



# **SNOWY VALLEYS COUNCIL ORDINARY MEETING**

## **AGENDA**

**Thursday, 20 July 2023**

THE MEETING WILL BE HELD AT 2:00 PM  
IN THE COUNCIL CHAMBERS 76 CAPPER STREET TUMUT AND  
VIA VIDEO LINK

## Statement of Ethical Obligations

Councillors are reminded of the oath or affirmation of office they made under section 233A of the Local Government Act 1993 and the obligation under Council's Code of Conduct to disclose and appropriately manage conflicts of interest.

### Disclosure of Pecuniary Interests at meetings (extract from the Code of Conduct – Section 4)

- 4.28** Councillor or a council committee member who has a pecuniary interest in any matter with which the council is concerned, and who is present at a meeting of the council or committee at which the matter is being considered, must disclose the nature of the interest to the meeting as soon as practicable.
- 4.29** The councillor or council committee member must not be present at, or in sight of, the meeting of the council or committee:
- (a) at any time during which the matter is being considered or discussed by the council or committee, or
  - (b) at any time during which the council or committee is voting on any question in relation to the matter.
- 4.30** In the case of a meeting of a board of a joint organisation, a voting representative is taken to be present at the meeting for the purposes of clauses 4.28 and 4.29 where they participate in the meeting by telephone or other electronic means.
- 4.31** Disclosure made at a meeting of a council or council committee must be recorded in the minutes of the meeting.

### Disclosure of Political Donations and Gifts

The *Environmental Planning and Assessment Act 1979* places obligations on Councillors, staff, applicants and any person who makes a public submission, to disclose information relating to political donations and gifts during the environmental plan making or development assessment process.

The fact that political donations or gifts have been made by applicants / proponents of a planning application should not affect whether an application is approved or refused. Political donations or gifts should not be relevant in making a determination. The matter should be determined on its merits. Nor do they provide grounds for challenging the determination of any applications.

For further information, visit [www.planning.nsw.gov.au/donations](http://www.planning.nsw.gov.au/donations)

Furthermore, for each planning decision made at a Council or Committee Meeting, the names of Councillors who supported the decision and those that oppose the decision must be recorded. (Sec. 375A of the *Local Government Act 1993*)

**Use of mobile phones and the unauthorised recording of meetings  
(extract from the Code of Meeting Practice – Section 15)**

- 15.21** Councillors, council staff and members of the public must ensure that mobile phones are turned to silent during meetings of the council and committees of the council.
- 15.22** A person must not live stream or use an audio recorder, video camera, mobile phone or any other device to make a recording of the proceedings of a meeting of the council or a committee of the council without the prior authorisation of the council or the committee.
- 15.23** Any person who contravenes or attempts to contravene clause 15.22, may be expelled from the meeting as provided for under section 10(2) of the Act.
- 15.24** If any such person, after being notified of a resolution or direction expelling them from the meeting, fails to leave the place where the meeting is being held, a police officer, or any person authorised for the purpose by the council or person presiding, may, by using only such force as is necessary, remove the first-mentioned person from that place and, if necessary, restrain that person from re-entering that place for the remainder of the meeting.

**Livestreaming of Meetings (extract from the Code of Meeting Practice – Section 5)**

This meeting is live streamed on Council's website to allow the community to follow Council debates and decisions without the need to attend meetings in person. Members of the public attending or speaking at a meeting agree to have their image, voice and personal information (including name and address) recorded and publicly broadcast. Snowy Valleys Council does not accept liability for any defamatory remarks or inappropriate comments that are made during the course of a meeting. Any part of the meeting that is held in closed session will not be streamed.

- 5.19** All meetings of the council and committees of the council are to be webcast on the council's website.

**Photography**

Flash photography is not permitted at a meeting of the Council or a Committee of the council without the consent of the General Manager.

**Public Forum (extract from the Code of Meeting Practice – Section 4)**

- 4.1** The Council may hold a public forum prior to each Ordinary Council meeting for the purpose of hearing oral submissions on items of business to be considered at the meeting.
- 4.2** Public forums are to be chaired by the mayor or their nominee.

Those attending must comply with the terms and conditions of the Code of Meeting Practice which can be viewed on Councils website;

<http://www.snowyvalleys.nsw.gov.au/Council/Governance/Policies>



Thursday, 20 July 2023

In the Council Chambers 76 Capper Street Tumut and Via Video Link

2:00 PM

## AGENDA

<b>1. ACKNOWLEDGEMENT OF COUNTRY .....</b>	<b>6</b>
<b>2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE .....</b>	<b>6</b>
<b>3. DECLARATIONS OF PECUNIARY INTEREST .....</b>	<b>6</b>
<b>4. CONFIRMATION OF MINUTES.....</b>	<b>6</b>
4.1. MINUTES - ORDINARY COUNCIL - 22 JUNE 2023 .....	6
4.2. MINUTES - EXTRAORDINARY COUNCIL - 29 JUNE 2023.....	23
<b>5. CORRESPONDENCE/PETITIONS .....</b>	<b>33</b>
<b>6. NOTICE OF MOTION/NOTICE OF RESCISSION .....</b>	<b>33</b>
<b>7. MAYORAL MINUTE.....</b>	<b>33</b>
<b>8. URGENT BUSINESS WITHOUT NOTICE .....</b>	<b>33</b>
<b>9. GOVERNANCE AND FINANCIAL REPORTS .....</b>	<b>34</b>
9.1. 2023 DIGITAL AGRIFOOD SUMMIT 11-12 OCTOBER WAGGA WAGGA .....	34
9.2. REPORT ON ATTENDANCE AT THE DESTINATION AND VISITOR ECONOMY CONFERENCE 29-31 MAY 2023 BY CR HAM & CR HAYES.....	37
9.3. REPORT ON ATTENDANCE AT THE 2023 NATIONAL GENERAL ASSEMBLY 13-16 JUNE BY MAYOR CHAFFEY, DEPUTY MAYOR THOMSON & CR HUGHES .....	40
9.4. STATEMENT OF INVESTMENTS - JUNE 2023.....	44
<b>10. MANAGEMENT REPORTS .....</b>	<b>49</b>
10.1. SNOWY VALLEYS REGIONAL TRACKS AND TRAILS MASTERPLAN - PRIORITY PROJECTS.....	49
10.2. DRAFT CHILDSAFE POLICY 2022-2026 - FOR ADOPTION - COMMUNITY FEEDBACK..	54

---

10.3. CLASSIFY LAND ACQUIRED - 1-3 CHISHOLM STREET, KHANCOBAN - LOT 32 DP 226654 .....	57
10.4. CLASSIFY LAND PURCHASED - LOT 7 DP 255952 - SNOWY MOUNTAINS HIGHWAY, TUMUT PLAINS.....	63
10.5. DRAFT TUMUT TOWN CENTRE TRAFFIC AND PARKING STUDY 2023 - FOR ADOPTION .....	67
10.6. DISSOLUTION OF TUMUT SALEYARDS COMMITTEE.....	72
<b>11. MINUTES OF COMMITTEE MEETINGS.....</b>	<b>77</b>
11.1. MINUTES - DISABILITY INCLUSION ACCESS REFERENCE GROUP - 29 JUNE 2023.....	77
<b>12. CONFIDENTIAL.....</b>	<b>79</b>
10.06 CONFIDENTIAL - DISSOLUTION OF TUMUT SALEYARDS COMMITTEE - ATTACHMENTS .....	79
12.1 CONFIDENTIAL - ICT MANAGED SERVICES - REQUEST FOR QUOTATION 2023-03 .....	79
12.2 CONFIDENTIAL - LEGAL MATTERS REPORT .....	79
<b>13. MEETING CLOSURE.....</b>	<b>79</b>

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## **1. ACKNOWLEDGEMENT OF COUNTRY**

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*Snowy Valleys Council proudly acknowledges the traditional owners and custodians of this land and water and pay respects to their Elders past and present.*

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## **2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE**

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## **3. DECLARATIONS OF PECUNIARY INTEREST**

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*Pursuant to Section 4 of the Code of Conduct, Councillors are required to declare any direct or indirect pecuniary interest in any matters being considered by Council.*

<b>4. CONFIRMATION OF MINUTES</b>
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### **4.1. MINUTES - ORDINARY COUNCIL - 22 JUNE 2023**

#### **RECOMMENDATION:**

That the Minutes of the Ordinary Council Meeting held on 22 June 2023 be received and confirmed as an accurate record.

**Attachment 1 - 20230622 - DRAFT Minutes - Ordinary Council**



**ORDINARY MEETING**

**MINUTES**

**Thursday, 22 June 2023**

THE MEETING WAS HELD AT 2:00 PM  
IN THE COUNCIL CHAMBERS 76 CAPPER STREET TUMUT  
AND VIA VIDEO LINK

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Mayor

\_\_\_\_\_  
General Manager



Thursday, 22 June 2023
In the Council Chambers 76 Capper Street Tumut and Via Video Link
2:00 PM

MINUTES

1. ACKNOWLEDGEMENT OF COUNTRY ..... 4
2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE ..... 4
3. DECLARATIONS OF PECUNIARY INTEREST ..... 4
4. CONFIRMATION OF MINUTES ..... 4
4.1. MINUTES - ORDINARY COUNCIL - 18 MAY 2023 ..... 4
5. CORRESPONDENCE/PETITIONS ..... 5
6. NOTICE OF MOTION/NOTICE OF RESCISSION ..... 5
6.1. NOTICE OF RESCISSION - DIRECTION TO REMOVE ITEMS UNDER THE ROADS ACT 1993 ..... 5
6.2. NOTICE OF MOTION - HUMELINK - ENVIRONMENTAL IMPACT STATEMENT - CLR J ARMOUR ..... 5
7. MAYORAL MINUTE ..... 5
8. URGENT BUSINESS WITHOUT NOTICE ..... 5
9. GOVERNANCE AND FINANCIAL REPORTS ..... 6
9.1. CONSIDERATION OF DE-AMALGAMATION BUSINESS CASE REPORT ..... 6
9.2. STATEMENT OF INVESTMENTS - MAY 2023 ..... 6
9.3. QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2023 ..... 7
10. MANAGEMENT REPORTS ..... 7
10.1. APPLICATION FOR EVENT SPONSORSHIP - TUMBARUMBA TO ROSEWOOD RAIL TRAIL MARATHON ..... 7

Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023 Page 2

Mayor

General Manager



10.2. PROPOSED DONATIONS FOR 2023-24.....8

10.3. LOCAL ROAD COMMUNITY INFRASTRUCTURE ADDITIONAL FUNDING ALLOCATION..8

10.4. DA2022-0200 - PROPOSED SUBDIVISION (4 LOTS INTO 2) WEST BLOWERING ROAD,  
JONES BRIDGE .....9

**11. MINUTES OF COMMITTEE MEETINGS..... 11**

11.1. MINUTES - AUDIT RISK AND IMPROVEMENT COMMITTEE - 10 MAY 2023..... 11

11.2. MINUTES - FIRST NATIONS LIAISON COMMITTEE - 17 MAY 2023..... 12

11.3. MINUTES - LOCAL TRAFFIC COMMITTEE - 10 MAY 2023..... 12

11.4. MINUTES - ADELONG SHOWGROUND COMMITTEE - 2 MAY 2023 ..... 13

**12. CONFIDENTIAL..... 13**

12.1. CONFIDENTIAL - TUMUT MULTI-PURPOSE CENTRE TENDER 2023-01 ASSESSMENT 15

12.2. CONFIDENTIAL - TENDER 2022-07 CONSTRUCTION OF AMENITIES BLOCK BULL  
Paddock Tumut ..... 15

12.3. CONFIDENTIAL – SOUTH-WEST REGIONAL WASTE MANAGEMENT GROUP  
MEMORANDUM OF AGREEMENT RENEWAL..... 15

**13. MEETING CLOSURE..... 16**

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023 Page 3

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Mayor

\_\_\_\_\_  
General Manager

**PRESENT:** Mayor, Cr Ian Chaffey (Chair); Cr Johanna (Hansie) Armour, Cr Sam Hughes, Cr James Hayes, Cr Mick Ivill, Cr John Larter, Cr Brent Livermore, Cr Trina Thomson

**IN ATTENDANCE:** General Manager Ken Gouldthorp; Acting Director Infrastructure & Works Glen McGrath, Director Community & Corporate Jessica Quilty; Manager Finance Parthiv Parekh; Manager Growth & Activation Nick Wilton

## **1. ACKNOWLEDGEMENT OF COUNTRY**

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An acknowledgement of the traditional custodians of the land was delivered by Cr Mick Ivill.

## **2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE**

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A Leave of Absence for 22 June 2023 and 29 June 2023 has been received from Cr Julia Ham.

**M87/23 RESOLVED** that the request for Leave of Absence from Cr Julia Ham be received and granted.  
Cr Trina Thomson/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

## **3. DECLARATIONS OF PECUNIARY INTEREST**

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Cr James Hayes declared a pecuniary interest in relation to report 10.2 Proposed Donations for 2023-24 due to being a member of the Adelong Progress Association as Councillor Delegate and will leave the room during discussion.

Cr James Hayes declared a non-pecuniary interest in relation to report 11.4 Minutes - Adelong Showground Committee - 2 May 2023 due to being a member of the Adelong Showground Committee and will remain in the room during discussion.

## **4. CONFIRMATION OF MINUTES**

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### **4.1. MINUTES - ORDINARY COUNCIL - 18 MAY 2023**

**M88/23 RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 18 May 2023 be received and confirmed as an accurate record.

Cr John Larter/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023 Page 4

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Mayor

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General Manager

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## 5. CORRESPONDENCE/PETITIONS

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Nil.

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## 6. NOTICE OF MOTION/NOTICE OF RESCISSION

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### 6.1. NOTICE OF RESCISSION - DIRECTION TO REMOVE ITEMS UNDER THE ROADS ACT 1993

#### MOTION:

1. Rescind Part 3 of Resolution M86/23 – Confidential – Direction to Remove Items Under the *Roads Act 1993* that is:

3. *Seek to recover the full costs of giving effect to the prescribed direction in accordance with section 238 of the Roads Act 1993.*

Cr Johanna (Hansie) Armour/Cr Trina Thomson/Cr James Hayes

**For:** Cr Armour, Cr Hayes, Cr Ivill, Cr Thomson

**Against:** Cr Chaffey, Cr Hughes, Cr Larter, Cr Livermore

*The Mayor exercised his casting vote and declared the motion LOST.*

### 6.2. NOTICE OF MOTION - HUMELINK - ENVIRONMENTAL IMPACT STATEMENT - CLR J ARMOUR

#### M89/23 RESOLVED:

THAT COUNCIL request a 90-day response period to the upcoming Environmental Impact Statement (EIS) for Humelink.

Cr Johanna (Hansie) Armour/Cr Trina Thomson

**CARRIED UNANIMOUSLY**

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## 7. MAYORAL MINUTE

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Nil.

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## 8. URGENT BUSINESS WITHOUT NOTICE

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Nil.

## 9. GOVERNANCE AND FINANCIAL REPORTS

### 9.1. CONSIDERATION OF DE-AMALGAMATION BUSINESS CASE REPORT

#### MOTION:

#### THAT COUNCIL:

1. Consider next steps following submission of the *Snowy Valleys Council – Evidence Regarding Advantages and Disadvantages of De-amalgamation* Report from the University of Newcastle led by Professor Joseph Drew.

Cr James Hayes/Cr Trina Thomson

**M90/23 RESOLVED** to move into Committee of the Whole.

Cr Trina Thomson/Cr Brent Livermore

**CARRIED UNANIMOUSLY**

**M91/23 RESOLVED** to move out of Committee of the Whole.

Cr Mick Ivill/Cr John Larter

**CARRIED UNANIMOUSLY**

#### **M92/23 RESOLVED:**

#### THAT:

1. Council receive the report 'Snowy Valleys Council – Evidence Regarding Advantages and Disadvantages of De-amalgamation';
2. Council commit to pursuing de-amalgamation subject to State funding;
3. Council provide the final report to the Minister and invite the Minister to meet with the full Council to discuss same;
4. The local members, Dr Joe McGirr MP and Justin Clancy MP, be asked to assist and participate with the meeting proposed in Part 3 above.
5. The matter be further considered after the meeting with the Minister.

Cr James Hayes/Cr Brent Livermore

**CARRIED UNANIMOUSLY**

### 9.2. STATEMENT OF INVESTMENTS - MAY 2023

#### **M93/23 RESOLVED:**

#### THAT COUNCIL:

1. Note the report on Statement of Investments - May 2023.

Cr Brent Livermore/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023

Page 6

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Mayor

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General Manager

**9.3. QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2023**

**M94/23 RESOLVED** to accept as a late report.

Cr Trina Thomson/Cr Johanna (Hansie) Armour

**CARRIED UNANIMOUSLY**

**MOTION:**

THAT COUNCIL:

1. Receive and adopt the Quarterly Budget Report as at 31 March 2023; and
2. Adopt the Revenue, Expenditure and Capital Budget adjustments as noted in the March (QBR) Quarterly Budget Review.

Cr James Hayes/Cr Trina Thomson

**M95/23 RESOLVED** to move into Committee of the Whole.

Cr Trina Thomson/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

**M96/23 RESOLVED** to move out of Committee of the Whole.

Cr John Larter/Cr Trina Thomson

**CARRIED UNANIMOUSLY**

**M97/23 RESOLVED:**

THAT COUNCIL:

1. Receive and adopt the Quarterly Budget Report as at 31 March 2023; and
2. Adopt the Revenue, Expenditure and Capital Budget adjustments as noted in the March (QBR) Quarterly Budget Review.

Cr James Hayes/Cr Trina Thomson

**CARRIED UNANIMOUSLY**

**10. MANAGEMENT REPORTS****10.1. APPLICATION FOR EVENT SPONSORSHIP - TUMBARUMBA TO ROSEWOOD RAIL TRAIL MARATHON****M98/23 RESOLVED:**

That Council does not proceed with the allocation of funding for event sponsorship of \$8,865.49 to the Tumbarumba to Rosewood Rail Trail Marathon.

Cr Trina Thomson/Cr Sam Hughes

**CARRIED UNANIMOUSLY**

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023

Page 7

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Mayor

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General Manager

**10.2. PROPOSED DONATIONS FOR 2023-24**

Cr Hayes left the room at 3.09pm

**M99/23 RESOLVED:**

THAT COUNCIL:

1. Receive the report on Proposed Donations for 2023-24; and
2. That Council approve the donations totalling \$92,148 as listed within the report noting the purpose of the Adelong Progress Association donation of \$1650 is to be clarified prior to payment.

Cr John Larter/Cr Trina Thomson

Cr Ian Chaffey left the room at 3.16pm and returned at 3.17pm prior to the vote.

**CARRIED UNANIMOUSLY**

Cr James Hayes returned to the meeting at 3.19pm.

**10.3. LOCAL ROAD COMMUNITY INFRASTRUCTURE ADDITIONAL FUNDING ALLOCATION****M100/23 RESOLVED:**

THAT COUNCIL:

1. Endorse proceeding with the delivery of the following high priority infrastructure projects funded through the Australian Government Local Roads and Community Infrastructure Program:
  - a. Herbert Street Tumut Footpath \$50,000
  - b. Capper Street Tumut Footpath \$30,000
  - c. Lambie Street Tumut Footpath \$50,000
  - d. Franklin School Tumut Footpath \$60,000
  - e. Park Street Tumbarumba Cycleway \$120,000
  - f. Waratah Street, Boundary Street Intersection Tumut \$192,883
2. Authorise the General Manager to negotiate and/or amend the project list as described in Item 1 above, as required to comply with the Local Roads and Community Infrastructure Program funding arrangements.

Cr Mick Ivill/Cr Johanna (Hansie) Armour

**CARRIED UNANIMOUSLY**

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Mayor

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General Manager

**10.4. DA2022-0200 - PROPOSED SUBDIVISION (4 LOTS INTO 2) WEST BLOWERING ROAD, JONES BRIDGE****MOTION:****THAT COUNCIL:**

Determine Development Application 2022/0200 for a simultaneous lot consolidation and boundary adjustment (subdivision) of four lots into two lots (including a dwelling entitlement created by an existing holding to a newly created allotment) located at Lot 9, 10 and 34 in Deposited Plan 757257 and Lot 1 in Deposited Plan 114418, by way of refusal for the following reasons:

1. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act, 1979*, the proposed development is inconsistent with the objectives of the RU1 Primary Production zone of the *Tumut Local Environment Plan 2012*.
2. Pursuant to Section 4.15(a)(i) of the *Environmental Planning and Assessment Act, 1979*, the proposal is unsatisfactory in respect to the matters for consideration under Clause 4.1, 4.2, 4.2A, 4.2B, 4.2C of *Tumut Local Environment Plan 2012*.
3. Pursuant to section 4.15(a)(i) of the *Environmental Planning and Assessment Act 1979*, the proposal is incapable of compliance with clause 4.2C of the *Tumut Local Environment Plan 2012* as:
  - (a) the change to the boundary of Lot 1 DP 114418 is so significant that the Proposed Development cannot be considered to be "adjusting" the boundary.
  - (b) the two resulting lots do not bear any resemblance to the lots currently in existence (or that would be in existence following the initial lot consolidation).
  - (c) the size of the new allotment (being the former Lot 1 DP 114418) is increased through the proposal so significantly that it is more than simply a slight or marginal adjustment to boundaries.
4. Pursuant to Section 4.15(a)(iii) of the *Environmental Planning and Assessment Act, 1979*, the proposal is unsatisfactory in respect to 'Requirements Applying to All Development' in particular 3.2.10, 3.2.14 and Rural Subdivision Part 9.8 of Snowy Valleys Development Control Plan with particular reference to Part 9.8.1, 9.8.4, 9.8.5, 9.8.6 and 9.8.9.
5. Pursuant to Section 4.15(1)(b) *Environmental Planning and Assessment Act, 1979*, insufficient information has been provided to assess the level of impact on the locality in respect of natural hazards.
6. Pursuant to Section 4.15(1)(c) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided to determine the suitability of the proposed development.
7. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided in the application to satisfy the requirements of Clause 5.21 of the *Tumut Local Environment Plan* in particular the flood susceptibility, associated flood risk or behaviour of the *Tumut River*. Proposed Lot 101 has been identified for the purposes of residential development and is flood liable land.
8. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided in the application to satisfy Clause 6.8 of the *Tumut Local Environment Plan 2012* and accordingly the requisite level of satisfaction has not been achieved to ensure that the land is not susceptible to the natural hazards associated with landslip.
9. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided in the application to satisfy Clause 6.4 of the *Tumut Local Environmental Plan 2012* relating to groundwater vulnerability. No geotechnical analysis has been

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Mayor

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General Manager

undertaken to ensure that the land is capable of disposal of onsite sewerage waste relating to any proposed lot that will be utilised for the purposes of a residential dwelling and agriculture.

10. Pursuant to Section 4.15(1)(e) of the *Environmental Planning and Assessment Act 1979*, the development is not considered to be in the public interest.

Cr Sam Hughes/Cr Mick Ivill

**M101/23 RESOLVED** to move into the Committee of the Whole.

Cr Sam Hughes/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

**M102/23 RESOLVED** to move out of the Committee of the Whole.

Cr Sam Hughes/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

**MOTION:**

THAT COUNCIL:

Determine Development Application 2022/0200 for a simultaneous lot consolidation and boundary adjustment (subdivision) of four lots into two lots (including a dwelling entitlement created by an existing holding to a newly created allotment) located at Lot 9, 10 and 34 in Deposited Plan 757257 and Lot 1 in Deposited Plan 114418, by way of refusal for the following reasons:

1. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act, 1979*, the proposed development is inconsistent with the objectives of the RU1 Primary Production zone of the *Tumut Local Environment Plan 2012*.
2. Pursuant to Section 4.15(a)(i) of the *Environmental Planning and Assessment Act, 1979*, the proposal is unsatisfactory in respect to the matters for consideration under Clause 4.1, 4.2, 4.2A, 4.2B, 4.2C of *Tumut Local Environment Plan 2012*.
3. Pursuant to section 4.15(a)(i) of the *Environmental Planning and Assessment Act 1979*, the proposal is incapable of compliance with clause 4.2C of the *Tumut Local Environment Plan 2012* as:
  - (a) the change to the boundary of Lot 1 DP 114418 is so significant that the Proposed Development cannot be considered to be "adjusting" the boundary.
  - (b) the two resulting lots do not bear any resemblance to the lots currently in existence (or that would be in existence following the initial lot consolidation).
  - (c) the size of the new allotment (being the former Lot 1 DP 114418) is increased through the proposal so significantly that it is more than simply a slight or marginal adjustment to boundaries.
4. Pursuant to Section 4.15(a)(iii) of the *Environmental Planning and Assessment Act, 1979*, the proposal is unsatisfactory in respect to 'Requirements Applying to All Development' in particular 3.2.10, 3.2.14 and Rural Subdivision Part 9.8 of Snowy Valleys Development Control Plan with particular reference to Part 9.8.1, 9.8.4, 9.8.5, 9.8.6 and 9.8.9.
5. Pursuant to Section 4.15(1)(b) *Environmental Planning and Assessment Act, 1979*, insufficient information has been provided to assess the level of impact on the locality in respect of natural hazards.

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023 Page 10

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Mayor

\_\_\_\_\_  
General Manager



6. Pursuant to Section 4.15(1)(c) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided to determine the suitability of the proposed development.
7. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided in the application to satisfy the requirements of Clause 5.21 of the Tumut Local Environment Plan in particular the flood susceptibility, associated flood risk or behaviour of the Tumut River. Proposed Lot 101 has been identified for the purposes of residential development and is flood liable land.
8. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided in the application to satisfy Clause 6.8 of the Tumut Local Environment Plan 2012 and accordingly the requisite level of satisfaction has not been achieved to ensure that the land is not susceptible to the natural hazards associated with landslip.
9. Pursuant to Section 4.15(1)(a)(i) of the *Environmental Planning and Assessment Act 1979*, insufficient information has been provided in the application to satisfy Clause 6.4 of the Tumut Local Environmental Plan 2012 relating to groundwater vulnerability. No geotechnical analysis has been undertaken to ensure that the land is capable of disposal of onsite sewerage waste relating to any proposed lot that will be utilised for the purposes of a residential dwelling and agriculture.
10. Pursuant to Section 4.15(1)(e) of the *Environmental Planning and Assessment Act 1979*, the development is not considered to be in the public interest.

Cr Sam Hughes/Cr Mick Ivill

**For:** Nil

**Against:** Cr Chaffey, Cr Armour, Cr Hayes, Cr Hughes, Cr Ivill, Cr Larter, Cr Livermore, Cr Thomson

**LOST**

**M103/23 RESOLVED:**

**THAT COUNCIL**

1. Determine Development Application 2022/0200 which seeks consent for a simultaneous lot consolidation and boundary adjustment (subdivision) of four lots into two lots and transfer of a dwelling entitlement created by an existing holding to a newly created allotment located at Lot 9, 10 and 34 in Deposited Plan 757257 and Lot 1 in Deposited Plan 114418, by way of approval subject to draft conditions of consent as outlined in Attachment 3 to the report.

Cr James Hayes/Cr John Larter

**CARRIED UNANIMOUSLY**

## **11. MINUTES OF COMMITTEE MEETINGS**

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### **11.1. MINUTES - AUDIT RISK AND IMPROVEMENT COMMITTEE - 10 MAY 2023**

**M104/23 RESOLVED:**

THAT COUNCIL:

1. Note the Minutes of the Audit Risk and Improvement Committee meeting held on 10 May 2023 and in particular that:

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023

Page 11

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager

- a. The Audit Risk and Improvement Committee request input from Council on the expectation placed upon the committee, in alignment with the Draft Risk Management and Internal Audit Guidelines for Local Government NSW that have been drafted by the Office of Local Government.
- b. Draw Councils attention to the findings as outlined in the Final Internal Audit Report - Asset Management as per confidential attachment.
- c. Draw Councils attention to the findings as outlined in the Final Internal Audit Report - Management Accounting and Internal Reporting Controls as per confidential attachment.

Cr Trina Thomson/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

### **11.2. MINUTES - FIRST NATIONS LIAISON COMMITTEE - 17 MAY 2023**

**M105/23 RESOLVED:**

THAT COUNCIL:

1. Note the minutes of the First Nations Liaison Committee held on 17 May 2023.

Cr Sam Hughes/Cr Trina Thomson

**CARRIED UNANIMOUSLY**

### **11.3. MINUTES - LOCAL TRAFFIC COMMITTEE - 10 MAY 2023**

**M106/23 RESOLVED:**

THAT COUNCIL:

1. Note the Minutes of the Local Traffic Committee held on Wednesday, 10 May 2023;
2. Adopt the following recommendations from the minutes:
  - a. Endorse 15-minute parking zone outside the Bright Horizons Childcare Centre, 90 Capper Street, Tumut, for operational hours, impacting four (4) parking spaces.
  - b. Request Council undertake a speed assessment within the area of the Childcare Centre with VMS boards and report these figures back to the Local Traffic Committee August meeting.
  - c. Endorse the Special Event Application Traffic Guidance Scheme for the Tumbarumba to Rosewood Rail Trail Marathon to be held on Saturday, 9 September 2023 to enable this event to go ahead, subject to Council's standard conditions.
  - d. Endorse the Special Event Application for the Heart2Heart long-distance charity walk commencing 1 July from the Northern Territory finishing 28 September 2023 at Parliament House (ACT) to enable this event to go ahead, subject to any changes to the DRAFT Traffic Management Plan.
  - e. Endorse the Special Event Application for the Tumbarumba Hume and Hovell Ultra Marathon to be held on Saturday, 8 and Sunday, 9 October 2023 to enable this event to go ahead, subject to Council's standard conditions.

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023 Page 12

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager

- f. Note Speed Zone, Boonderoo Road; currently has an 80km/hr speed limit, however, it is within the 50km/hr speed zone in Tumut. Review had been undertaken. Transport for NSW has approved, just awaiting on the installation of signs.
- g. Note Lacmalac to Goobarragandra Road speed zone; question was asked if speed zone should be reduced to 80km/hr. Transport for NSW has undertaken a review (discussion within the review from TfNSW is it would be difficult to enforce and that drivers should drive to the conditions of the road) consequently it will remain at the default (100km/hr speed zone).
- h. Note TransGrid Traffic Management Plan; NSW Police had received copy of report requesting their endorsement of Traffic Management Plan. TransGrid advised that this Plan will need to be directed to the SVC Local Traffic Committee for discussion and endorsement.
- i. Note Ciderfest Special Event Application; Committee reviewed, noted it to be compliant and approved the application.
- j. Note Road Safety Officer position; Committee advised that the position will be re-advertised.
- k. Note Simpson Street extension of bus zone for Tumut Public School; SVC confirmed action completed, and extension is now in place.
- l. Note East Gilmore Road and Batlow Road (MR4) Intersection; TfNSW to provide update to next meeting.
- m. Note The Glen Estate Tumut traffic; ongoing.
- n. Note Location markers on Snowy Mountains Highway up Talbingo Mountain. Location markers being installed along with appropriate signage; ongoing.

Cr James Hayes/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

#### **11.4. MINUTES - ADELONG SHOWGROUND COMMITTEE - 2 MAY 2023**

**M107/23 RESOLVED:**

THAT COUNCIL:

1. Note the Minutes of the Adelong Showground Committee held on 2 May 2023.

Cr James Hayes/Cr Sam Hughes

**CARRIED UNANIMOUSLY**

#### **12. CONFIDENTIAL**

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**M108/23 RESOLVED:**

That Council move into Confidential to consider the matters listed in the confidential section of the agenda in accordance with section 10A(2) of the Local Government Act 1993 for the reasons specified:

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023 Page 13

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager

**11.1 CONFIDENTIAL - MINUTES - AUDIT RISK AND IMPROVEMENT COMMITTEE - 10 MAY 2023 - ATTACHMENTS**

Item 11.1 is confidential under the *Local Government Act 1993* Section 10A 2(c) as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct), business, and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

**12.1 CONFIDENTIAL – TUMUT MULTI-PURPOSE CENTRE TENDER 2023-1 ASSESSMENT**

Item 12.1 is confidential under the *Local Government Act 1993* Section 10A (2) (d) (i) as it relates to commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and information that would, if disclosed, confer a commercial advantage on a competitor of the council and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

**12.2 CONFIDENTIAL – TENDER 2022-07 CONSTRUCTION OF AMENITIES BLOCK BULL Paddock Tumut**

Item 12.2 is confidential under the *Local Government Act 1993* Section 10A (2) (d) i and (d) ii as it relates to commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and information that would, if disclosed, confer a commercial advantage on a competitor of the council and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

**12.3 CONFIDENTIAL – SOUTH WEST REGIONAL WASTE MANAGEMENT GROUP MEMORANDUM OF AGREEMENT RENEWAL**

Item 12.3 is confidential under the *Local Government Act 1993* Section 10A (2) (g) as it relates to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege, and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Cr James Hayes/Cr Sam Hughes

**CARRIED UNANIMOUSLY**

The meeting was closed to the public at 4.08pm

Cr Mick Ivill left the meeting at 4.17pm and returned at 4.19pm.

**M109/23 RESOLVED** to return to open council.

Cr John Larter/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

The meeting was re-opened to the public at 4.41pm.

The General Manager advised that during the closed session, Council made the following resolutions:

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Mayor

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General Manager

**12.1. CONFIDENTIAL - TUMUT MULTI-PURPOSE CENTRE TENDER 2023-01 ASSESSMENT****M110/23 RESOLVED:**

## THAT COUNCIL:

1. Receive this report as an update on the progress of the Tumut Multi-Purpose Centre Project
2. Note the deferral in determination of tenders pending response from the funding body
3. Write to the tenderers, communicating the ongoing negotiation for grant funding Council is undertaking
4. Advise the community working group in writing of the current position of the project.

Cr Trina Thomson/Cr Mick Ivill

**CARRIED UNANIMOUSLY****12.2. CONFIDENTIAL - TENDER 2022-07 CONSTRUCTION OF AMENITIES BLOCK BULL PADDOCK TUMUT****M111/23 RESOLVED:**

## THAT COUNCIL:

1. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2022/07 from Gundagai Construction Services Pty Ltd for the Construction of Amenities Block, Bull Paddock, Tumut, being for the lump sum amount of \$453,343.00 including GST.
2. Authorise the General Manager to enter a contract with Gundagai Construction Services Pty Ltd for the Construction of Amenities Block, Bull Paddock, Tumut; and
3. Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr Mick Ivill/Cr Ian Chaffey

**CARRIED UNANIMOUSLY****12.3. CONFIDENTIAL – SOUTH-WEST REGIONAL WASTE MANAGEMENT GROUP MEMORANDUM OF AGREEMENT RENEWAL****M112/23 RESOLVED:**

## THAT COUNCIL:

1. Endorse the reinstatement of the Memorandum of Agreement between the Councils of the South-West Regional Waste Management Group under Section 355 of the *Local Government Act 1993* (exercise functions jointly by council and another council or councils). Existing agreement included as attachment;
2. Delegate to the General Manager to execute all necessary documentation associated with the Memorandum of Agreement;
3. Delegate to the South-West Regional Waste Management Group, under section 377 of the *Local Government Act 1993*, the powers and functions of council as required to manage the agreement with Bald Hill Quarry Pty Ltd trading as Ecofill, and manage the collection of waste from Group councils' facilities; and

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023

Page 15

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Mayor

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General Manager

4. Appoint the Manager of Utilities and Waste Business and the Resource Recovery Officer as delegates to the South-West Regional Waste Management Group.

Cr Mick Ivill/Cr Brent Livermore

**CARRIED UNANIMOUSLY**

### **13. MEETING CLOSURE**

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There being no further business to discuss, the meeting closed at 4.45pm.

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Minutes of the Meeting of the Snowy Valleys Council Ordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 22 June 2023 Page 16

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager

## **4.2. MINUTES - EXTRAORDINARY COUNCIL - 29 JUNE 2023**

### **RECOMMENDATION:**

That the Minutes of the Extraordinary Council Meeting held on 29 June 2023 be received and confirmed as an accurate record.

**Attachment 1 - 20230629 - DRAFT Minutes - Extraordinary Council**



**EXTRAORDINARY MEETING**

**MINUTES**

**Thursday, 29 June 2023**

THE MEETING WILL BE HELD AT 2:10 PM  
IN THE COUNCIL CHAMBERS 76 CAPPER STREET TUMUT  
AND VIA VIDEO LINK

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager



**Thursday, 29 June 2023**

**In the Council Chambers 76 Capper Street Tumut and Via Video Link**

**2:10 PM**

## **MINUTES**

<b>1. ACKNOWLEDGEMENT OF COUNTRY .....</b>	<b>3</b>
<b>2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE .....</b>	<b>3</b>
<b>3. DECLARATIONS OF PECUNIARY INTEREST .....</b>	<b>3</b>
<b>4. CONFIRMATION OF MINUTES.....</b>	<b>3</b>
<b>5. CORRESPONDENCE/PETITIONS .....</b>	<b>3</b>
<b>6. NOTICE OF MOTION/NOTICE OF RESCISSION.....</b>	<b>3</b>
<b>7. MAYORAL MINUTE.....</b>	<b>4</b>
<b>8. URGENT BUSINESS WITHOUT NOTICE .....</b>	<b>4</b>
<b>9. GOVERNANCE AND FINANCIAL REPORTS .....</b>	<b>4</b>
9.1. 2023-24 COMBINED DELIVERY PROGRAM & OPERATIONAL PLAN, BUDGET and FEES & CHARGES - FOR ADOPTION .....	4
9.2. MAKING THE RATE 2023-2024.....	5
<b>10. MANAGEMENT REPORTS .....</b>	<b>9</b>
<b>11. MINUTES OF COMMITTEE MEETINGS.....</b>	<b>9</b>
<b>12. CONFIDENTIAL.....</b>	<b>9</b>
<b>13. MEETING CLOSURE.....</b>	<b>9</b>

Minutes of the Meeting of the Snowy Valleys Council Extraordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 29 June 2023

Page 2

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager

Snowy Valleys Council Extraordinary Meeting Minutes

Thursday, 29 June 2023

**PRESENT:** Mayor, Cr Ian Chaffey (Chair), Cr Johanna (Hansie) Armour, Cr Sam Hughes, Cr James Hayes, Cr Mick Ivill, Cr Brent Livermore, Cr Trina Thomson

**IN ATTENDANCE:** General Manager Ken Gouldthorp, Director Infrastructure & Works Duncan Mitchell, Director Community & Corporate Jessica Quilty, Manager Technical Services Glen McGrath, Manager Finance Parthiv Parekh, Manager Growth & Activation Nick Wilton

## **1. ACKNOWLEDGEMENT OF COUNTRY**

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An acknowledgment of the traditional custodians of the land was delivered by Mayor, Cr Ian Chaffey.

## **2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE**

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A Leave of Absence was received and granted by Council on 22 June 2023 for Cr Julia Ham for this meeting.

**M113/23 RESOLVED** to accept the apology for this meeting received from Cr John Larter.

Cr James Hayes/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

## **3. DECLARATIONS OF PECUNIARY INTEREST**

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Nil.

## **4. CONFIRMATION OF MINUTES**

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Nil.

## **5. CORRESPONDENCE/PETITIONS**

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Nil.

## **6. NOTICE OF MOTION/NOTICE OF RESCISSION**

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Nil.

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Minutes of the Meeting of the Snowy Valleys Council Extraordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 29 June 2023

Page 3

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Mayor

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General Manager

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**7. MAYORAL MINUTE**

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Nil.

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**8. URGENT BUSINESS WITHOUT NOTICE**

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Nil.

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**9. GOVERNANCE AND FINANCIAL REPORTS**

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**9.1. 2023-24 COMBINED DELIVERY PROGRAM & OPERATIONAL PLAN, BUDGET and FEES & CHARGES - FOR ADOPTION****MOTION:**

THAT COUNCIL:

1. Receive the report on Combined Delivery Program and 2023-2024 Operational Plan, Fees & Charges, Revenue Policy and Long Term Financial Plan for adoption;
2. Adopt the following Integrated Planning & Reporting documents with suggested amendments as per attached feedback summary:
  - a. Combined Delivery Program and 2023-2024 Operational Plan (Attachment 1) including:
    - i. 2023-2024 Operational Budget
    - ii. 2023-2024 Capital Budget
  - b. 2023-2024 Revenue Policy (Attachment 2)
  - c. Long Term Financial Plan (including SRV scenario) (Attachment 3)
  - d. 2023-2024 Fees and Charges (Attachment 4 – amended to include 2023/24 Companion Animal Registration Fees as per Office of Local Government Circular 23/06)
3. Note the submissions received from the community;
4. Respond to community members who provided input into the draft plans and thank them for their input;
5. Notify IPART of its intent to apply for a further SRV during the 2023/24 Financial Year.
6. Not consider any SRV application until such time as a full review of council cost structure/expenditures/monthly reporting mechanisms to council to be conducted in conjunction with council, in order to ensure that council is not reliant on internally restricted reserves to fund councils daily operational activities. The outcomes of the review shall be incorporated in the first quarter budget review.

Cr Brent Livermore/Cr Mick Ivill

**M114/23 RESOLVED** to move into Committee of the Whole

Cr Trina Thomson/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

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Mayor

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General Manager

**M115/23 RESOLVED** to move out of Committee of the Whole

Cr Mick Ivill/Cr Sam Hughes

**CARRIED UNANIMOUSLY**

The initial motion was amended with the permission of the mover and seconder.

**M116/23 RESOLVED:**

THAT COUNCIL:

1. Receive the report on Combined Delivery Program and 2023-2024 Operational Plan, Fees & Charges, Revenue Policy and Long Term Financial Plan for adoption;
2. Adopt the following Integrated Planning & Reporting documents with suggested amendments as per attached feedback summary:
  - a. Combined Delivery Program and 2023-2024 Operational Plan (Attachment 1) including:
    - i. 2023-2024 Operational Budget
    - ii. 2023-2024 Capital Budget
  - b. 2023-2024 Revenue Policy (Attachment 2)
  - c. Long Term Financial Plan (including SRV scenario) (Attachment 3)
  - d. 2023-2024 Fees and Charges (Attachment 4 – amended to include 2023/24 Companion Animal Registration Fees as per Office of Local Government Circular 23/06)
3. Note the submissions received from the community;
4. Respond to community members who provided input into the draft plans and thank them for their input;
5. Notify IPART of its intent to apply for a further SRV during the 2023/24 Financial Year.
6. Prior to any SRV application, a review of council cost structure/expenditures/monthly reporting mechanisms to council to be conducted in conjunction with council, in order to ensure that council is not reliant on internally restricted reserves to fund councils daily operational activities. The outcomes of the review shall be incorporated in the first quarter budget review.

Cr Brent Livermore/Cr Mick Ivill

**For:** Cr Armour, Cr Chaffey, Cr Hughes, Cr Ivill, Cr Livermore, Cr Thomson

**Against:** Cr Hayes

6 / 1

**CARRIED**

## 9.2. MAKING THE RATE 2023-2024

**M117/23 RESOLVED:**

THAT COUNCIL:

1. Receive the report on Making of the 2023/24 Rates and Charges.

2. Approve the making of the rates and charges and levy the following Rates and Annual Charges for the year 1 July 2023 to 30 June 2024 pursuant to section 535 of the Act.
3. Adopt the application of the permanent Special Rate Variation of 17.5% inclusive of the 2.7% rate peg effective 1 July 2023 for all properties in the Local Government Area
4. In accordance with section 494 of the *Local Government Act 1993*, Council hereby makes the ordinary rates for the year 1 July 2023 to 30 June 2024 as follows, inclusive of the special rate variation of 17.5%:
  - a) An ordinary rate on all rateable land categorised as FARMLAND in accordance with Section 515 of the *Local Government Act 1993* within Snowy Valleys Council LGA comprising of a base amount of \$461.24 in accordance with Section 537 of the *Local Government Act 1993* and estimated to realise 17% of the total yield of this rate which is in conformity with section 500, and an ad valorem rate of 0.1674 cents in the dollar. In accordance with Section 543 (1) of the *Local Government Act 1993* this ad valorem rate be named Ordinary Farmland Rate and base be named Farm Base.
  - b) An ordinary rate on all rateable land categorised as RESIDENTIAL in accordance with Section 516 of the *Local Government Act 1993* within Snowy Valleys Council LGA comprising of a base amount of \$449.60 in accordance with Section 537 of the *Local Government Act 1993* and estimated to realise 49% of the total yield of this rate, which is in conformity with section 500, and an ad valorem rate of 0.3910 cents in the dollar. In accordance with Section 543 (1) of the *Local Government Act 1993* this ad valorem rate be named Ordinary Residential Rate and base be named Residential Base.
  - c) An ordinary rate on all rateable land categorised as BUSINESS in accordance with Section 518 of the *Local Government Act 1993* within Snowy Valleys Council LGA comprising of a base amount of \$206.13 in accordance with Section 537 of the *Local Government Act 1993* and estimated to realise 10% of the total yield of this rate, and an ad valorem rate of 0.8963 cents in the dollar. In accordance with Section 543 (1) of the *Local Government Act 1993* this ad valorem rate be named Ordinary Business Rate and base be named Business Base.
  - d) An ordinary rate on all rateable land categorised as MINING in accordance with Section 517 of the *Local Government Act 1993* within Snowy Valleys Council LGA comprising of a base amount of \$338.25 in accordance with Section 537 of the *Local Government Act 1993* and estimated to realise 10% of the total yield of this rate, and an ad valorem rate of 0.7363 cents in the dollar. In accordance with Section 543 (1) of the *Local Government Act 1993* this ad valorem rate be named Ordinary Mining Rate and base be named Mining Base.
5. Pursuant to sections 496 and 501 of the *Local Government Act 1993*, Council hereby make the following waste charges for the year 1 July 2022 to 30 June 2023:
  - a) A domestic waste management annual charge of \$526.00 per annum be made for the provision of domestic waste removal services for each rateable parcel of land for which the service can be supplied and contains a dwelling, whether occupied or vacant. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Domestic Waste Service.
  - b) A business waste management annual charge of \$596.00 per annum be made for the provision of business waste and recycling waste removal services for each rateable parcel of land for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Business Waste Service.
  - c) A school waste management annual charge of \$526.00 per annum be made for the provision of business waste and recycling waste removal services for each parcel of land for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named School Waste Service.

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Mayor

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General Manager

- d) A waste access management annual charge of \$64.00 per annum be made for each rateable parcel of land within the LGA, other than Brindabella and vacant farmland. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Waste Access Charge and Waste Access Vacant Land.
- e) A Domestic Recycling fortnightly (additional bin) charge of \$122.00 per annum be made for the provision of additional recycling waste removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Special Recycling Only – Domestic.
- f) A Domestic Waste fortnightly (additional bin) charge of \$201.00 per annum be made for the provision of additional domestic waste removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Waste Only – Domestic (additional bin).
- g) A Domestic FOGO weekly (additional bin) charge of \$122.00 per annum be made for the provision of additional FOGO removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named FOGO Only – Domestic (additional bin).
- h) A Non-standard Commercial 1 x 240L FOGO Weekly charge of \$178.00 per annum be made for the provision of additional FOGO removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Non-Standard Com 1 x 240L FOGO Weekly.
- i) A Non-standard Commercial 1 x Waste 240L Fortnightly charge of \$419.00 per annum be made for the provision of additional waste removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Non-Standard Com 1 x Waste 240L Fortnightly.
- j) A Non-standard Commercial 1 x Waste 240L Weekly charge of \$837.00 per annum be made for the provision of additional waste removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Non-Standard Com 1 x Waste 240L Weekly.
- k) A Non-standard Commercial 1 x 240L Recycle Fortnightly charge of \$178.00 per annum be made for the provision of additional waste removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Non-Standard Com 1 x 240L Recycle Fortnightly.
- l) A Non-standard Commercial 1 x Waste 140L Fortnightly charge of \$242.00 per annum be made for the provision of additional waste removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Non-Standard Com 1 x Waste 140L Fortnightly.
- m) A Non-standard Commercial Waste - 3 x 240L Bins charge of \$752.00 per annum be made for the provision of additional waste removal services for which the service can be supplied and requested. In accordance with Section 543 (3) of the *Local Government Act 1993* this charge be named Non-Standard Com 3 x Waste 240L.
6. In accordance with section 501 of the *Local Government Act 1993*, Council hereby make the following annual Liquid Trade Waste Charges for where the program exists:

Category 1 Charge	\$189.00
Category 2 Charge	\$403.00
Category 3 Charge	\$746.00

Minutes of the Meeting of the Snowy Valleys Council Extraordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 29 June 2023

Page 7

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Mayor

\_\_\_\_\_  
General Manager

7. In accordance with section 496A of the *Local Government Act 1993* and the LG Circular 05/69, Council levy an annual Stormwater Management Charge of \$27.00 for each residential property excluding vacant land in the Tumbarumba area and a maximum of \$75.00 for commercial properties excluding vacant land in the Tumbarumba area.
8. Council pursuant to section 501, 552 and 535 of the *Local Government Act 1993*, hereby make the following sewer charges for the year 1 July 2023 to 30 June 2024:

Residential access charge	\$837.00
Unoccupied Sewerage Charge	\$837.00
Commercial access charge - 20mm	\$591.00
Commercial access charge - 25mm	\$923.00
Commercial access charge – 32mm	\$1,513.00
Commercial access charge - 40mm	\$2,361.00
Commercial access charge - 50mm	\$3,692.00
Commercial access charge - 65mm	\$6,235.00
Commercial access charge - 80mm	\$9,443.00
Commercial access charge - 100mm	\$14,754.00
Sewer Access Charge – 50mm + 100mm	\$18,445.00

9. Council pursuant to section 501, 552 and 535 of the *Local Government Act 1993*, hereby make the following water charges for the year 1 July 2023 to 30 June 2024:

Vacant land within access water charge area	\$244.00
Water Access Charge – 20mm	\$244.00
Water Access Charge – 25mm	\$381.00
Water Access Charge – 32mm	\$628.00
Water Access Charge – 40mm	\$977.00
Water Access Charge – 50mm	\$1,524.00
Water Access Charge – 65mm	\$2,576.00
Water Access Charge – 80mm	\$3,906.00
Water Access Charge – 100mm	\$6,095.00
Water Access Charge – 150mm and above	\$13,703.00
Raw Water Access Charge – 20mm	\$244.00
Raw Water Access Charge – 25mm	\$381.00
Raw Water Access Charge – 32mm	\$628.00
Raw Water Access Charge – 40mm	\$977.00
Raw Water Access Charge – 50mm	\$1,524.00
Raw Water Access Charge – 65mm	\$2,576.00
Raw Water Access Charge – 80mm	\$3,906.00
Raw Water Access Charge – 100mm	\$6,095.00
Raw Water Access Charge – 150mm and above	\$13,703.00

10. That the rates as made be levied for the 2023/24 year by service of a Rates and Charges Notice pursuant to section 546 of the *Local Government Act 1993*.

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Mayor

\_\_\_\_\_  
General Manager

Snowy Valleys Council Extraordinary Meeting Minutes

Thursday, 29 June 2023

11. Adopts an interest rate of 9% on overdue rates and charges for period 1 July 2023 to 30 June 2024 as determined as the maximum interest rate in accordance with section 566 (3) of the *Local Government Act 1993*.

Cr Trina Thomson/Cr Mick Ivill

**For:** Cr Chaffey, Cr Hughes, Cr Ivill, Cr Livermore, Cr Thomson

**Against:** Cr Armour, Cr Hayes,

5/2

**CARRIED**

## **10. MANAGEMENT REPORTS**

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Nil.

## **11. MINUTES OF COMMITTEE MEETINGS**

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Nil.

## **12. CONFIDENTIAL**

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Nil.

## **13. MEETING CLOSURE**

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There being no further business to discuss, the meeting closed at 2.37pm.

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Minutes of the Meeting of the Snowy Valleys Council Extraordinary Meeting held in In the Council Chambers 76 Capper Street Tumut and Via Video Link on Thursday, 29 June 2023

Page 9

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Mayor

\_\_\_\_\_  
General Manager



**5. CORRESPONDENCE/PETITIONS**

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**6. NOTICE OF MOTION/NOTICE OF RESCISSION**

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**7. MAYORAL MINUTE**

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**8. URGENT BUSINESS WITHOUT NOTICE**

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## 9. GOVERNANCE AND FINANCIAL REPORTS

### 9.1. 2023 DIGITAL AGRIFOOD SUMMIT 11-12 OCTOBER WAGGA WAGGA

**REPORT AUTHOR: EXECUTIVE SUPPORT OFFICER**

**RESPONSIBLE DIRECTOR: GENERAL MANAGER**

#### EXECUTIVE SUMMARY:

Cr Ham and Cr Armour are both interested in attending the 2023 Digital Agrifood Summit. The Summit is being held on Wednesday 11th and Thursday 12th of October in Wagga Wagga and overseen by our local Charles Sturt University.

The purpose of this report is to request approval for the attendance of Cr Ham and Cr Armour.

#### RECOMMENDATION:

##### THAT COUNCIL:

1. Grant approval for Cr Ham and Cr Armour's attendance at the 2023 Digital Agrifood Summit.

#### BACKGROUND:

The 2023 Digital Agrifood Summit will be held on the 11th and the 12th of October, at Wagga Wagga and is supported by Charles Sturt University. The Summit will demonstrate how digitally driven insights, systems and tools are helping Australian farmers increase value across the supply chain. Digital technology plays a central role in maintaining Australia's competitiveness as a trusted exporter of premium food and agricultural products. It supports the creation of new services and markets, job opportunities, supply chain efficiencies and greater sustainability that helps producers do more with less, through data drive decisions.

#### REPORT:

The 2023 Digital Agrifood Summit theme is 'Paddock to Profit' and consists of a variety of case study's, panel responses, guided tours and innovation showcases. In addition to the Summit a Gulbali Stargrazing cocktail event will be held on the Wednesday night and a Networking Breakfast will be held on Thursday morning.

The full program can be found on the Digital Agrifood Summit website by using the following link [2023 Digital Agrifood Summit - Paddock to Profit](#)

Under the *Payment of Expenses and the Provision of Facilities to Mayor and Councillors Policy*, approval to attend a conference or seminar is subject to a report submitted to a council meeting as outlined in clause 6.30 for their approval.

Below are the options and costs to attend.

Registration Details (Members)	Cost (incl. GST)
Early Bird Registration ( <b>CLOSED</b> 30 June 2023)	\$700
Standard Registration	\$800
Livestream	\$200
Additional Gulbali Stargrazing Cocktail Event	\$220
Additional Networking Breakfast	\$50

The standard registration includes access to all speaker sessions, innovation showcases, exhibitor hall, access to business lounge, option to join Global Digital Farm tours, morning and afternoon teas, lunch, tea and coffee and hotel transfers.

The livestream option provides access to all speaker sessions across the two days of the Summit, including the ability to participate in the interactive Q&A and a dedicated chat platform.

The Gulbali Stargrazer event and Networking Breakfast require additional tickets.

### **Costs and Benefits:**

#### Expected Benefits:

- provide an opportunity for networking with local farmers and sponsors,
- provide Councillors an opportunity to increase their knowledge on modern technology that will help producers do more with less through data driven decisions.
- provide Council the opportunity to advocate on issues and matters of local importance to other councils and organisations.

#### Expected Cost:

- The direct costs for Councillors to attend are included in the financial and resources implications section of this report and will vary depending on in person or livestream attendance, and travel and accommodation requirements.

## **LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

### **Integrated Planning and Reporting Framework:**

#### **Community Strategic Plan Theme**

Theme 2 - Our Economy

#### **Community Strategic Plan Strategic Objectives**

CSP2 Our diverse economy supports community longevity, vibrancy and a sustainable future

#### **Delivery Program Principal Activities**

2.4 Attract and support local business and industry

## **FINANCIAL AND RESOURCES IMPLICATIONS:**

Provision within Council's 2023/24 Operational Budget have been made for the attendance at conferences and training courses by Councillors.

At the commencement of this term, a pro-rata amount of \$39,500 was allocated for training and conference attendance by the Mayor and Councillors as per below:

Mayor \$6,500

Deputy Mayor \$5,000

Councillors \$4,000 each

The current balance for Cr Ham and Cr Armour and the costs incurred through attaining the early bird conference registration rate are detailed below.

<b>Councillor</b>	<b>Opening Balance</b>	<b>Standard Registration Cost</b>	<b>Estimated Accommodation, Travel &amp; Food Costs</b>	<b>Closing Balance</b>
Cr Ham	\$4,000	\$800	\$415	\$2,760
Cr Armour	\$4,000	\$800	\$515	\$2,650

Council approval for the Summit attendance is conditional on adequate funds being available.

**POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

Council's *Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy* requires Council to make a resolution on training/conference attendance for those seeking Council's financial support to attend.

**RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

Councillors need to consider financial costs to attend, cancellation fees, and the remaining Councillor funds available to ensure Council stays within budget.

**OPTIONS:**

1. Council can choose to approve both Cr Ham and Cr Armour to attend the summit. (Preferred option).
2. Council can choose not to approve both Cr Ham and Cr Armour to attend the summit.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

Councillor's attendance at the conference requires a further report to Council which will document the learnings from the attendance in accordance with the *Payment of Expenses and the Provision of Facilities to the Mayor and Councillors Policy*.

**ATTACHMENTS**

1. 2023 Digital Agrifood Summit - Paddock to Profit Brochure - 11-12 October Wagga Wagga (Under separate cover)

## 9.2. REPORT ON ATTENDANCE AT THE DESTINATION AND VISITOR ECONOMY CONFERENCE 29-31 MAY 2023 BY CR HAM & CR HAYES

**REPORT AUTHOR: COUNCILLOR HAM**

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### EXECUTIVE SUMMARY:

Councillor Ham and Councillor Hayes attended the LGNSW Destination and Visitor Economy Conference 2023 in May and have provided the following report on the outcomes.

### RECOMMENDATION:

#### THAT COUNCIL:

1. **Receive the report on the Destination and Visitor Economy Conference outcomes from Councillor Ham and Councillor Hayes.**

### BACKGROUND:

The 2023 LGNSW Destination and Visitor Economy Conference was held between 29th and 31st May in Manly, Sydney.

Council's policy *Payment of Expenses and the Provision of Facilities to the Mayor and Councillors*, section 6.33, states: Councillors attending conferences will provide a written report to an open council meeting on the outcomes of the conference within one month of the Councillors attendance at the conference.

### REPORT:

Report provided by Councillor Julia Ham and Councillor James Hayes.

The Destination and Visitor Economy Conference is an annual event run by Local Government NSW. The event is held over three-days and brings together local government staff and councillors, key industry stakeholders and local operators to discuss insights and the ever-changing world facing future visitors. Councillors Hayes and Ham attended along with SVC staff member Miki McPherson.

The conference was held at the Manly Pacific Hotel and was attended by over 300 attendees. The conference had a number of different workshops focusing on marketing, tourism experiences and case studies from areas around the state. It was a chance to see what is happening and what is planned. Including the new international G'Day advertising campaign which is soon to be released.

It was a good chance to meet with other regional councils. Of particular interest was the EV Charging Grants which have been installed at Hay. These charging stations are for top up chargers and placed close to Visitor Information Centres. The government support is generous and these can be put in with minimal cost to the council. The success has been noted with many electric cars coming their direction because they are assured there will be a place to be charged.

Regional arts were discussed with Dr Tracey Callinan. She discussed the ongoing importance of having a relationship with Eastern Riverina Arts and Tim Kurylowicz (Executive Director).

There were many people advertising businesses to support Tourism. Of special interest was:

- Hipcamp <https://www.hipcamp.com/en-AU> which could be used by local farmers.
- Free guides <https://www.freeguides.com/>. A service council can or local businesses can use to help people investigate the area.

- The Duke of Edinburgh Awards. Many councils are running the awards with the youth council <https://dukeofed.com.au/>. Living where we do it could be a good opportunity to have this rolled out for local school students.

There was discussion on Geo Tourism which works well with the SVC wellness trails. Regenerative Tourism was discussed with the statement that the carbon economy has arrived.

The importance of sport in tourism was showed by Mudgee council who host regional footie events and provide a training camp for elite athletes.

Site Visits were interesting Arts and Ales showcasing the local gallery. Then to discover micro breweries housed in the industrial areas of the Northern beaches. This tour was interesting learning about microbreweries including non-alcoholic gin.

Cr Hayes attended site visits to the Northern Beaches which provided insights into inclusive tourism and how destinations can cater for wellness and travellers requiring disability access.

The welcome reception at the Manly International College of Management and the conference dinner were well utilised to meet with other council staff, Local Government NSW staff and Councillors from around the state. The conference was well run and very motivating. It was a privilege to attend.

Congratulations to the Wagga City Council who have lobbied hard and were successful in winning the right to host the conference in 2024.

## **LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

### **Integrated Planning and Reporting Framework:**

#### **Community Strategic Plan Theme**

Theme 5 - Our Civic Leadership

#### **Community Strategic Plan Strategic Objectives**

CSP5 Our Civic leadership and organisation government fosters open and transparent partnership with our community

#### **Delivery Program Principal Activities**

5.1 Communicate with our community and provide opportunities for participation in decision making

## **FINANCIAL AND RESOURCES IMPLICATIONS:**

Costs of attendance for both Cr Ham and Cr Hayes was reported in the May 2023 council meeting. In accordance with Council's *Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy* and Councillors obligation to undertake professional development; a budget allocation has been established for this purpose.

## **POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

Council's *Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy* requires a report to a council meeting on the outcomes of the attended conference within one month of the Councillors attendance at the conference.

## **RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

Nil.

**OPTIONS:**

Nil.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

Nil.

**ATTACHMENTS**

Nil.

### **9.3. REPORT ON ATTENDANCE AT THE 2023 NATIONAL GENERAL ASSEMBLY 13-16 JUNE BY MAYOR CHAFFEY, DEPUTY MAYOR THOMSON & CR HUGHES**

**REPORT AUTHOR: DEPUTY MAYOR THOMSON**

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#### **EXECUTIVE SUMMARY:**

Mayor Chaffey, Deputy Mayor Thomson and Cr Hughes attended the Australian Local Government Association's (ALGA) 2023 National General Assembly in June and have provided the following report on the outcomes which include the outcome of a motion Council submitted to the Assembly.

#### **RECOMMENDATION:**

##### **THAT COUNCIL:**

- 1. Receive the report on the 2023 National General Assembly outcomes from Mayor Ian Chaffey, Deputy Mayor Trina Thomson and Councillor Sam Hughes.**

#### **BACKGROUND:**

The ALGA 2023 National General Assembly was held between 13-16 June in Canberra.

Council's policy *Payment of Expenses and the Provision of Facilities to the Mayor and Councillors*, section 6.33, states: Councillors attending conferences will provide a written report to an open council meeting on the outcomes of the conference within one month of the Councillors attendance at the conference.

#### **REPORT:**

Report provided by Mayor Ian Chaffey, Deputy Mayor Trina Thomson and Councillor Sam Hughes.

Elected Representatives attended Canberra Local Government Forums and Assemblies.

Mayor Ian Chaffey, Deputy Mayor Trina Thomson and Councillor Sam Hughes attended the National Regional Forum, The National General Assembly and the Australian Council of Local Government in Canberra from June 13-16 this year.

Intense programs across all four days included addresses by keynote speakers, politicians, industry leaders and panel discussions as well as consideration and debate on over 140 motions.

Motion 123 submitted by Snowy Valleys Council that called on the National General Assembly to call on the Australian Government to set in place appropriate legislation to ensure access to 'face to face' financial transactions through banks and/or building society branches in rural and regional areas across Australia. The motion was moved and seconded and carried unopposed.

The theme for this year's Assembly was 'Our Communities, Our Future'. Australian Local Government Association (ALGA) President Linda Scott was a pivotal participant across the four days providing a welcome and address at each event.

The Regional Forum held on Tuesday June 13, included a welcome to Country by Aunty Violet Sheridan who encouraged all to access factual information in relation to the upcoming referendum regarding a Voice. Aunty Violet noted as a Nation decisions made regarding First Nations for 200 years and not improved so maybe now it's time to try it 'our way'.

Minster Kristy McBain (our Local member) noted that Local Government (LG) elected representatives live in the regions and they work for them across many areas including disasters and consequently disaster recovery and disaster mitigation which are crucial areas. Minister McBain said one of the best



pieces of advice she had been given was, 'we have two ears and one mouth and we should use them in that ratio'.

Shadow Minister Darren Chester also addressed the forum and encouraged all present to make the most of every opportunity in leadership roles, to work together to achieve outcome. 'As leaders our role is promote hope, celebrate wins and success and remember it's not about every child winning a prize'. He noted there are 2700 clocks in Parliament House and it's later than you think and time to get things done. He encouraged all to celebrate and promote success and invite your local members and politicians to participate in those promotions.

Following sessions included 'Increasing Resilience to Natural Disasters', Skills Shortages in Regional and Rural Australia', 'Our Regions, Our Future', 'Connecting Our Communities' and 'Investing in our Regions'.

Wednesday and Thursday was the National General Assembly, attended by over 1000 delegates from across Australia.

A welcome and opening address from His Excellency General, The Honourable David Hurley AC DSC (Governor General) stated the upcoming referendum is not just about Elders, it's also about young First Nations people, for without them there is no future. The Governor General also noted L is the level of government that looks people in the eye and as such it's tough because 'there is nowhere to hide'. He also noted that having visited many disaster areas over the past 12 months he is not blind to the problems nor blind to the efforts of those committed to making a difference. He also encouraged LG to look at what others have done that have worked well, to draw from each other and not to 're-invent the wheel'.

An address by The Hon Catherine King, Minister for Infrastructure, Transport, Regional Development and Local Government reiterated the fact that LG is the front line for communities across Australia and also said the government wants to see all levels of government to work together to overcome shared challenges.

A incredibly moving address by His Excellency Vasyl Myroshnychenko, Ambassador of Ukraine was a reminder to all how blessed we are to live where we do, but also how fragile that lifestyle can be. He noted on his recent return to the Ukraine he experienced first-hand the heartbreaking reality of what the country is going through. He thanked Australia for what it has done but stressed the need for further support.

Opposition Leader, The Honourable Peter Dutton addressed delegates expressing his views that the Federal Government should stop meddling in LG saying there is a fine line between meddling and abandoning.

Former 'Giggle and Hoot' presenter Jimmy Rees gave his take on 'My Community' engaging delegates as he spoke about turning around a difficult situation by reaching out to a wider network to engage a 'new community. Delivered with humour but carrying a very important message of not sitting back and accepting adverse situations but continually look for ways to engage and develop 'My Community'.

Panel discussions on The Future of Local Government and Building a Stronger Workforce were also presented on day 1 of the NGA.

A panel of three Aboriginal and one Torres Strait Island Mayors and Councillors discussed 'A Conversation About The Voice'. At times emotional realities of why it is so important that the referendum regarding The Voice is successful to ensure First Nations Aboriginal and Torres Strait Island people are recognised in the Constitution. As noted by Torres Strait Island Regional Council Mayor, Phillemon Mosby, 'we want to be part of the solution, not seen as the problem'. It was noted that only with a Voice, can First Nations people then have truth telling and a treaty. An impassioned plea for people to be informed and understand why the voice is important to listen to what First Nations people need not always assume. The comment was also made that racism needs to stop and solve unfinished business. People need to speak truthfully about the past, as denial is no solution.

Day two also included a keynote address on Leading Communities through change and panel discussions on Cyclones, Fires and Floods, Australia's Affordable Housing Crisis and Cyber Security and Local Government.

Mayor Chaffey attended the dinner hosted by Prime Minister Albanese at Parliament House on Thursday evening which was attended by politicians and LG representatives from across Australia.

Friday's Australian Council of Local Government was the first held in 10 years. Prime Minister, The Honourable Anthony Albanese was introduced by Kristy McBain MP and he welcomed all, stating the first ACLG was held when he was in fact the Minister for Local Government during the Kevin Rudd era as Prime Minister.

The aim of ACLG is to provide the opportunity for Local Government from all states and territories across Australia to engage with and hear from Federal Ministers in relation to important initiatives, policies and schemes that impact all Australians.

Four extremely busy but invaluable days with not only an extensive program but an exhibition hall that provided further opportunities to engage. From young Mayors (a youth program to encourage young people to understand and become involved with a youth level of LG) to Airbnb's, electric fleet vehicles, waste, reusing vehicle tyres for road and soft fall products, transport options, women in local government, flag and banner pole options and communication stands (to mention a few) enabled delegates to gain valuable information.

There are 537 Local Government areas across Australia and around 55% of those are in remote, rural, or regional areas. With Snowy Valleys Council located so close to the National Capital, the opportunity for councillors to attend such a professional developing event is important and cannot be understated in building networks and understanding.

## **LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

### **Integrated Planning and Reporting Framework:**

#### **Community Strategic Plan Theme**

Theme 5 - Our Civic Leadership

#### **Community Strategic Plan Strategic Objectives**

CSP5 Our Civic leadership and organisation government fosters open and transparent partnership with our community

#### **Delivery Program Principal Activities**

5.1 Communicate with our community and provide opportunities for participation in decision making

## **FINANCIAL AND RESOURCES IMPLICATIONS:**

Costs of attendance for Mayor Chaffey, Deputy Mayor Thomson and Cr Hughes was reported to the March 2023 Council meeting. In accordance with Councils *Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy* and Councillors obligation to undertake professional development; a budget allocation has been established for this purpose.

## **POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

Council's *Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy* requires a report to a Council meeting on the outcomes of the attended conference within one month of the Councillors attendance at the conference.

## **RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

Nil.

**OPTIONS:**

Nil.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

Nil.

**ATTACHMENTS**

Nil.

## **9.4. STATEMENT OF INVESTMENTS - JUNE 2023**

**REPORT AUTHOR: FINANCE OFFICER**

**RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE**

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### **EXECUTIVE SUMMARY:**

This report provides an overview of Council's cash and investment portfolio performance as at 30 June 2023.

### **RECOMMENDATION:**

#### **THAT COUNCIL:**

- 1. Note the report on Statement of Investments - 30 June 2023**

### **BACKGROUND:**

In accordance with section 212 of the Local Government (General) Regulation 2021, a monthly report is required to be submitted to Council detailing all investments of Council.

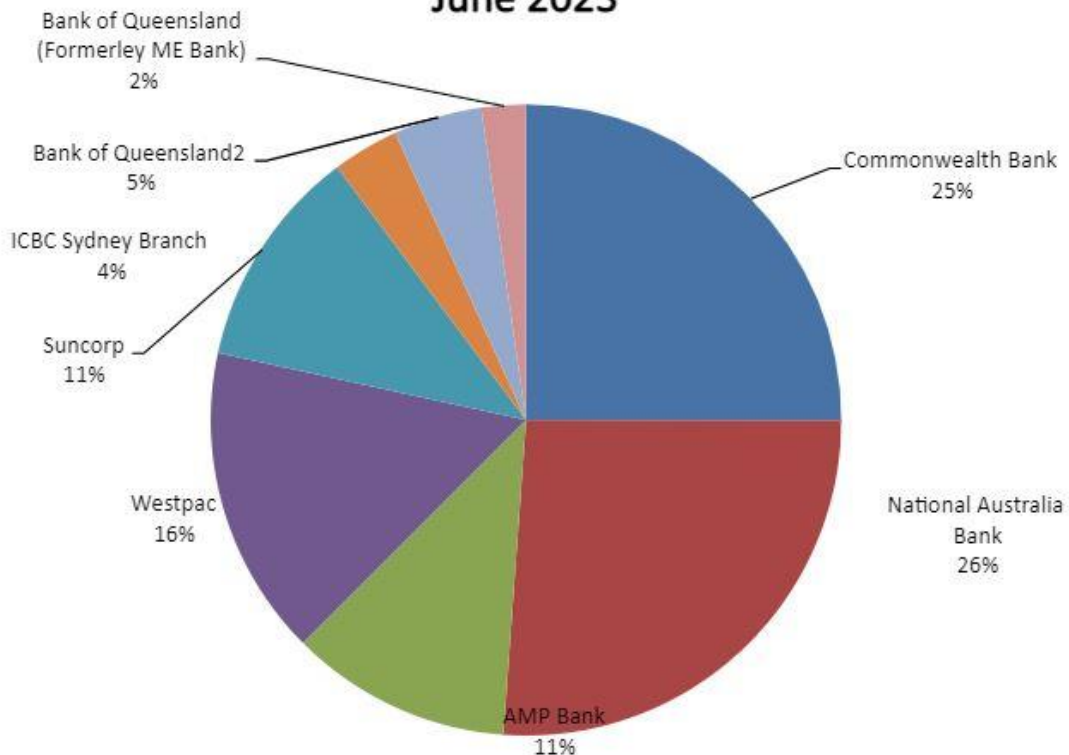
### **REPORT:**

The following table contains a list of cash, at call investments and term deposits held by Council as at 30 June 2023.

Combined Cash & Investments Table		30/06/2023					
Cash & 11am at call Accounts	Branch	Current Month	Last Month	Movement	Type	Interest Rate%	Maturity Date
Commonwealth Bank	Tumut	\$ 1,139,092	\$ 2,488,568	-\$ 1,349,476	W/Acct	4.10%	
Commonwealth Bank	Tumut	\$ 9,870,528	\$ 3,851,487	\$ 6,019,041	At Call (BOS)	4.20%	
Commonwealth Bank	Tumut	\$ 3,881	\$ 308	\$ 3,573	Gen-Roth	4.10%	
<b>Sub Total Cash &amp; 11 am at Call Accounts</b>		<b>\$ 11,013,501</b>	<b>\$ 6,340,363</b>	<b>\$ 4,673,138</b>		<b>4.19%</b>	
<b>Total Cash &amp; At Call Investments</b>		<b>\$ 11,013,501</b>	<b>\$ 6,340,363</b>	<b>\$ 4,673,138</b>		<b>4.19%</b>	
Term Deposits	Branch	Current Month	Last Month	Movement	Lodgement Date	Interest Rate%	Maturity Date
Westpac	032	\$ -	\$ 1,500,000	-\$ 1,500,000	01/12/2021	0.88%	01/06/2023
Bank of Queensland	001	\$ -	\$ 1,500,000	-\$ 1,500,000	01/06/2022	3.20%	01/06/2023
Suncorp	484	\$ -	\$ 1,500,000	-\$ 1,500,000	01/12/2022	4.15%	01/06/2023
Suncorp	484	\$ -	\$ 1,500,000	-\$ 1,500,000	01/12/2022	4.15%	01/06/2023
Bank of Queensland	001	\$ -	\$ 1,000,000	-\$ 1,000,000	22/12/2022	4.34%	22/06/2023
National Australia Bank	375	\$ -	\$ 2,000,000	-\$ 2,000,000	28/06/2021	0.60%	28/06/2023
National Australia Bank	375	\$ 1,000,000	\$ 1,000,000	\$ -	15/07/2021	0.65%	17/07/2023
National Australia Bank	375	\$ 1,000,000	\$ 1,000,000	\$ -	18/01/2023	4.38%	18/07/2023
National Australia Bank	375	\$ 2,000,000	\$ 2,000,000	\$ -	30/07/2021	0.65%	31/07/2023
Westpac	032	\$ 1,000,000	\$ 1,000,000	\$ -	28/02/2023	4.62%	28/08/2023
National Australia Bank	375	\$ 2,000,000	\$ 2,000,000	\$ -	07/09/2022	4.13%	07/09/2023
AMP Bank	939	\$ 1,000,000	\$ 1,000,000	\$ -	15/03/2023	4.60%	15/09/2023
Suncorp	484	\$ 2,000,000	\$ -	\$ 2,000,000	30/06/2023	5.10%	29/09/2023
Bank of Queensland (Formerly ME Bank)	010	\$ 1,000,000	\$ 1,000,000	\$ -	27/04/2022	2.70%	27/10/2023
National Australia Bank	375	\$ 1,000,000	\$ 1,000,000	\$ -	28/02/2023	4.80%	28/11/2023
Suncorp	484	\$ 1,000,000	\$ 1,000,000	\$ -	28/11/2022	4.48%	28/11/2023
Suncorp	484	\$ 2,000,000	\$ -	\$ 2,000,000	30/06/2023	5.50%	29/12/2023
National Australia Bank	375	\$ 1,500,000	\$ 1,500,000	\$ -	30/01/2023	4.60%	30/01/2024
Westpac	916	\$ 1,500,000	\$ 1,500,000	\$ -	31/01/2023	4.60%	31/01/2024
Westpac	916	\$ 2,000,000	\$ 2,000,000	\$ -	31/01/2023	4.60%	31/01/2024
Westpac	916	\$ 1,000,000	\$ 1,000,000	\$ -	15/02/2022	1.75%	15/02/2024
National Australia Bank	375	\$ 1,000,000	\$ 1,000,000	\$ -	28/02/2023	5.00%	28/02/2024
National Australia Bank	375	\$ 2,000,000	\$ -	\$ 2,000,000	30/06/2023	5.53%	28/03/2024
Bank of Queensland	001	\$ 2,000,000	\$ -	\$ 2,000,000	30/06/2023	5.51%	28/03/2024
ICBC Sydney Branch	337	\$ 1,500,000	\$ 1,500,000	\$ -	08/04/2021	0.85%	08/04/2024
AMP Bank	939	\$ 2,000,000	\$ 2,000,000	\$ -	11/04/2023	4.80%	11/04/2024
AMP Bank	939	\$ 2,000,000	\$ -	\$ 2,000,000	30/06/2023	5.70%	28/06/2024
Westpac	916	\$ 1,500,000	\$ 1,500,000	\$ -	07/09/2021	0.78%	09/09/2024
<b>Total TD's</b>		<b>\$ 33,000,000</b>	<b>\$ 32,000,000</b>	<b>\$ 1,000,000</b>		<b>4.01%</b>	
<b>Total Cash &amp; Investments</b>		<b>\$ 44,013,501</b>	<b>\$ 38,340,363</b>	<b>\$ 5,673,138</b>		<b>4.05%</b>	

% of Portfolio

### Snowy Valleys Council Total Cash and Investments - June 2023



Following feedback from councillors, Finance has received indicative costs of breaking two long-term deposits in order to reinvest the monies with higher yields. The break cost included in the bank terms for fixed term deposits compensates the banks for any loss between the fixed interest rate and current market rate plus the administrative cost of breaking the agreement. This results in a loss to Council notwithstanding that the funds (less break costs) can be reinvested at a higher rate. The break cost increases with the time to maturity and the greater the differential between the fixed interest rate and current market rate. Consequently, it is not to Councils financial advantage to terminate early.

It is hereby certified that the above investments have been made in accordance with section 625 of the *Local Government Act 1993* and the regulations thereunder, and in accordance with the Snowy Valleys Council's *Investment Policy*. Cash and Investments increased \$5.6M in June 2023.

The council received \$13.8m during the month of June 2023. The big-ticket items are,

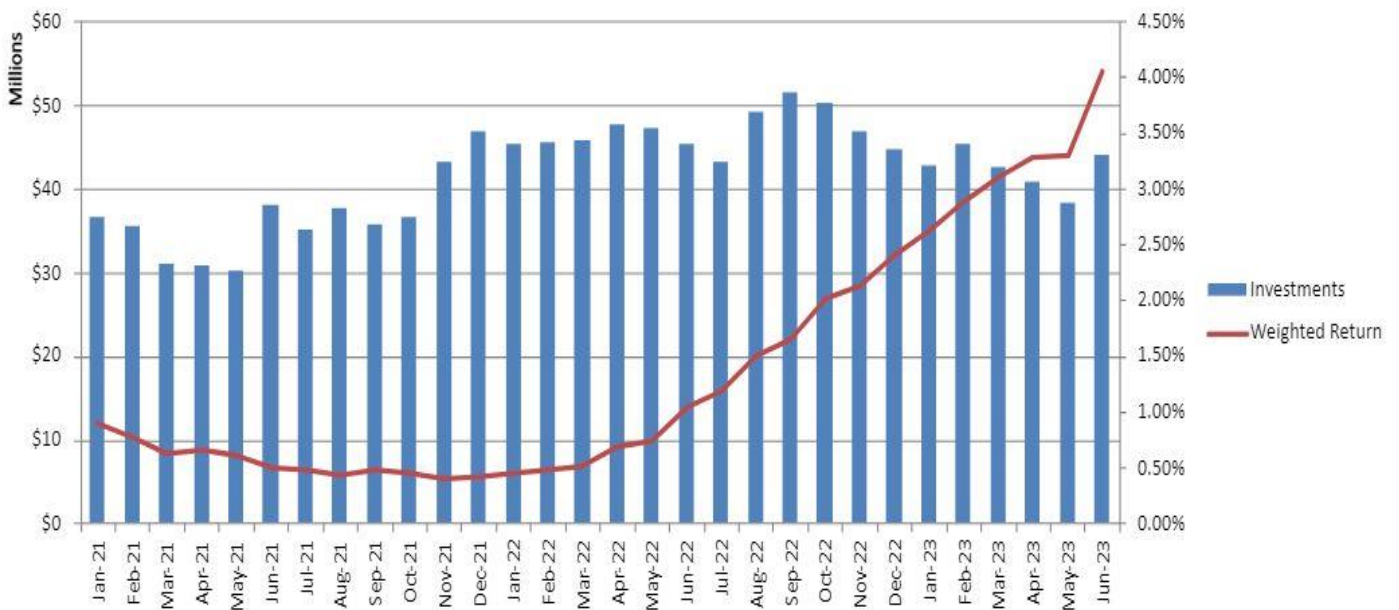
- FAGS grant (100% advance payment for FY 2023/24) - \$7.2m
- Transport NSW - \$2.3m
- Private works (Babayan Road) - \$719k
- Crown Land – \$255k
- Department of Finance - \$240k

The council expensed \$8.3m during the month of June 2023,

- Creditor's payments - \$6.7m
- Payroll processing - \$1.6m

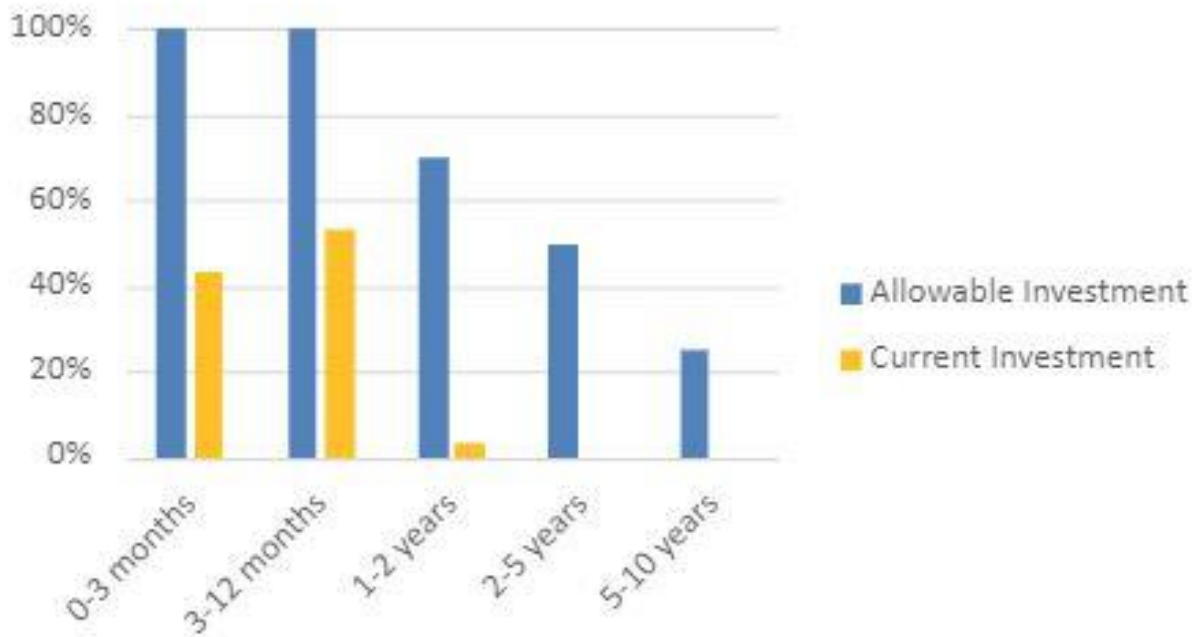
Cash and Investment rates are levelling out with the market factoring in forward expectations of increasing rates. Council's *Investment Policy* requires Council officers to minimise investment risk by spreading investments across several institutions (Institutional credit framework) as well as within its investment portfolio (overall portfolio credit framework). These risk minimisation measures impact the achievable rate of return. Council officers continue to monitor the investment market and regularly received updates from Council's financial advisors.

**SVC Cash Investments and Weighted Return**



This month the report includes a focus on maturity risk. The portfolio remains highly liquid with 43% of investments maturing within 90 days and an additional 53% of investments maturing within 12 months.

## SVC Investment Policy- Maturity Risk



**LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

**Integrated Planning and Reporting Framework:**

**Community Strategic Plan Theme**

Theme 5 - Our Civic Leadership

**Community Strategic Plan Strategic Objectives**

CSP5 Our Civic leadership and organisation government fosters open and transparent partnership with our community

**Delivery Program Principal Activities**

5.5 Provide effective short and long term financial management to deliver financial sustainability

**FINANCIAL AND RESOURCES IMPLICATIONS:**

Investments are undertaken based upon the best rate on the day and after consideration on spreading Council's Investment risk across various institutions as per the *Investment Policy* and section 625 of the *Local Government Act 1993*.

**POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

The information provided complies with Council's *Investment Policy* and section 625 of the *Local Government Act 1993*.

**RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

Monthly reporting of investments keeps Council informed of current cash holdings and return on investments.

**OPTIONS:**

Nil.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

Matters arising from this report that require further communication will be addressed at the meeting or taken on notice and a response will be provided.

**ATTACHMENTS**

Nil.



## 10. MANAGEMENT REPORTS

### 10.1. SNOWY VALLEYS REGIONAL TRACKS AND TRAILS MASTERPLAN - PRIORITY PROJECTS

**REPORT AUTHOR: COORDINATOR PLACE ACTIVATION**

**RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE**

#### **EXECUTIVE SUMMARY:**

The Snowy Valleys Regional Tracks and Trails Masterplan was adopted by Council on 16 March 2023. The Masterplan identified five priority projects:

- Gudja Gudja Mura Trail
- Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena
- Tumbarumba to Henry Angel Trackhead
- Tumut River Walk
- Waterfall Drive Trail (marketing and branding only)

Using data from the Snowy Valleys Regional Tracks and Trails Masterplan and feedback received during a Councillor workshop, a high-level analysis of the priority projects has been carried out in order to establish a path forward in terms of implementation of the Masterplan. The assessment criteria used for each of the priority projects requiring construction has also been discussed along with recommendations to advance each of the projects.

#### **RECOMMENDATION:**

##### **THAT COUNCIL:**

- 1. Prioritise delivery of the Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena project, costed at \$4,824,626.00, should suitable and substantial funding become available.**
- 2. Prioritise delivery of the Tumut River Walk project, costed at \$257,897.00, should funding for a smaller project become available.**
- 3. Work with the Toomaroombah Kunama Namadgi Indigenous Corporation (TKNIC) to continue to explore options with the Gudja Gudja Mura Trail and monitor funding opportunities to enable delivery of this project.**

#### **BACKGROUND:**

The Snowy Valleys Regional Tracks and Trails Masterplan was adopted by Council on 16 March 2023. The Masterplan included a Business Case, a priority list of projects and high-level cost estimates and draft design/concepts. Now that the Masterplan has been endorsed by Council, staff's attention has turned towards implementation of the work items identified.

Along with identifying a priority list of projects, the Masterplan also includes several smaller items of work aimed at improving and enhancing tracks and trails that already exist in the region. Council staff will be working through the document to identify the items that can be embedded into operational work. Four of the five priority projects require construction, and delivery of these projects is incumbent on external grant funding.

Council staff have consulted with the councillors regarding prioritising delivery of the projects to ensure Council has a clear plan in place should funding become available. This report seeks to present data relating to the priority trails requiring construction, and outline next steps regarding implementation of the Snowy Valleys Regional Tracks and Trails Masterplan.

**REPORT:**

Using data from the Snowy Valleys Regional Tracks and Trails Masterplan, Council staff have carried out a high-level analysis of the priority projects requiring construction to help Council establish a path forward in terms of implementation of the Masterplan. This analysis took into account four criteria - cost, economic assessment, cost-benefit analysis and review of environmental factors. A summary of the findings is outlined in this report.

**Cost**

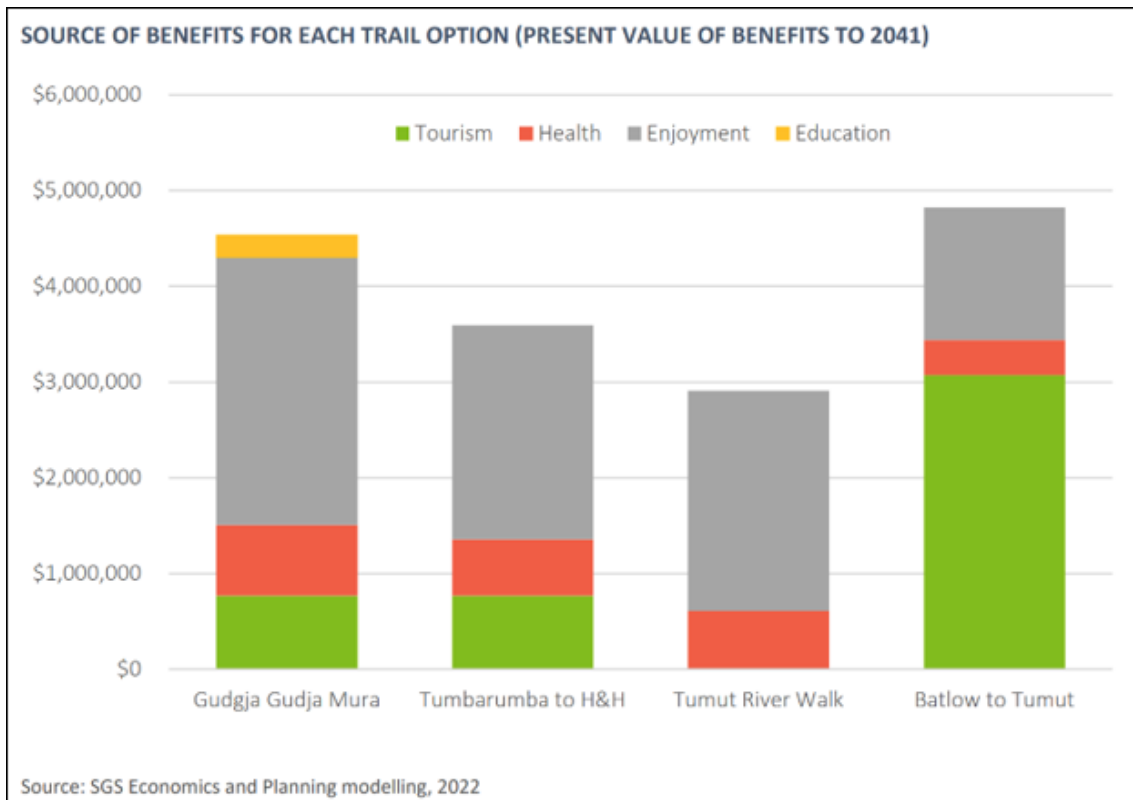
Tredwell, the consultants that developed the masterplan, engaged Rider Levett Bucknall to provide cost estimates for each of the four concept options that require construction.

Concept plan	Total cost
Gudja Gudja Mura Trail	\$2,716,761.50
Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena	\$4,824,626.00
Tumbarumba to Henry Angel Trackhead	\$2,095,924.50
Tumut River Walk Upgrade Project	\$257,897.00

The preliminaries, professional fees and escalation comprise of around 30% of the total cost. This amount can vary depending on whether the contingencies are required and the level of professional fees charged at the detailed design stage.

**Economic Assessment**

A business case was completed by SGS Economic and Planning.



The Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena expects most of its benefits to come from increased tourism. The Gudja Gudja Mura and the Tumbarumba to Henry Angel Trackhead trails expect to get a mix of benefits with the former also showing a benefit from education. The Tumut River Walk's

benefits come from the health and enjoyment of local residents. Overall, each trail is expected to bring a total of \$2.5 million to \$5.8 million to the Snowy Valleys in boosts for tourism, health benefits from greater exercise, local user enjoyment of the trails and opportunities for student education. Their cumulative benefits may be much greater.

### Cost Benefit Analysis

As part of the business case, a cost benefit analysis was carried out.

Discount rate	4%	4%	7%	7%	10%	10%
	NPV (\$million)	BCR	NPV (\$million)	BCR	NPV (\$million)	BCR
<b>Gudja Gudja Mura</b>	\$3.07	1.97	\$1.81	1.62	\$0.96	1.35
<b>Tumbarumba to Henry Angel Trackhead</b>	\$3.42	2.97	\$2.31	2.45	\$1.55	2.05
<b>Tumut River Walk</b>	\$3.15	16.94	\$2.36	13.96	\$1.81	11.66
<b>Batlow to Tumut Rail Trail – Stage 1: Batlow to Wybalena</b>	\$5.66	2.43	\$3.65	2.00	\$2.28	1.67

Each proposed project showed that the benefits outweighed the cost at 4%, 7% and 10% discount rates. At the standard 7% discount rate, the Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena has the highest net present value (NPV) at \$3.65 million, which means the benefits exceeded costs by this amount. At the standard 7% discount rate, the Tumut River Walk had the highest benefit-cost ration (BCR) at 13.96, which means that for every dollar invested, a benefit of \$13.96 is expected.

### Review of Environmental Factors

A Review of Environmental Factors was completed by EnviroKey for the four trail proposals in line with the *Guidelines for preparing a Review of Environmental Factors, Office of Environment and Heritage, 2016*. This review concluded that the potential impacts of all four trails can be mitigated through appropriate safeguards to reduce these to acceptable levels. Accordingly, an Environmental Impact Statement (EIS) is not required.

### Estimated annual depreciation and maintenance

To get a better understanding of the whole-of-life costs of the projects identified, Council staff used the figures from the concept designs provided by Rider Levett Bucknall to calculate estimated annual depreciation and maintenance costs. These estimates are presented in the table below:

Concept plan	Estimated cost annual maintenance	Estimated cost annual depreciation	Total estimated annual cost to Council
Gudja Gudja Mura	\$49,408.82	\$10,713.00	\$60,121.82
Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena	\$70,709.00	\$35,000.00	\$105,709.00
Tumbarumba to Henry Angel Trackhead	\$31,416.50	\$57,136.00	\$88,552.50
Tumut River Walk	\$3,994.00	\$5,000.00	\$8,994.00

## **Conclusions**

The recommendations in this report have been made after taking all the above data into account. The Tumut River Walk project has been deemed most achievable in the short-term due to a lower construction cost and ongoing cost estimates. Council will consider if the works involved in this concept design are able to be embedded into the organisation's annual capital works program.

The Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena is deemed to be the next priority given the benefits it is expected to deliver to Batlow and the surrounding areas. External funding is required to develop this project and Council staff will continue to monitor potential opportunities as they arise.

In relation to the Gudja Gudja Mura Trail, Council staff have been liaising with the Toomaroombah Kunama Namadgi Indigenous Corporation (TKNIC) as this organisation has already made some progress on this concept and is willing to take on management of the project, should suitable grant funding become available. Council will monitor funding opportunities for this trail and work closely with TKNIC should the project be successful in obtaining funding.

Development of the Tumbarumba to Henry Angel Trackhead project is also incumbent on grant funding and Council staff will monitor potential opportunities as they arise.

## **LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

### **Integrated Planning and Reporting Framework:**

#### **Community Strategic Plan Theme**

Theme 2 - Our Economy

#### **Community Strategic Plan Strategic Objectives**

CSP2 Our diverse economy supports community longevity, vibrancy and a sustainable future

#### **Delivery Program Principal Activities**

2.1 Support the development of diverse local tourism offering and emerging markets

## **FINANCIAL AND RESOURCES IMPLICATIONS:**

Four of the five priority projects require construction and delivery of these projects is incumbent on external grant funding. Council has not allowed for any capital expenditure for these works.

Each of the concept plans requiring construction have been costed according to their scope within the Masterplan. The Gudja Gudja Mura Trail is costed at \$2,716,761.59, the Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena project is costed at \$4,824,626.00, the Tumbarumba to Henry Angel Trackhead concept is costed at \$2,095,924.50 and the Tumut River Walk upgrades are costed at \$257,897.00.

The Gudja Gudja Mura trail has an estimated annual maintenance cost of \$49,408.82 and an estimated annual depreciation cost of \$10,713.00.

The Batlow to Tumut Rail Trail - Stage 1: Batlow to Wybalena project has an estimated annual maintenance cost of \$70,709.00 and an estimated annual depreciation cost of \$35,000.00.

The Tumbarumba to Henry Angel Trackhead project has an estimated annual maintenance cost of \$31,416.50 and an estimated annual depreciation cost of \$57,136.00.

The Tumut River Walk upgrade project has an estimated annual maintenance cost of \$3,994.00 and an estimated annual depreciation cost of \$5,000.00.

## **POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

Nil.

**RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

Nil.

**OPTIONS:**

1. Adopt as per recommendations set out in this report - preferred option.
2. Amend the recommendations set out in this report.
3. Decline the recommendations set out in this report

**COUNCIL SEAL REQUIRED:**

No.

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

The development of the Snowy Valleys Regional Tracks and Trails Masterplan involved extensive community engagement and consultation. As the appointed consultants, Tredwell worked alongside Snowy Valleys Council to develop a communication and engagement strategy, identifying key stakeholders. The community and stakeholder component of the project began with the development and distribution of an information flier in April 2022. An online community survey was open through April and May 2022 and attracted 107 respondents.

Two virtual workshops were held on 9 and 10 May 2022 before community workshops were held in Tumut and Tumbarumba on 17 and 18 May 2022 respectively. A councillor workshop was held on 23 June 2022. The project also has a page on the *YourVoice* component of SVC's website which acted as a hub for community engagement.

A draft masterplan went on public exhibition from 24 November 2022 to 10 January 2023 and 29 submissions were received in total. These submissions were reviewed and the masterplan was altered accordingly. The final masterplan was presented and adopted by Council on 16 March 2023.

**ATTACHMENTS**

Nil.

**10.2. DRAFT CHILDSAFE POLICY 2022-2026 - FOR ADOPTION - COMMUNITY FEEDBACK****REPORT AUTHOR: MANAGER COMMUNITY SERVICES****RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE**

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**EXECUTIVE SUMMARY:**

The purpose of this report is to outline the results of the community consultation for the draft Child Safe Policy SVC-COR-PO-125. The policy outlines how Council will continue to provide child safe services to the community over a four-year period. This report summarises the results of the public consultation that took place over a twenty eight (28) day period. One (1) submission was received in relation to the policy. It is recommended that Council proceed to adopt the Child Safe Policy (SVC-COR-PO-125).

**RECOMMENDATION:****THAT COUNCIL:**

1. **Note the One (1) submission received for the Draft Child Safe Policy SVC-COR-PO-125-02.**
2. **Adopt the Child Safe Policy SVC-COR-PO-125-02 without change.**
3. **Write to the submitters, thanking them for their input and advising them of the outcome to their submission.**

**BACKGROUND:**

The Draft Child Safe Policy 2022-2026 was presented to Council and was endorsed for a period of twenty-eight (28) days public exhibition. One(1) submission was received in the twenty eight (28) day period.

**REPORT:**

The final report for the Royal Commission into Institutional Responses to Child sexual Abuse (2017) makes several key recommendations, in particular, recommendation 6.12 is directed at local government and strongly reinforces the Council's responsibility to work towards becoming a Child Safe Organisation and ensuring that effective policies, guidelines and systems are established to support child protection and safety within Council.

In 2019, the Children's Guardian Act 2019 was adopted making all Local Government Authorities members of a reportable conduct scheme. The Reportable Conduct Scheme is a new scheme for child protection which was applied in NSW from 1 March, 2020. The Reportable Conduct Scheme monitors how certain organisations ('relevant entities') investigate and report on types of conduct ('reportable allegations or conduct') made against their employees, volunteers and contractors. This places new responsibilities on Council to ensure timely and effective response and reporting of suspected allegations of child harm.

In 2021, Snowy Valleys Council (SVC) voluntarily underwent assessment of its capability as a Child Safe Organisation. Conducted by the Office of the Children's Guardian OCG, the feedback from the voluntary assessment included suggestions for strengthening the drafted documentation presented and Council's progress as a Child Safe Organisation. The initial Child Safe Policy and Framework were adopted by Council at the 18 November 2021 Council meeting. On 18 November 2021, the NSW Children's Guardian Amendment (Child Safe Scheme) Act no 30. was also passed. This amendment embeds the Child Safe Standards as recommended by the Royal Commission into Institutional Responses to Child Sexual Abuse.

The policy was reviewed and strengthened to include directives from the NSW Children's Guardian Amendment Act. The main updates included:

- replacing the Principles for Child Safe Organisations with the Child Safe Standards (section 4).

- replacing the responsible officer for complaints and allegations involving children from the position of an Internal Ombudsman Shared Services to Councils Child Safety Officer (section 5.3)
- the insertion of the reference to Councils Code of Conduct and additional clauses regarding Councils appropriate standards of behaviour for a Child Safe Organisation (section 5.4).
- updated information regarding recruitment, more specific details for working with children checks and national criminal history record checks (section 5.6).

The above updates were included into the Draft Child Safe Policy SVC-COR-PO-125-02 which was presented to Council on 16 February 2023 and adopted for public exhibition. One (1) submission was received during the exhibition period. The submission commended Council for its commitment to child safety. The submission also indicated the need for the additional inclusions: statement of commitment, cultural considerations, trauma and vulnerable children, grooming, consent, notification and reporting. It was intended to keep the Child Safe Policy at a higher level with further detail and content contained within Children's Services Child Protection Policy. This policy includes the above-mentioned content. The submission also recommends that Snowy Valleys Council undertake the self-assessment as recommended by the Office of Children Guardian. Council has undertaken the Self-Assessment and has implemented strategies to address areas where deficits were highlighted. This is an ongoing process, with the action plan continually updated.

## **LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

### **Integrated Planning and Reporting Framework:**

#### **Community Strategic Plan Theme**

Theme 5 - Our Civic Leadership

#### **Community Strategic Plan Strategic Objectives**

CSP5 Our Civic leadership and organisation government fosters open and transparent partnership with our community

#### **Delivery Program Principal Activities**

5.4 Maintain and deliver a governance framework that guides good decision making, accountability and legislative compliance

## **FINANCIAL AND RESOURCES IMPLICATIONS:**

Nil

## **POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

Compliance with *Childrens Guardian Act 2019 and NSW Children's Guardian Amendment Act 2021*.  
Legal and ethical consequences if compliance not achieved.

## **RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

<b>RISK CATEGORY</b>	<b>RISK/REWARD DESCRIPTION</b>	<b>COST/RISK</b>	<b>BENEFIT/ REWARD</b>
Legal	Fines and sanctions for non-compliance.	High	No added costs to deliver services.
Financial	Fines for non-compliance.	High	No added costs to deliver services.
People	Loss of trust and reputation damage.	High	Maintain high level of trust and good reputation.

<b>RISK CATEGORY</b>	<b>RISK/REWARD DESCRIPTION</b>	<b>COST/RISK</b>	<b>BENEFIT/ REWARD</b>
Service Delivery	Cessation of service due to non-compliance and sanctions.	High	Services maintain and continue to operate as usual.

**OPTIONS:**

1. Adopt as per recommendations set out in this report;
2. Amend to include a statement of commitment, cultural considerations, trauma and vulnerable, trauma, grooming, consent, notification and reporting;
3. Decline the recommendations set out in this report.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:****ATTACHMENTS**

Snowy Valleys Council Draft Child Safe Policy (Under separate cover)



**10.3. CLASSIFY LAND ACQUIRED - 1-3 CHISHOLM STREET, KHANCOBAN - LOT 32 DP 226654****REPORT AUTHOR: PROPERTY AND ROADS PARTNER****RESPONSIBLE DIRECTOR: DIRECTOR INFRASTRUCTURE & WORKS**

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**EXECUTIVE SUMMARY:**

Council is responsible for managing a substantial portfolio of land across the Local Government area. This responsibility includes ensuring land is appropriately classified as either 'community' or 'operational' land.

Chapter 6 Part 2 Division 1 Subsection 31 of the *Local Government Act 1993* No. 30 states that council may resolve that land be classified as "community" or "operational" before acquiring, or within 3 months after it acquires land. If the land remains unclassified after 3 months it is taken to have been classified as "community" land.

The report seeks the approval of Council to proceed with the classification of 1-3 Chisholm Street, Khancoban - Lot 32 DP 226654 as "operational" land.

**RECOMMENDATION:****THAT COUNCIL:**

1. **Classify Land Acquired - Khancoban Preschool - 1-3 Chisholm Street, Khancoban - Lot 32 DP 226654 as "Operational Land".**

**BACKGROUND:**

At the Council meeting held on 24 October 2019, Council resolved to accept the property known as the Khancoban Preschool (Lot 32 DP 226654) including the existing Pre School building as a gift. Refer to Council Resolution below.

**10.11 ACQUISITION OF KHANCOBAN PRESCHOOL BUILDING  
M326/19 RESOLVED:**

THAT COUNCIL:

1. Receive the report on the acquisition of Khancoban Preschool building from Acting Director Strategy, Community and Development.
2. Accept the gifted Khancoban Preschool building from the Khancoban and District Children's Resource Centre Committee with stated caveat.
3. Allocate \$25,000 to achieve compliance issues stated in the building and assessment report.
4. Write to the Khancoban and District Children's Resource Centre Committee with thanks, advising of Council's decision.

Minutes of the Meeting of the Snowy Valleys Council held in the Tumut Room 76 Capper Street Tumut on Thursday 24 October 2019

Mayor

General Manager

5. Delegate authority to the General Manager to give effect to the transfer.
6. Apply for additional capital grant funding as soon as possible.

Cr Julia Ham/Cr Cate Cross

**CARRIED UNANIMOUSLY**

Chapter 6 Part 2 Division 1 of the *Local Government Act 1993* No. 30 states that all public land must be classified as either 'community' or 'operational' land. Community land is owned by Council and is used by the general public for purposes such as public parks, natural areas, passive recreation activities and cultural or heritage sites. By law the Council must prepare a Plan of Management that sets out how the public land will be used. Community land is intended for public access and use due to special features being of significance to the community. Community land is subject to special restrictions, including that the land cannot be leased, licenced or used for any other estate granted purpose for a period greater than 21 years. In addition, the sale of community land is prohibited.

Operational land has no special restrictions other than those that may apply to any piece of land under Councils LEP. Operational land held by Council would ordinarily comprise of land held for the purposes of a Council facility, Council Operations and or as an investment property. Operational Land is land used for the day-to-day functions of a Council and may not be open to the general public. These functions may include a Council Works Depots and or land used for a specific Community use such as a Child Care facility.

For land acquired after 1 July 1993, Chapter 6 Part 2 Division 1 Subsection 31 of the *Local Government Act 1993* No. 30 states that council may resolve that land be classified as "community" or "operational" before acquiring, or within 3 months after it acquires land, after which point if the land remains unclassified it is taken to have been classified as community.

Council formally acquired 1-3 Chisholm Street, Khancoban - Lot 32 DP 226654 on 2nd June 2023. The land is currently classified as operational land however to maintain the status it requires a Council resolution.

**REPORT:**

Originally the building was gifted to the Khancoban Community by Snowy Hydro. The operation of the Khancoban Preschool came under the Tumbarumba Shire Council care and control in 2015.

In 2017 a volunteer Committee (un-incorporated) took over the day-to-day running of the Pre-School.

In July 2019, Council was approached by the Committee to take over ownership the building. The Committee had requested an undertaking (Caveat) from Council, that if the preschool ceased to operate, the building would remain in the Community for community use.

An assessment of the building was undertaken by Rob Pickett Design and Planning in August 2019. The report identified a number of building compliance issues with the property which related to the building not being fully sealed and accessibility issues (Compliance with the Disability and Discrimination Act).

The status of the building and the building condition report that had been prepared was reported to Council on 24 October 2019. The resolution of Council from that meeting is included in the background section of this report.

On 19th July 2022, Council entered into a Deed of Agreement with the Commissioner for Fair Trading, for the transfer of land and existing building for the Khancoban preschool.

Between July 2022 and June 2023, Council and the Department of Fair Trading were going through the process of finalising the transfer of the property to Council. Part of this process involved the investigation of any asbestos that may be present on the site or in the existing building.

In December 2022, Council's Development and Environment team commissioned an Asbestos Survey of the Property and found that there were minor areas of asbestos contamination, that were confined to the back of the electrical switchboard in the existing building.

Settlement on the transfer of the property to Council from the Department of Fair Trading was completed on 2nd June 2023.

Following the acquisition of Lot 32 DP 226654, Council intends to continue to utilise the property for the purpose of a preschool, to provide childcare and education services to the community as per the Council report dated 24 October 2019. Subsequently, it is in Council's interest to resolve to classify the land as Operational land to ensure that this activity and or any future use of the land is not restricted in the same way the community land is restricted.

In summation, the classification of 1-3 Chisholm Street, Khancoban as Operational land will enable Council to develop the land in alignment with the original 24, October 2019 resolution of Council. Refer to site map below which outlines the subject land - Lot 32 DP 226654



**LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

**Integrated Planning and Reporting Framework:**

**Community Strategic Plan Theme**

Theme 4 - Our Infrastructure

**Community Strategic Plan Strategic Objectives**

CSP4 Our infrastructure includes Council services that plan, manage, maintain and renew our community infrastructure and transport networks

**Delivery Program Principal Activities**

4.2 Manage and plan for affordable infrastructure to meet current and future needs.

**FINANCIAL AND RESOURCES IMPLICATIONS:**

Costs and Benefits as per Council report dated 24 October 2019:

**Costs and Benefits:**

The operating cost for this financial year is \$162,000. The current building rental cost is \$9,600 per year.

Whole of Life Costs for the building have been estimated as;

- Remaining Useful Life: 20 years (Rob Pickett)
- Operations: \$2,000
- Maintenance: \$12,000
- Total Fair Value: \$253,000
- Annual Depreciation (assume life cycle 60 years): \$4,220

Overheads of electricity, maintenance of building, yards and gardens, and rates are part of Council's cost to operate an education and care service in this building. Acquisition of the building will reduce rental costs, with a proposed allocation of this money towards maintaining the building each year.

Note: Council also resolved in October 2019 to allocate \$25,000 to address the compliance issues identified in the Building Compliance report of August 2019.

**POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

Chapter 6 of the *Local Government Act 1993* No. 30, Part 2, Part 2 Division 1 Subsection 31- 2B states:

(2B) While the land remains unclassified—

- (a) the land may not be used for any purpose other than that for which it was being used immediately before it was acquired, and
- (b) the council may not dispose of any interest in the land.

**RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

	<b>RISK CATEGORY</b>	<b>RISK/REWARD DESCRIPTION</b>	<b>COST/RISK</b>
Environmental & Public Health	Building Compliance and Public Health	Building assessment undertaken in August 2019 (Rob Pickett Design). The report identified a number of building compliance issues with the property which related to the building not being fully sealed and accessibility issues (Compliance with the Disability and Discrimination Act). Asbestos Survey Report by Robson Environmental undertaken in December 2022 identified minor asbestos contamination in the building behind the electrical switchboard.	
Financial	Provide infrastructure and employment in the region	Cost of undertaking the required Building improvement works to the existing building to make it fit for purpose as a childcare facility. Building	

	<b>RISK CATEGORY</b>	<b>RISK/REWARD DESCRIPTION</b>	<b>COST/RISK</b>
		works identified in the August 2019 (Rob Pickett Design - Building Compliance Report and the works identified in the Asbestos Survey Report by Robson Environmental undertaken in December 2022.	
People	Provision of a preschool provided social opportunities for children and families	Nil	
Service Delivery	Provision of a preschool provided social opportunities for children and families	Nil	

**OPTIONS:**

1. Classify the land as operational and proceed with the land use option to provide maximum return for Council. (preferred option)
2. Classify the land as community noting special restrictions and limiting land use options identified.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

As per *Local Government Act 1993* No. 30, public exhibition is not required unless the land is re-classified and the LEP amended.

**ATTACHMENTS**

Nil.

## **10.4. CLASSIFY LAND PURCHASED - LOT 7 DP 255952 - SNOWY MOUNTAINS HIGHWAY, TUMUT PLAINS**

**REPORT AUTHOR: PROPERTY AND ROADS PARTNER**

**RESPONSIBLE DIRECTOR: DIRECTOR INFRASTRUCTURE & WORKS**

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### **EXECUTIVE SUMMARY:**

Council is responsible for managing a substantial portfolio of land across the Local Government area this includes ensuring land is appropriately classified as either 'community' or 'operational' land.

This report seeks the approval of Council to proceed with the classification of Lot 7 DP 255952, Snowy Mountains Highway, Tumut Plains as operational land.

### **RECOMMENDATION:**

#### **THAT COUNCIL:**

- 1. Classify Land Purchased - Lot 7 DP 255952, Snowy Mountains Highway, Tumut Plains as Operational Land.**

### **BACKGROUND:**

At Council meeting dated 15 September 2022 Council resolved the following:

#### **11.1. SNOWY MOUNTAINS HIGHWAY LAND PURCHASE FOR TUMUT PLAINS RFS BRIGADE SHED**

##### **M264/22 RESOLVED:**

##### **THAT COUNCIL:**

1. Authorise the Interim General Manager to write to Transport for New South Wales, accepting the proposal to purchase lot 7 DP255952 for the construction of a Rural Fire Service Brigade Shed for a value of \$20,000.00 to be funded through consolidated revenue of recent land purchases;
2. Authorise the General Manager to sign all documents associated with the purchase of lot 7 DP255952; and
3. Authorise the General Manager to affix the Council Seal to all relevant documents involved in the land purchase of lot 7 DP255952.

Cr John Larter/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

Chapter 6 Part 2 Division 1 of the "*Local Government Act 1993*" No. 30 states that all public land must be classified as either 'Community' or 'Operational'.

Community land is owned by Council and is used by the general public for purposes such as public parks, natural areas, passive recreation activities and cultural or heritage sites. By law the Council must prepare a plan of management that sets out how the public land will be used. Community land is intended for public access and use due to special features being of significance to the community. Community land is subject to special restrictions, including that the land cannot be leased, licenced or used for any other estate granted purpose for a period greater than 21 years. In addition the sale of Community land is prohibited.

Operational land has no special restrictions other than those that may apply to any piece of land under Councils LEP. Operational land would ordinarily comprise of land held for the purposes of development, use as a Community or Council facility and or as an investment property. Operational Land is land used

for the day to day functions of a Council and may not be open to the general public such as Works Depots or land used for Council Operations.

For land acquired after 1 July 1993, Chapter 6 Part 2 Division 1 Subsection 31 of the "Local Government Act 1993" No. 30 states that Council may resolve that land be classified as Community or Operational before acquiring, or within 3 months after it acquires land, after which point if the land remains unclassified it is taken to have been classified as community.

The land (Lot 7 DP 255952) being purchased from Transport for NSW has not previously been classified.

Note: Council has not yet formally received the property. This will occur by September 2023. The process to classify the land as Operational Land can happen in parallel or within 3 months after purchase to complete.

**REPORT:**

Following the purchase of Lot 7 DP 255952, Council intends to use the land for the purpose of a Rural Fire Service Brigade Shed. Subsequently, it is in Councils' interest to resolve to classify the land as operational to ensure land use restrictions imposed on community categorised land do not limit the available land use options.

In summation, the classification of Lot 7 DP 255952 on Snowy Mountains Highway, Tumut Plains will enable Council to sell or develop the land in alignment with the original 15 September 2022 resolution to purchase the land.





**LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:****Integrated Planning and Reporting Framework:****Community Strategic Plan Theme**

Theme 4 - Our Infrastructure

**Community Strategic Plan Strategic Objectives**

CSP4 Our infrastructure includes Council services that plan, manage, maintain and renew our community infrastructure and transport networks

**Delivery Program Principal Activities**

4.2 Manage and plan for affordable infrastructure to meet current and future community needs

**FINANCIAL AND RESOURCES IMPLICATIONS:**

The land cost Council \$20,000 with a deposit of \$2,000 paid to Solicitors Trust Fund on 2 May 2023. The cost to undertake the classification of the land as "Operational" is nil.

As per *Local Government Act 1993* No. 30:

**27 How are the classifications made?**

- (1) The classification or reclassification of public land may be made by a local environmental plan.
- (2) The classification or reclassification of public land may also be made by a resolution of the council under section 31, 32 or 33.

**POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

The subdivision is a permissible activity, and the lot size is compliant with the minimum allotment size outlined in the Local Environmental Plan (LEP).

**RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

By leaving the land in its current classification, it defaults to "Community Land", reducing the benefit the land can bring to Council for its intended purpose when purchased from Transport for NSW, which is to construct a Rural Fire Service Shed on the site. The purpose will assist the Rural Fire Service, Council and the Community in fighting future bushfires in the area which have the potential to cause death and injury to people as well as significant loss of property and livestock. If the land is left as "Community Land" as previously mentioned in this report, then the land is subject to special restrictions, including that the land not be lease, licenced, developed or used for any other operational purpose of Council for a period greater than 21 years. In addition, land classified as Community land is prohibited to be sold.

Conversely, Operational land has no special restrictions other than those that may apply to any piece of land under Councils LEP. The intended purpose to build a Rural Fires Service Shed on the site when it is classified as "Operational Land" is permissible under Councils current LEP.

**OPTIONS:**

1. Classify the land as operational and proceed with the land use option to provide maximum return for Council's investment per 15 September 2022 resolution. (preferred option)
2. Classify the land as community noting special restrictions and limiting land use options identified in September 2022 resolution.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

As per *Local Government Act 1993* No.30, public exhibition is not required unless the land is re-classified and the LEP amended.

**ATTACHMENTS**

Nil

## **10.5. DRAFT TUMUT TOWN CENTRE TRAFFIC AND PARKING STUDY 2023 - FOR ADOPTION**

**REPORT AUTHOR: COORINATOR GROWTH AND DEVELOPMENT**

**RESPONSIBLE OFFICER: GENERAL MANAGER**

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### **EXECUTIVE SUMMARY:**

The Tumut Town Centre Traffic and Parking Study 2023 was prepared in response to a key recommendation of the Snowy Valleys Local Strategic Planning Statement (LSPS) adopted in 2019. The study aims to promote accessibility and amenity in the central business district leading to increased activity in the commercial precinct. The draft study will also provide an underpinning strategic policy statement for the preparation of a town centre masterplan in 2024.

Council's consultant Stantec has prepared the study on behalf of Council and has made a number of recommendations which will support the overall objectives of the project. This report seeks to consider the submissions received following formal exhibition of the draft plan in accordance with Council's standing resolution and recommends that the draft study be adopted.

### **RECOMMENDATION:**

#### **THAT COUNCIL:**

- 1. Adopt the Draft Tumut Town Centre Traffic and Parking Study 2023.**

### **BACKGROUND:**

The Tumut Town Centre Traffic and Parking Study was identified within the Snowy Valleys Local Strategic Planning Statements (LSPS) as a key input study to assist in the preparation of a masterplan for the Tumut Town Centre in 2024/2025. The objectives of the study included improving accessibility and amenity with the view to increasing activity within and the viability of the town centre areas.

Council considered the draft plan at the Ordinary General Meeting of the Council on the 20 April 2023, where it was resolved under minute number *M61/2023*:

*THAT Council:*

- 1. Endorse the Draft Tumut Town Centre Traffic and Parking Study 2023 for public exhibition for a period of no less than 28 days;*
- 2. Note if submissions are received during the exhibition period, a further report will be provided to council; and*
- 3. Adopt the Draft Tumut Town Centre Traffic and Parking Study 2023 if no submissions are received on the day after the completion of the public exhibition period.*

The exhibition of the draft study was carried out in accordance with the resolution of the Council.

### **REPORT:**

Council exhibited the Draft Tumut Town Centre Traffic and Parking Study between 16th May 2023 and 14th June 2023 on its corporate website via the 'have your say' page. A number of advertisements were also placed in the Tumut and Adelong Times promoting the exhibition period.

In response to the exhibition period, Council received two (2) submissions which have been summarised below.

**Submission Summary**

<b>Summary of Submission</b>	<b>Council's Response</b>
Concerns in relation to the transport objectives of the report, appear to be city based. Parking efficiency would improve in the CBD if parking limits were enforced.	Comments noted.  The objectives of the report are based on the project brief and the design area within the Tumut Central Business District Area.  Council currently has programmed parking enforcement which occurs in the CBD areas to enforce timed parking and restricted parking areas.
Concerns, there is no public transport available in Tumut.	Comments noted.  It has been identified in the report that the only public transport in Tumut is coach services that connect to the country rail network.
Trying to encourage cycle use within Tumut town does have its merits but also has limits.	Comments noted.  The report aims at encouraging alternate transport options including cycling that is popular within the Snowy Valleys Local Government Area. It is identified that there is no available cycling paths within the CBD area however the report recommends that further investigations be undertaken relating to cycle pathways.  There is cycling crossing signs found in the CBD area.
Signs discouraging bicycle riding in the CBD were installed for safety reasons.	Comments noted.  The report recommends that further investigation be undertaken into the options of how bicycles can be introduced into the study area safely with other road users.
Concerns at the intersection of Merivale/Russell streets for both pedestrians and motor vehicles. Site lines are obstructed due to parked vehicles.	Comments noted.  The report has made recommendations with respect to adjustments to safety signage and parking restrictions in this location.
Concerns students stay inside the school grounds until buses arrive for safety reasons. A bus shelter would be better installed in the school grounds.	The report addressed the need to install a bus shelter, the matter of the location of the shelter is a matter between Council and the Department of Education. Council will provide advocacy around such improvements.
Converting angle parking to parallel parking reduces the number of parking spaces.	Comments noted.  A comprehensive assessment has been undertaken by the professional engaged by Council.
Concerns in relation to community engagement of the study only reaching some members of the community.	Comments noted.  A communications strategy was developed with Council's communications and engagement team which included a website presence, targeted respondents, contact with local user groups and the Tumut Chamber of Commerce. Council also

Summary of Submission	Council's Response
	utilised pin board advertisements around Council buildings and also advertisements in the local newspapers.
Concerns in relation to accessible parking, this may also be a parking compliance issue.	Comments noted. Council has undertaken a number of proactive compliance and enforcement campaigns since the issue was first raised during the consultation process with no issues identified with respect to parking compliance in disability parking spaces. Council will continue to monitor parking compliance.
Concerns in regards to Wynyard & Fitzroy Street intersection has been problematic since the main street upgrade. Any works on this intersection will require consultation and approval from Roads & Maritime Services as previously investigated.	Comments noted. As the intersection is a classified road under the Roads Act 1993, Transport for New South Wales would need to undertake the necessary investigations and improvement works in this location. Council could provide advocacy to achieve the overall recommendations of the plan. It is agreed that improvement works are required in this location to improve traffic flow and pedestrian safety.
Concerns in relation to long vehicle parking in Fitzroy Street in close to proximity to Woolworths.	Comments noted. A comprehensive investigation has been undertaken by the Traffic Engineer which has identified that Fitzroy Street, Tumut is the most appropriate location for long vehicle parking on the Eastern side given the width of the road in this location and the distance between driveway crossings. The findings are addressed in section 7.6.3 of this report.
Concerns expressed in regards to Council owned carparking, all other carparks are privately owned .	Comments noted. Council owns public carparks to provide for appropriate parking opportunities for users of the commercial precinct. Private car parks have been required in various locations as part of a development consent requirement.
Concerns expressed in regards to permitting cycling on the footpaths in the town centre as this creates safety hazards for pedestrians.	Comments noted. The report recommends that further investigations be undertaken with respect to cycling in the central business district area. All options including safety will be explored as part of such investigation.
As there are limited motorcycle parking spaces in the study area, only two in front of the news agency which are not sign posted, the majority of motorcycle groups are considerate and do not utilize one car parking space per vehicle.	Comments noted. Additional motorcycle parking opportunities will be explored as part of the sign post changes in the CBD area.
Public transport options are definitely limited in Tumut. The two main options are taxi or community transport which is only available to a	Comments noted.

Summary of Submission	Council's Response
limited few. It would be great to have a free/ subsidised shuttle bus service but the current state of Council's finance does not give this option.	Subsidised shuttle buses are outside of the scope of the study being considered.
Concerns in regards to Long vehicle parking, cars for caravans, trailers or ski boats. In the draft report, in Fuller Street South car park.  Fuller street is and has always been very narrow, suggested it become One Way.	Comments noted.  The report has made recommendations under section 7.6.3 with regards to use of this public carpark. With one entrance and egress to the carpark it is difficult to separate.

## LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

### Integrated Planning and Reporting Framework:

#### Community Strategic Plan Theme

Theme 4 - Our Infrastructure

#### Community Strategic Plan Strategic Objectives

CSP4 Our infrastructure includes Council services that plan, manage, maintain and renew our community infrastructure and transport networks

#### Delivery Program Principal Activities

4.1 Plan and provide sustainable transport infrastructure, including footpaths, walking tracks and cycleways

4.2 Manage and plan for affordable infrastructure to meet current and future community needs

## FINANCIAL AND RESOURCES IMPLICATIONS:

A budget of \$60,000 ex GST was allocated for the preparation of the draft Tumut Town Centre Traffic and Parking Study in the 2021/22 financial year period. A number of variations have been approved as part of the project through the project management framework including an extension to the time period of the fieldwork data and also an additional Councillor workshop outside of the original project brief.

The initial cost of the project was \$54,520 Ex GST with variations totalling \$6,690 Ex GST. The total cost of the project to date is \$61,210 Ex GST.

## POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Council's Local Strategic Planning Statement (LSPS) 2019 is mandated under the *Environmental Planning and Assessment Act 1979*. The Draft Tumut Town Centre Traffic and Parking Study 2023 is a key recommendation of the LSPS which will provide a strategic basis for a Tumut Masterplan 2024.

## RISK MANAGEMENT / COST BENEFIT ANALYSIS:

The preparation of the draft plan will assist Council in both achieving the recommendations as set out in the Local Strategic Planning Statements (LSPS) complying with it's obligations under the *Environmental Planning and Assessment Act 1979* and also enabling greater accessibility and amenity leading to increased viability in the central business district area.

RISK CATEGORY	RISK/REWARD DESCRIPTION	COST/RISK	BENEFIT/ REWARD
Legal	Compliance with recommendations under the LSPS 2019, complying with the requirements of the <i>Environmental Planning and Assessment Act 1979</i> .	The study will have a financial impact of \$61,620 to complete. The risks in not completing the study include not complying with Council's statutory obligations to complete the statement's recommendations within its identified timeframes.	Statutory Compliance / Increased accessibility and amenity in the Tumut CBD areas.

**OPTIONS:**

OPTION 1: THAT Council adopt the Draft Tumut Town Centre Traffic and Parking Study 2023.

OPTION 2: THAT Council not adopt the Draft Tumut Town Centre Traffic and Parking Study 2023.

**Option 1 is recommended.**

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

Community engagement surrounding the proposal has been outlined in the consultation section of the report.

**ATTACHMENTS**

1. Draft Tumut Town Centre Traffic and Parking Study (under separate cover)

**10.6. DISSOLUTION OF TUMUT SALEYARDS COMMITTEE****REPORT AUTHOR: PROPERTY & ROADS PARTNER****RESPONSIBLE DIRECTOR: DIRECTOR INFRASTRUCTURE & WORKS**

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**EXECUTIVE SUMMARY:**

The purpose of this report is to recommend that the Tumut Saleyards Committee be dissolved as of 20 July 2023 and that the new incorporated entity, which has been named the 'Tumut Regional Associated Agents Incorporated', be acknowledged as the new body responsible for the management of the Tumut Saleyards.

**RECOMMENDATION:****THAT COUNCIL:**

- 1. Dissolve the Tumut Saleyard Committee as of 20 July 2023 acknowledging the new entity 'Tumut Regional Associated Agents Incorporated' in any future dealings with Council.**
- 2. Acknowledge the efforts of current and previous committee members and volunteers and thank them for their contribution to the local community and Snowy Valleys Council.**
- 3. Write to the Tumut Saleyards Committee advising them of the resolution of Council to dissolve the Committee as of 20 July 2023.**

**BACKGROUND:**

The purpose of the committee was to manage the facility known as the Tumut Saleyards for Tumut and the surrounding region. The Saleyards are leased by the committee to assist with ongoing management and maintenance costs.

The Tumut Saleyards are located on Council owned freehold land.

**REPORT:**

At the Saleyards Committee meeting held on 9 March 2020, the committee resolved to proceed with an Incorporated Agreement and Licence to operate the Saleyards and that delegation be given to the Chief Executive Officer (now General Manager) of Council to negotiate and execute the rules of the Tumut Associated Agents Agreement. This was reported at Council Meeting dated 16 April 2020 Council resolution M84/20 whereby Council resolved to adopt Resolution 3a & 3b as per below:



**11.4 MINUTES - TUMUT SALEYARDS COMMITTEE MEETING - 9 MARCH 2020****M84/20 RESOLVED:  
THAT COUNCIL:**

1. Receive the report on the Tumut Saleyard Committee Meeting from the Executive Director Infrastructure
2. Note the Minutes of the Tumut Saleyard Committee Meeting held on 9 March 2020
3. Adopt the following recommendations from the minutes:
  - a. cease all previous third party agreements/arrangements relating to the operation of the Tumut saleyards
  - b. delegate the Chief Executive Officer to negotiate and execute the Rules of the Tumut Associated Agents Incorporated Agreement and the Licence Deed Agreement to operate the Tumut Saleyards for a period of 5 years with a 5 year option

Cr Bruce Wright/Cr Andrianna Benjamin

**CARRIED UNANIMOUSLY**

It must be noted that Council has also now received proof of Incorporation. Refer to attachment No 1 - 20220419 - Tumut Regional Associated Agents Incorporated - Certificate

At the 19 November 2020 meeting Council resolved the Future Direction of Council Committees with Tumut Saleyards included as part of that resolution. Refer to table below - refer to 3rd last committee in the table which notes "Tumut Sale Yards" to be dissolved as per previous resolution M84/20 - 16/4/2020.

Tumut Saleyards	To be dissolved as per previous resolution M84/20 16/04/2020	Nil Changes
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#### 10.5 FUTURE DIRECTION OF COUNCIL COMMITTEES

##### M270/20 RESOLVED: THAT COUNCIL:

1. Receive the report on the Future Direction of Council Committees;
2. Endorse the revised Council Committees Policy SVC-GOV-PO-109-01 for public exhibition for a further 56 days;
3. Endorse the revised Council Committees Operations Manual SVC-GOV-Gdl-028-01 for public exhibition for a further 56 days;
4. Endorse the Committee Check List SVC-GOV-F-188-01 for public exhibition for 56 days;
5. Endorse the External Grant Funding Notification Form SVC-GOV-F-189-01.
6. Endorse the future direction for Council Committees as per the following table:

Committees	Recommendation
Batlow Development League	To dissolve by June 2021
Camp Hudson Management	To dissolve by June 2021
Christmas in Tumut	To dissolve by June 2021
Festival of Falling Leaf	To dissolve by June 2021
Khancoban United Volunteers Association	To dissolve by June 2021
Rock the Turf	To dissolve by June 2021
Rosewood Community Shed	To dissolve by June 2021
Talbingo Progress Association	To dissolve by June 2021
Tumut District Community Transport	To dissolve by June 2021
Tumbarumba Historical Society	To dissolve by June 2021
Children's Committee	To dissolve by June 2021
Friends of Stockwell Gardens	To dissolve by June 2021 and establish as a volunteer group
Tumbarumba Friends of the Library	To dissolve by June 2021 and establish as a volunteer group
Disability Inclusion Access Reference Group	To remain an Advisory Committee with the dissolution of the sub-committee Community Welfare Committee
Glenroy Heritage Reserve	To remain a Community Committee with the dissolution of the sub-committee Pioneer Women's Hut
Tumbarumba RSL Memorial Hall	To convert to an Advisory Committee

Minutes of the Meeting of the Snowy Valleys Council held in the Via Video Link on Thursday, 19 November 2020

Mayor

Chief Executive Officer

Adelong Showground	To remain a Community committee
Tooma Recreation Reserve	To remain a Community committee
Aboriginal Liaison	To remain an Advisory Committee
Audit Risk and Improvement	To remain an Advisory Committee
Australia Day	To remain an Advisory Committee
Chief Executive Review	To remain an Advisory Committee
Tumut Aerodrome	To remain an Advisory Committee
Youth Council – Tumut and Tumbarumba	To remain an Advisory Committee
Tumut Saleyards	To be dissolved as per previous resolution M84/20 16/04/2020
Regional Health Services	To be dissolved as per resolution M266/18 27/09/2018
Climate Change Adaptation	To be established as per resolution M223/20 17/09/2020

7. Note the extensive support offered by Council to facilitate the transition to alternative governance and operational models for those committees to be dissolved.
8. Workshop the matter about the addition of a Tumut Wetlands/Riverwalk Committee providing detail around the possible governance arrangements that are available to Council and consistent with our current governance framework and assess whether a further report be provided to Council.

Cr Cor Smit/Cr Julia Ham

For	Division	Against
Cr Cross		Cr Benjamin
Cr Ham		
Cr Hayes		
Cr Isselmann		
Cr Larter		
Cr Pritchard		
Cr Smit		
Cr Wright		

8/1

**CARRIED**

Minutes of the Meeting of the Snowy Valleys Council held in the Via Video Link on Thursday 19 November 2020

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chief Executive Officer

**LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

**Integrated Planning and Reporting Framework:**

**Community Strategic Plan Theme**

Theme 2 - Our Economy

**Community Strategic Plan Strategic Objectives**

CSP2 Our diverse economy supports community longevity, vibrancy and a sustainable future

**Delivery Program Principal Activities**

2.4 Attract and support local business and industry

**FINANCIAL AND RESOURCES IMPLICATIONS:**

The recommendation to dissolve the Tumut Saleyards Committee and establish a new incorporated entity (The 'Tumut Regional Associated Agents Incorporated') is in alignment with the development and implementation of the new committee framework adopted by Council in November 2020. This framework was designed to improve how Council manages risk and operational efficiencies around committees. There are efficiency gains in staff resources when the Council reduces the number of committees to be managed by Council in situations where it is appropriate to do so.

The Tumut Saleyards traditionally has provided Council with a nominal income of \$11,000 and \$14,000 per annum. Under the new Tumut Associated Agents Incorporated Agreement and Licence this nominal annual income will remain the same and is derived in the Snowy Valleys Council fees and charges.

The last step of this process is to dissolve the Committee.

**POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

*Local Government Act NSW 1993*

**RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

With Tumut Saleyards Committee becoming an incorporated body, the Tumut Saleyards will run more smoothly with a more accurate record on stock moving through the Saleyards.

**OPTIONS:**

1. Adopt as per recommendations set out in this report.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

Consultation has been held with the Tumut Saleyards Committee members and they have been fully engaged with Council in the process for dissolution. They have now been formally re-established as "Tumut Regional Associated Agents Incorporated" as at 19 April 2022. After extensive negotiations an agreement dated 21 March 2023 has been entered into with "Tumut Regional Associated Agents Incorporated" for the management of the Tumut Saleyards.

**ATTACHMENTS**

1. 20220419 - Tumut Regional Associated Agents Incorporated - Certificate (Under separate cover)
2. Confidential - ECM 3229964 - 20230321 - Signed License Agreement - Tumut Saleyards - Tumut Regional Associated Agents Inc (Under separate cover)

## 11. MINUTES OF COMMITTEE MEETINGS

### 11.1. MINUTES - DISABILITY INCLUSION ACCESS REFERENCE GROUP - 29 JUNE 2023

**REPORT AUTHOR: COMMUNITY DEVELOPMENT OFFICER**

**RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE**

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#### **EXECUTIVE SUMMARY:**

The Disability Inclusion Action Reference Group (DIARG) is an advisory committee and reports to Council following each meeting.

This report seeks the adoption of the DIARG Minutes of 29 June 2023.

#### **RECOMMENDATION:**

##### **THAT COUNCIL:**

1. **Receive and Note the Minutes of the Disability Inclusion Action Reference Group held on 29 June 2023.**

#### **BACKGROUND:**

DIARG was formed through the Snowy Valleys Council Disability Inclusion Action Plan (DIAP). The DIAP is a legislated plan for Public Authorities under the *Disabilities Act 2014*. DIARG advise and support the achievement of the actions in the DIAP.

#### **REPORT:**

At the DIARG meeting held on 29 June 2023, key agenda items were discussed and details are included in the attached minutes. A summary of the agenda items and discussion points is as follows:

1. Pathway between Currawong Road to the Bull Paddock Tumut.
2. Disability Inclusion Action Plan (DIAP) - Year 1 Actions - Progress report.
3. Event and Grants Officer - Presentation - Accessible and inclusive events.
4. International Day of People with Disabilities - 3 December 2023.
5. Tumut Community Association advocating to have an accessible toilet installed between Tumut and Wagga.
6. No accessible toilets in the Rotary Pioneer Park available for the community to use.

In response to item 6 above, Council are not in a position to open the toilets to the public as this would pose a security risk to the facility. The new toilets at Rotary Pioneer Park will feature one accessible and one ambulant booth.

#### **LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**

##### **Integrated Planning and Reporting Framework:**

##### **Delivery Program and Operation Plan Strategic Directions**

Theme 1 - Our Community

Theme 4 - Our Infrastructure

##### **Community Strategic Plan Objectives**

CSP1 Our communities are connected and inclusive. Supported by services that nurture health, wellbeing and identity

**Delivery Program Principal Activities**

- 1.1 Provide services that support our community in all stages of life
- 4.1 Plan and provide sustainable transport infrastructure, including footpaths, walking tracks and cycleways
- 4.2 Manage and plan for affordable infrastructure to meet current and future community needs

**FINANCIAL AND RESOURCES IMPLICATIONS:**

The financial and resources implications of DIARG Committee are intangible and contribute to enhancing the welfare and social inclusion of people with disability in the Snowy Valleys Council local government area.

**POLICY, LEGAL AND STATUTORY IMPLICATIONS:**

The *Local Government Act 1993*, Section 375 - Minutes, requires Councils to keep full and accurate minutes of meetings.

In accordance with the *Disability Inclusion Act 2014*, Division 3 Disability Inclusion Action Plans, 12 Requirement for Disability Inclusion Action Plans. Council, a public authority must have a plan that sets out specific measures to include people with a disability.

**RISK MANAGEMENT / COST BENEFIT ANALYSIS:**

N/A

**OPTIONS:**

1. Council receives the report and adopt the minutes of the DIARG Committee without change.
2. Council receives the report and does not adopt the minutes of the Disability Inclusion Access reference Group Committee and consults with the Disability Inclusion Access Reference Group Committee as to the reasons.

**COUNCIL SEAL REQUIRED:**

No

**COMMUNITY ENGAGEMENT AND COMMUNICATION:**

N/A

**ATTACHMENTS**

1. Minutes - Disability Inclusion Access Reference Group - 29 June 2023 (under separate cover)

**12. CONFIDENTIAL**

Section 10D of the *Local Government Act 1993* provides that Council may close to the public that part of the meeting that deals with matters of a confidential nature. Section 10A(2) lists such matters.

The grounds on which a meeting is closed to the public must be specified in the decision to close the meeting and recorded in the minutes of the meeting.

**RECOMMENDATION:**

That Council move into Confidential to consider the matters listed in the confidential section of the agenda in accordance with Section 10A(2) of the *Local Government Act 1993* for the reasons specified:

**10.06 CONFIDENTIAL - DISSOLUTION OF TUMUT SALEYARDS COMMITTEE - ATTACHMENTS**

Item 10.6 Attachment 2 is confidential under the *Local Government Act 1993* Section 10A 2 (c) as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct), business, and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

**12.1 CONFIDENTIAL - ICT MANAGED SERVICES - REQUEST FOR QUOTATION 2023-03**

Item 12.1 is confidential under the *Local Government Act 1993* Section 10A (2)(d)(ii) as it relates to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council, and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

**12.2 CONFIDENTIAL - LEGAL MATTERS REPORT**

Item 12.2 is confidential under the *Local Government Act 1993* Section 10A (2) (b)(e)(g) as it relates to; the personal hardship of any resident or ratepayer; information that would, if disclosed, prejudice the maintenance of law; advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege, and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

**13. MEETING CLOSURE**