer, Councillor Castellari, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Last, Councillor Stewart and Councillor Summers.</i>
<i>Councillors Against:</i>	<i>Nil.</i>

### Procedural Motion

<b>COUNCIL RESOLUTION</b>	<b>79/22</b>
That the Ordinary Council Meeting be resumed at 2:00 pm.	
<b>Moved Councillor Summers</b>	<b>Seconded Councillor Beer</b>
<b>CARRIED</b>	
<b>Record of Voting</b>	
<i>Councillors For:</i>	<i>Councillor Beer, Councillor Castellari, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Last, Councillor Stewart and Councillor Summers.</i>
<i>Councillors Against:</i>	<i>Nil.</i>

### Procedural Motion

#### COUNCIL RESOLUTION

80/22

That the Council meeting be adjourned at 5:00 pm if business is not completed and re commence the meeting at the Extraordinary Council meeting to be held on 5 May 2022.

**Moved Councillor Summers**

**Seconded Councillor Stewart**

**CARRIED**

#### Record of Voting

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

*Councillors Against: Nil.*

## 5. DISCLOSURE OF INTEREST

Nil

## 6. MATTERS DEALT WITH BY EXCEPTION

### Items by Exception

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

#### COUNCIL RESOLUTION

81/22

- 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 held on 17 March 2022
  - 7.2 – Closed Session of the Ordinary Council Meeting held on 17 March 2022
  - 9.1.3 – Section 355 Advisory Committee Charter Cooma Saleyards
  - 9.2.2 – Monthly Funds Management Report – March 2022
  - 9.3.1 – Kalkite Pathway Closure & Disposal – Resolution and Sale Terms Adjustment
  - 9.3.2 – Land Acquisition for Road Reserve Alignment – Micalago Road and Ryrle St Extension, Michelago
  - 9.3.3 – Feral Predator Free Area at Nungatta – Temporary Closure of Laings Road
  - 9.3.4 – Purchase of Lot 9 DP239506 and Part Lot 5 DP239506 Jindabyne From Snowy Hydro Limited for Future Provision of Water Treatment Plant and Waste Transfer Station Respectively
  - 9.4.2 – Draft Voluntary Planning Agreement Policy
  - 9.4.3 – Draft Section 7.12 Local Infrastructure Contributions Plan
  - 9.4.5 – Minutes – Audit, Risk and Improvement Committee 21 March 2022
  - 9.4.6 – Resolution Action Sheet Update
  - 9.4.7 – Extraordinary Council Meetings to be Scheduled for 5 May and 23 June 2022

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

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

## 7. CONFIRMATION OF MINUTES

### 7.1 ORDINARY COUNCIL MEETING 17 MARCH 2022

**COUNCIL RESOLUTION**

**82/22**

THAT the minutes of the Ordinary Council Meeting held on 17 March 2022 are confirmed as a true and accurate record of proceedings.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

### 7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 17 MARCH 2022

**COUNCIL RESOLUTION**

**83/22**

THAT the minutes of the Closed Session of the Ordinary Council Meeting held on 17 March 2022 are confirmed as a true and accurate record of proceedings.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

## 8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

### 8.1 DEVELOPMENT APPLICATION - 10.2021.382.1 THIRTY EIGHT (38) LOT SUBDIVISION

Record No: I22/193



**COUNCIL RESOLUTION**

**84/22**

That pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979 (as amended)* Council grants consent to 10.2021.382.1 for a Thirty Eight (38) Lot Subdivision on Lot: 1 DP: 932240, 10 Jindabyne Road Berridale NSW 2628 with conditions of conditions attached to this report.

**Moved Councillor Last**

**Seconded Councillor Frolich**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

**8.2 DEVELOPMENT APPLICATION 10.2021.176.1 STAGED 10 X ECO-TOURIST CABINS + MANAGERS RESIDENCE & SHED**

Record No: I22/196

**COUNCIL RESOLUTION**

**85/22**

That pursuant to Section 4.16 of the *Environmental Planning and Assessment Act 1979 (as amended)* Council grants consent to DA 10.2021.176.1 for an Eco-tourist Facility - 10 cabins, manager's residence, storage shed, shipping container and solar system in stages on Lot 1 DP 1215063 Ph Wallace, with conditions of consent attached to this report.

**Moved Councillor Last**

**Seconded Councillor Stewart**

**CARRIED**

**Record of Voting**

*Councillors For: Councillor Frolich, Councillor Hanna, Councillor Hopkins, Councillor Johnson, Councillor Last and Councillor Stewart.*

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

**9. OTHER REPORTS TO COUNCIL**

**9.1 KEY THEME 1. COMMUNITY**

**9.1.1 MICHELAGO HALL AND TENNIS COURT COMMITTEE MEMBERSHIP**

Record No: I22/208

**COUNCIL RESOLUTION**

**86/22**

That Council

- A. Delegate authority to the committee through adoption of the Charter
- B. Appoint four members
  - Belinda Sierzchula
  - Jenny Wholohan
  - Naomi Walton
  - Rachel Harling
- C. Note the minutes of the committee meeting held 16 March 2022

**Moved Deputy Mayor Higgins**

**Seconded Councillor Summers**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Hopkins.*

**9.1.2 COUNCILLOR MEMBERSHIP FOR COMMUNITY ENGAGEMENT PROJECT CONTROL GROUPS**

Record No: I22/213

**COUNCIL RESOLUTION**

**87/22**

That Council nominate Councillors onto the community engagement project control groups for the following projects:

- A. Adaminaby Projects (Supporting Tourism & Improving Streets in Adaminaby) – Mayor Davis
- B. Bombala Exhibition Ground and Sporting Facilities Upgrade – Councillor Stewart
- C. Sports Hub Monaro High School & Snowy Oval – Councillor Hanna
- D. Delegate School of Arts Upgrade – Councillor Stewart

**Moved Councillor Stewart**

**Seconded Councillor Summers**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

**9.1.3 SECTION 355 ADVISORY COMMITTEE CHARTER COOMA SALEYARDS**

Record No: I22/210

**COUNCIL RESOLUTION**

**88/22**

That Council adopt the Section 355 Advisory Committee Charter for Cooma Saleyards.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

**9.1.4 COOMA SPORTS HUB PROJECT STAGE 1 CONTRACTING AND STAGE 2 CONSIDERATION**

Record No: I22/19

**COUNCIL RESOLUTION**

**89/22**

That Council

- A. Accept the tender of Project Coordination including their further clarifications and revisions and agree to proceed with awarding them the contract for construction of the indoor sports hall.
- B. Undertake an assessment of the stage 2 project for the sports hub.

**Moved Councillor Summers**

**Seconded Councillor Castellari**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

**9.2 KEY THEME 2. ECONOMY**

**9.2.1 MAJOR EVENTS FUNDING POLICY**

Record No: I22/211

**LOST MOTION**

That Council defer adoption of the attached draft Major Events Funding Policy pending a workshop to develop the policy with the approach of bringing it back to the May Council meeting.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**Record of Voting**

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

*Councillors Against: Councillor Castellari, Councillor Frolich, Councillor Hanna, Councillor Hopkins, Councillor Last and Councillor Stewart.*

**Procedural Motion**

**COUNCIL RESOLUTION**

**90/22**

That Council move into committee of the whole.

**Moved Councillor Stewart**

**Seconded Councillor Last**

**CARRIED**

**Record of Voting**

*Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Last and Councillor Stewart.*

*Councillors Against: Councillor Beer, Councillor Castellari, Councillor Johnson and Councillor Summers.*

**Procedural Motion**

**COUNCIL RESOLUTION**

**91/22**

That Council move out of Committee of the whole.

**Moved Mayor Davis**

**Seconded Councillor Frolich**

**CARRIED**

**Record of Voting**

*Councillors For: Councillor Beer, Councillor Castellari, Mayor Davis, Councillor Frolich, Councillor Hanna, Councillor Hopkins, Councillor Johnson, Councillor Last, Councillor Stewart and Councillor Summers.*

*Councillors Against: Deputy Mayor Higgins.*

**Procedural Motion**

**MOTION**

**LAPSED MOTION**

That Council adopt the attached draft Major Events Funding Policy. Lapsed for want of a seconder.

**Moved Councillor Castellari**

### 9.2.2 MONTHLY FUNDS MANAGEMENT REPORT - MARCH 2022

Record No: I22/209

#### COUNCIL RESOLUTION

92/22

That Council

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

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

#### Record of Voting

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

*Councillors Against: Councillor Last.*

### 9.2.3 THE SNOWY MONARO BUSINESS AND RECOVERY HUB

Record No: I22/233

#### COUNCIL RESOLUTION

93/22

That Council note

- A. The answers to questions asked at last meeting.
- B. That the Hub ceased operations on 14 April 2022 and all activities will be conducted out in community only.
- C. That Recovery Team will continue to rollout the remainder of the approved two-year community led recovery activity program that ceases end June 2022.

**Moved Councillor Beer**

**Seconded Deputy Mayor Higgins**

**CARRIED**

#### Record of Voting

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

*Councillors Against: Nil.*

## 9.3 KEY THEME 3. ENVIRONMENT

### 9.3.1 KALKITE PATHWAY CLOSURE & DISPOSAL - RESOLUTION AND SALE TERMS ADJUSTMENT

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**COUNCIL RESOLUTION**

**94/22**

That Council

- A. Rescind Council resolution 57/20.
- B. Enter into a payment plan with owner of Lot 39 DP 260285, beginning May 2022 with final payment from purchasers due 31 August 2023.
- C. Agree to Contract of Sale consisting of extended settlement terms; with settlement & transfer of title to not occur until payment of the purchase price is received in full.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

**9.3.2 LAND ACQUISITION FOR ROAD RESERVE ALIGNMENT - MICALAGO ROAD & RYRIE STREET  
EXTENSION, MICHELAGO**

Record No: I22/15

**COUNCIL RESOLUTION**

**95/22**

That Council

- A. Approve and proceed with the acquisition of land described as part of Lot 1 DP 1158327 & Lot 5405 DP 1244970 for the purpose of creating road reserve over existing (Micalago Road) and new infrastructure (Ryrie Street), in accordance with the requirements of the *Land Acquisition (Just Terms Compensation) Act 1991*;
- B. Where necessary, make an application to the Minister and the Governor for approval to acquire part of Lot 1 DP 1158327 & Lot 5405 DP 1244970 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 1991*; and
- C. Classify the land acquired as operational land in accordance with the *Local Government Act 1993*.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

**9.3.3 FERAL PREDATOR FREE AREA AT NUNGATTA - TEMPORARY CLOSURE OF LAINGS ROAD**

Record No: I22/234

**COUNCIL RESOLUTION**

**96/22**

That Council proceeds with temporary closure of Laings Road using section 116 of the Roads Act 1993 to support the establishment of the Nungatta feral predator free area.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

**9.3.4 PURCHASE OF LOT 9 DP239506 AND PART LOT 5 DP239506 JINDABYNE FROM SNOWY HYDRO LIMITED FOR FUTURE PROVISION OF WATER TREATMENT PLANT AND WASTE TRANSFER STATION RESPECTIVELY**

Record No: I22/235

**COUNCIL RESOLUTION**

**97/22**

That Council

- A. Proceed with purchase of lot 9 DP239506 Jindabyne from Snowy Hydro Limited for the future provision of a water treatment plant and passive recreation and upon purchase classify the land as operational land in accordance with the *Local Government Act 1993*;
- B. As part of the purchase of lot 9 DP239506, enter into a lease with Snowy Hydro Limited for the management of part lot 11 DP239506 being for Lake Jindabyne foreshore land for a period of 45 years at a cost of \$100 per annum (indexed by CPI);
- C. Proceed with purchase of part lot 5 DP239506 Jindabyne from Snowy Hydro Limited for the future provision of a waste transfer station and upon purchase classify the land as operational land in accordance with the *Local Government Act 1993*;
- D. Proceed with a subdivision (boundary adjustment) as part of the sale process to adjust the property boundary to align with the survey boundary of land to be acquired.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

*Councillors For: Councillor Beer, Councillor Castellari, Mayor Davis, Councillor Frolich, Councillor*

*Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart and Councillor Summers.*  
**Councillors Against:** *Councillor Last.*

## 9.4 KEY THEME 4. LEADERSHIP

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

Record No: I22/169

#### COUNCIL RESOLUTION

98/22

That Council

- A. Place the Payment of Expenses and Provision of Facilities for Mayor and Councillors policy on public exhibition.
- B. Approve inclusion of the budget allocation in the 2022/23 budget for consideration.
- C. Adopt the policy at the completion of the required consultation process if no submissions are received during the exhibition period.

**Moved Councillor Stewart**

**Seconded Councillor Castellari**

**CARRIED**

#### Record of Voting

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

**Councillors Against:** *Nil.*

### 9.4.2 DRAFT VOLUNTARY PLANNING AGREEMENT POLICY

Record No: I22/158

#### COUNCIL RESOLUTION

99/22

That Council endorses the Voluntary Planning Agreement and Land Dedication Policy attached for public exhibition for a period of not less than 28 days.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

#### Record of Voting

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

**Councillors Against:** *Councillor Last.*



#### 9.4.3 DRAFT SECTION 7.12 LOCAL INFRASTRUCTURE CONTRIBUTIONS PLAN

Record No: I22/162

##### COUNCIL RESOLUTION

100/22

That Council consent to the public exhibition of the draft Section 7.12 Local Infrastructure Contributions Plan as described in and attached to this report for a period of 28 days in accordance with Schedule 1 Part 1 of the *Environmental Planning and Assessment Act 1979* Clause 28 of the *Environmental Planning and Assessment Regulation 2000* and Council's Community Participation Plan.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

##### Record of Voting

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

*Councillors Against: Councillor Last.*

#### 9.4.4 ORGANISATION PERFORMANCE REPORT MARCH 2022

Record No: I22/214

##### COUNCIL RESOLUTION

101/22

That Council vary the 2021-2022 Operational Plan as follows:

- A. Amend the scope of the Numeralla Road (Polo Flat Road - 1500m East Polo Flat Road): upgrade to Numeralla Road to complete stage 1 design works by 30 June 2022 and to move the construction phase to the 2022-2023 Operational Plan.
- B. Amend the scope of the Countegany Road (900m east Peak View Road - 1375 east Peak View Road) upgrade to complete stage 1 design works by 30 June 2022 and move the construction phase to the 2022-2023 Operational Plan.
- C. Amend the target completion date of the Crown Land Plans of Management to June 2023, ensuring this activity is included within the 2022-2023 Operational Plan.

**Moved Councillor Summers**

**Seconded Councillor Hopkins**

**CARRIED**

##### Record of Voting

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

*Councillors Against: Nil.*

**9.4.5 MINUTES - AUDIT, RISK AND IMPROVEMENT COMMITTEE 21 MARCH 2022**

Record No: I22/222

**COUNCIL RESOLUTION**

**102/22**

That Council receive and note the Minutes of the Audit, Risk and Improvement Committee meeting held on 21 March 2022.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

**9.4.6 RESOLUTION ACTION SHEET UPDATE**

Record No: I22/230

**COUNCIL RESOLUTION**

**103/22**

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

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

**9.4.7 EXTRAORDINARY COUNCIL MEETINGS TO BE SCHEDULED FOR 5 MAY AND 23 JUNE 2022**

Record No: I22/231

**COUNCIL RESOLUTION**

**104/22**

That Council hold extraordinary Council meetings commencing at 1pm on 5 May 2022 and 23 June 2022.

**Moved Councillor Summers**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Last.*

**9.4.8 CONSIDERATION OF ADDITIONAL SPECIAL VARIATION APPLICATION**

Record No: I22/232

**COUNCIL RESOLUTION**

**105/22**

That Council

- A. Has considered the impact on ratepayers and the community in 2022-23 and in future years if the special variation is approved and considers that it is reasonable.
- B. Apply for a permanent special variation under section 508(2) of the Act of 2.3%.
- C. Note that the variation will raise an additional \$262,000 in revenue.
- D. Note that the variation is required to fund:
  - (a) The costs of the planned new library service to be introduced at Jindabyne in the 2022/23 year, and
  - (b) The ongoing costs of providing required infrastructure and services as planned in the current delivery and long term financial plans.

**Moved Councillor Stewart**

**Seconded Deputy Mayor Higgins**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Frolich, Councillor Johnson and Councillor Last.*

**9.4.9 CONSIDERATION OF AN INDEPENDENT AUDIT**

Record No: I22/237

**COUNCIL RESOLUTION**

**106/22**

That Council

- A. Engage a suitably qualified consultant at a cost not exceeding \$10k, to assist in developing a scope, brief, estimated cost for the conduct of an independent audit and provide

recommendations on proposals to carry out the audit.

- B. Refer the completed research to Council for consideration of the costs, timing and implementation of the audit.

**Moved Councillor Hanna**

**Seconded Councillor Hopkins**

**CARRIED**

**Record of Voting**

*Councillors For: Councillor Castellari, Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Last and Councillor Summers.*

*Councillors Against: Councillor Beer and Councillor Stewart.*

**9.4.10 QUARTERLY BUDGET REVIEW STATEMENT (QBR) TO 31 MARCH 2022**

Record No: I22/238

**COUNCIL RESOLUTION**

**107/22**

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

**Moved Councillor Castellari**

**Seconded Councillor Johnson**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Councillor Frolich and Councillor Last.*

**10. NOTICE OF MOTION**

**10.1 SMRC SUPPORT FOR CURRAWARNA AGED CARE BOMBALA**

Record No: I22/227

### LOST MOTION

That Council

- A. Collaborate with Federal, State, Southern Area Health, relevant Ministers, and the Catholic Archdiocese to facilitate the re-opening of Currawarna Aged Care Home in Bombala when vacated by Southern Cross Care (SCC)
- B. Agree in principle to become, if required, the interim service provider for a maximum of two years to transition Currawarna to a new organisation or service provider
- C. Become such a provider on the condition SRMC is fully funded externally and provided with a temporary surge workforce
- D. Apply for suitable funding streams and works with Federal and State Governments, Southern Area Health, and relevant Ministers to ensure that the facility remains open and continues unabated to provide residential aged care services to residents, current and future in some form.

**Moved Councillor Last**

**Seconded Councillor Stewart**

### Procedural Motion

#### AMENDMENT

### COUNCIL RESOLUTION

**108/22**

Mayor Davis would like to move the following amendment to the motion:

That Council continue to work with the Currawarna Community Group, Federal and State governments, relevant ministers, NSW Southern Health District, and Catholic Archdiocese's to develop a sustainable solution for aged care services for Bombala and surrounds.

**Moved Mayor Davis**

**Seconded Councillor Summers**

**CARRIED**

#### Record of Voting

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

*Councillors Against: Councillor Last and Councillor Stewart.*

### Procedural Motion

#### MOTION

### COUNCIL RESOLUTION

**109/22**

That Council continue to work with the Currawarna Community Group, Federal and State governments, relevant ministers, NSW Southern Health District, and Catholic Archdiocese's to develop a sustainable solution for aged care services for Bombala and surrounds.

**Moved Mayor Davis**

**Seconded Councillor Summers**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

**11. MAYORAL MINUTES**

Nil

**12. QUESTIONS WITH NOTICE**

**12.1 ANSWERS TO QUESTIONS WITH NOTICE**

Record No: I22/229

**COUNCIL RESOLUTION**

**110/22**

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

**Moved Councillor Hanna**

**Seconded Councillor Hopkins**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

**12.2 QUESTIONS WITH NOTICE - AUDIT AND FINANCIAL CONTROLS**

Record No: I22/236

**COUNCIL RESOLUTION**

**111/22**

That the response to the question:

Can council please provide the following information:

- date of last audit
- date if next scheduled audit
- summary of improved financial procedures and accountability measures that have been introduced in the last six months

be noted.

**Moved Councillor Hanna**

**Seconded Councillor Hopkins**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

### 13. CONFIDENTIAL MATTERS

**COUNCIL RESOLUTION**

**112/22**

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

**13.1 Legal Actions and Potential Claims Against SMRC as at 31 March 2022**

Item 13.1 is confidential in accordance with s10(A)(2)(e) of the Local Government Act because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

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

**Moved Councillor Beer**

**Seconded Councillor Hanna**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

**Note 1: Invitation to Public**

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

**Note 2: Confidential Session of Committee**

At 4:08 pm the meeting was closed to the press and public.

**Note 3: Resumption of Open Committee Meeting**

At 4:12 pm the Closed Session ended and the Council meeting continued in Open Session.

## 14. REPORT FROM CONFIDENTIAL SESSION

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

**COUNCIL RESOLUTION**

**113/22**

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

**Moved Councillor Beer**

**Seconded Councillor Summers**

**CARRIED**

**Record of Voting**

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

*Councillors Against: Nil.*

There being no further business the Mayor declared the meeting closed at 4:12 pm

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**CHAIRPERSON**

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 21 April 2022 were confirmed by Council at a duly convened meeting on 19 May 2022 at which meeting the signature hereon was subscribed.