



ORDINARY MEETING

MINUTES

Thursday, 21 September 2023

THE MEETING WAS HELD AT 2:05 PM
IN THE COUNCIL CHAMBERS 76 CAPPER STREET TUMUT AND
VIA VIDEO LINK


Mayor


Interim General Manager



Thursday, 21 September 2023

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

2:00 PM


MINUTES

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[Signature]
Mayor

[Signature]
Interim General Manager

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Mayor



Interim General Manager

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

IN ATTENDANCE: Interim General Manager, Steven Pinnuck, Director Infrastructure & Works Duncan Mitchell, Director Community & Corporate Jessica Quilty, Manager Finance Parthiv Parekh, Manager Growth & Activation Nick Wilton

1. ACKNOWLEDGEMENT OF COUNTRY

An acknowledgement of the traditional custodians of the land was delivered by Cr Sam Hughes.

2. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE

Nil.

3. DECLARATIONS OF PECUNIARY INTEREST

Cr Livermore 10.3 declared a non-pecuniary/non-significant interest in relation to report 10.3 Community Grant Applications for 2023-24 due to being a member of one of the recipient organisations and will leave the meeting during discussion.

Director Community & Corporate declared a non-significant non-pecuniary interest in relation to report 10.2 DA 2023-0073 - Continuous Use of Completed Earthworks Lot 10 DP 703914 - 131-133 Herbert Street, Tumut due to neighbouring property and will leave the meeting during discussion.

4. CONFIRMATION OF MINUTES

4.1. MINUTES - ORDINARY COUNCIL - 17 AUGUST 2023

M165/23 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 17 August 2023 be received and confirmed as an accurate record.

Cr Trina Thomson/Cr Brent Livermore

CARRIED UNANIMOUSLY

9.1 ELECTION OF MAYOR AND DEPUTY MAYOR FOR THE PERIOD ENDING SEPTEMBER 2024

M166/23 RESOLVED:

A motion was moved and seconded that Item 9.1: Election of Mayor and Deputy Mayor for the Period Ending 14 September 2023 be brought forward to the first item of business.

Cr Julia Ham/Cr Johanna (Hansie) Armour

CARRIED UNANIMOUSLY


Mayor


Interim General Manager

The Interim General Manager as Returning Officer advised that 2 nominations have been received and submitted correctly for the position of Mayor, those being:

- Cr Ian Chaffey
- Cr James Hayes

There were no further nominations from the floor.

The Returning Officer called for a mover and seconder for Item 9.1: Election of Mayor and Deputy Mayor for the Period Ending 14 September 2023.

M167/23 RESOLVED:

THAT COUNCIL:

1. Receive and Invite nominations for the election of mayor and deputy mayor.
2. Proceed with the election of the mayor and deputy mayor, in the event of there being more than one candidate, by Ordinary ballot.
3. Conduct the election for mayor and deputy mayor in accordance with Schedule 7 of the Local Government (General) Regulation 2021.
4. Elect a mayor in accordance with Sections 225, 226, 227 and 230 of the *Local Government Act 1993* for a period ending 14 September 2024.
5. Elect a deputy mayor in accordance with Section 231 of the *Local Government Act 1993* for a period ending 14 September 2024.

Cr James Hayes/Cr John Larter

CARRIED UNANIMOUSLY

Ballot papers were circulated, completed and returned to the Returning Officer.

The Returning Officer advised the result for each of the nominated councillors, results being:

Cr Ian Chaffey - 7

Cr James Hayes - 2

The Returning Officer declared Cr Ian Chaffey as Mayor for the period 21 September 2023 to 14 September 2024.

The Interim General Manager as Returning Officer advised that 2 nominations have been received and submitted correctly for the position of Deputy Mayor, those being:


- Cr Trina Thomson
- Cr James Hayes

The Returning Officer called for voting for the position of Deputy Mayor, agreed to be for the same amount of time as for the position of Mayor, based on the 2 nominations received for the position with the Ordinary ballot results being:

Cr Trina Thomson - 6

Cr James Hayes - 3

The Returning Officer declared Cr Trina Thomson as Deputy Mayor for the period 21 September 2023 to 14 September 2024.


Mayor


Interim General Manager

5. CORRESPONDENCE/PETITIONS

Nil.

6. NOTICE OF MOTION/NOTICE OF RESCISSION

6.1. NOTICE OF MOTION - PUBLIC FORUM RECORDINGS

M168/23 RESOLVED:

THAT COUNCIL:

1. Make audio/visual recordings of Public Forums that are associated with and held prior to Ordinary or Extraordinary Meetings of Council.

Cr Johanna (Hansie) Armour/Cr Trina Thomson

CARRIED UNANIMOUSLY

M169/23 RESOLVED:

THAT COUNCIL:

1. Receive a report to the October meeting on proposed changes to the Code of Meeting Practice to facilitate audio/visual recordings of Public Forums that are associated with and held prior to Ordinary or Extraordinary Meetings of Council.

Cr Johanna (Hansie) Armour/Cr Trina Thomson

CARRIED UNANIMOUSLY

6.2. NOTICE OF MOTION - TRANSGRID - UNDERGROUNDING OF HUMELINK TRANSMISSION INFRASTRUCTURE

M170/23 RESOLVED:

THAT COUNCIL:

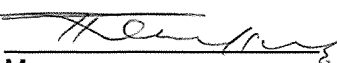
1. Collaborate with the National Parks Association to continue to lobby for undergrounding of all/part of the Humelink transmission infrastructure.
2. Show a united front and collaborate with other councils e.g. Yass Valley Council, Upper Lachlan Shire Council and Wagga Wagga City Council in preparing a combined submission to the newly announced select committee.

Cr Johanna (Hansie) Armour/Cr Trina Thomson

CARRIED UNANIMOUSLY

7. MAYORAL MINUTE

Nil.


Mayor


Interim General Manager

8. URGENT BUSINESS WITHOUT NOTICE

Nil.

9. GOVERNANCE AND FINANCIAL REPORTS

9.1. ELECTION OF MAYOR AND DEPUTY MAYOR FOR THE PERIOD ENDING SEPTEMBER 2024

(Item brought forward)

9.2. DETERMINATION OF THE NUMBER OF COUNCILLORS

M171/23 RESOLVED:

THAT COUNCIL:

1. Receive the report on Determination of the Number of Councillors for the term of office following the September 2024 elections from the Interim General Manager; and
2. In accordance with Section 224 (2) of the *Local Government Act 1993*, determine the number of Councillors to be unchanged, being nine (one of whom is the Mayor).

Cr Julia Ham/Cr Trina Thomson

CARRIED UNANIMOUSLY

9.3. 2023 REGIONS RISING NATIONAL SUMMIT 13-14 SEPTEMBER CANBERRA

M172/23 RESOLVED:

THAT COUNCIL:

1. Note the attendance of Cr Ham at the 2023 Regions Rising National Summit on 13-14 September in Canberra.

Cr John Larter/Cr Mick Ivill

CARRIED UNANIMOUSLY

9.4. RESCHEDULE - ORDINARY COUNCIL MEETING - OCTOBER 2023

M173/23 RESOLVED:

THAT COUNCIL:

1. Reschedule the Ordinary Council meeting held on Thursday 19 October 2023 to Tuesday 17 October 2023 commencing at 2pm.

Cr Trina Thomson/Cr Sam Hughes

CARRIED UNANIMOUSLY


Mayor


Interim General Manager

9.5. LONG TERM FINANCIAL PLAN 2023-2033 & REVENUE POLICY 2023-2024**MOTION:**

THAT COUNCIL:

1. Adopt the revised Revenue Policy;
2. Endorse the revised Long Term Financial Plan to be placed on public exhibition for a minimum period of 28 days;
3. Note if submissions are received during the exhibition, a further report will be provided to Council; and
4. Adopt the Long Term Financial Plan if no submissions are received on the day after the completion of the public exhibition period.

Cr Brent Livermore/Cr Julia Ham

M174/23 RESOLVED to move into Committee of the Whole

Cr Julia Ham/Cr Trina Thomson

CARRIED UNANIMOUSLY

M175/23 RESOLVED to move out of Committee of the Whole

Cr Julia Ham/Sam Hughes

CARRIED UNANIMOUSLY

M176/23 RESOLVED:

THAT COUNCIL:

1. Adopt the revised Revenue Policy;
2. Endorse the revised Long Term Financial Plan to be placed on public exhibition for a minimum period of 28 days;
3. Note if submissions are received during the exhibition, a further report will be provided to Council; and
4. Adopt the Long Term Financial Plan if no submissions are received on the day after the completion of the public exhibition period.


Cr Brent Livermore/Cr Julia Ham

CARRIED UNANIMOUSLY

9.6. REVIEW AND APPROVAL OF 2023-24 REVOTES**M177/23 RESOLVED:**

THAT COUNCIL:

1. Note that there are no carry-over projects for the council re-votes; and


Mayor
Interim General Manager

2. Note the projects commenced during 2022/23 and will be carried forward with a cost of \$2,340,375 for expenditure in 2023/24.

Cr James Hayes/Cr Mick Ivill

CARRIED UNANIMOUSLY

9.7. COUNCILLOR EXPENSES FOR THE SIX MONTHS PERIOD ENDING 30 JUNE 2023

M178/23 RESOLVED:

THAT COUNCIL:

1. Note the report on Councillor Expenses for the six months period ending 30 June 2023.

Cr Mick Ivill/Cr Julia Ham

CARRIED UNANIMOUSLY

9.8. STATEMENT OF INVESTMENTS - 31 AUGUST 2023

M179/23 RESOLVED:

THAT COUNCIL:

1. Note the report on Statement of Investments - 31 August 2023.

Cr John Larter/Cr Brent Livermore

CARRIED UNANIMOUSLY

10. MANAGEMENT REPORTS

10.1. DA 2023/0025 - PROPOSED TOURIST AND VISITOR ACCOMMODATION. 404 GOOBARRAGANDRA ROAD, GOOBARRAGANDRA

MOTION:

Defer report 10.1 until further clarification is obtained.

Cr James Hayes/Cr Trina Thomson

M180/23 RESOLVED to move into Committee of the Whole

Cr Trina Thomson/Cr Brent Livermore

CARRIED UNANIMOUSLY

M181/23 RESOLVED to move out of Committee of the Whole

Cr Julia Ham/Cr Sam Hughes

CARRIED UNANIMOUSLY

M182/23 RESOLVED:

THAT Council defer Development Application 2023/0025 Proposed Tourist and Visitor Accommodation at 404 Goobarragandra Road Goobarragandra pending additional information being received by the proponent including:

1. The disposal of waste-water onsite including confirmation of the maximum number of persons onsite at any one time;
2. Relating to the amount of water storage on the subject site and methods for potable treatment; any plans and documentation should include the size and location of any static storage for both potable and bushfire fighting reserve;
3. The flood susceptibility of the proposed viewing platform and potential impacts of flooding on the infrastructure;
4. Relating to an existing marquee erected on the land prior to the issue of any approval under the subject application;
5. Relating to the source of water for fire-fighting including whether this will be sourced from the river and if so, what licences will be obtained to permit such water extraction;
6. Proposed intended use of the subject development and if any uses are proposed beyond utilizing the development for the purposes of tourist and visitor accommodation;
7. Additional information on proposed uses of the site.

FOR: Cr Armour, Cr Chaffey, Cr Hayes, Cr Hughes, Cr Ivill, Cr Livermore, Cr Thomson

AGAINST: Cr Ham, Cr Larter

CARRIED

7/2

The Director Community & Corporate left the meeting at 3.22pm.

10.2. DA 2023-0073 - CONTINUOUS USE OF COMPLETED EARTHWORKS LOT 10 DP 703914 - 131-133 HERBERT STREET TUMUT**M183/23 RESOLVED:**

That Council determine the Development Application 2023/0073 being Lot 10 DP 703914 131-133 Herbert Street Tumut by way of approval subject to draft conditions of consent as outlined in ATTACHMENT 3.

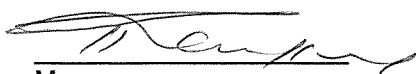
Cr Hayes/Cr Larter

For: Cr Armour, Cr Chaffey, Cr Ham, Cr Hayes, Cr Hughes, Cr Ivill, Cr Larter, Cr Livermore, Cr Thomson

CARRIED UNANIMOUSLY

The Director Community & Corporate returned to the meeting at 3.26pm.

Cr Livermore left the room at 3.26pm.


Mayor


Interim General Manager

10.3. COMMUNITY GRANT APPLICATIONS FOR 2023-24**M184/23 RESOLVED:**

THAT COUNCIL:


1. Endorse the Community Strengthening Grant projects recommended for funding, being:
 - a. Batlow Community and Cultural Association - \$4,453.00
 - b. Big Brothers Big Sisters Australia - \$3,000.00
 - c. Brungle Memorial Hall Committee - \$5,500.00
 - d. Brungle Tumut Local Aboriginal Land Council - \$2,000.00
 - e. Christmas in Tumut Inc - \$4,000.00
 - f. Courabyra Public Hall - \$1,900.00
 - g. Falling Leaf Festival - \$2,000.00
 - h. Gilmore Progress Association - \$4,000.00
 - i. Khancoban Country Club - \$4,500.00
 - j. Lacmalac Soldiers Memorial Hall - \$2,170.00
 - k. St Jude's Anglican Church Tumbarumba - \$3,500.00
 - l. Tumut and District Historical Society Inc - \$2,667.50
 - m. Tumut Art Society - \$3,018.00
 - n. Tumut Bridge Club - \$2,782.00
2. Endorse the Capital Sports and Recreation Grant projects recommended for funding, being:
 - a. Khancoban Tennis Club - \$1,280.00
 - b. Ngarigo Toomaroombah Kunama Namadgi - \$5,000.00
 - c. South West Slopes Sporting Field Archers - \$2,433.37
 - d. Tooma Cricket Club - \$8,000.00
 - e. Tumbarumba Equine Club - \$3,050.00
 - f. Tumbarumba Sports Academy Inc - \$4,000.00
 - g. Tumbarumba Touch Football Association - \$1,500.00
 - h. Tumut Basketball Association - \$4,700.00

Cr Trina Thomson/Cr Mick Ivill

CARRIED UNANIMOUSLY

Cr Armour left the meeting at 3.29pm and did not return.


Mayor


Interim General Manager

10.4. COMMITTEE MEMBERSHIP RECRUITMENT - APPLICATION APPROVAL - YOUTH COUNCIL COMMITTEE

M185/23 RESOLVED:

THAT COUNCIL:

1. Receive and Note the report.
2. Endorse five (5) new members as community representatives on the Youth Council Committee these being Jack Moxey, Atticus Blenkins, Thomas Miranda, Cameron Foley and Anna Stuart (Youth members) and one (1) adult facilitator/volunteer Brook Penfold.

Cr Trina Thomson/Cr Sam Hughes

*Cr Livermore returned to the meeting at 3.31pm.***CARRIED UNANIMOUSLY**

10.5. SALE OF PROPERTY - SNOW VIEW ESTATE TUMBARUMBA - STAGE 3

M186/23 RESOLVED:

THAT COUNCIL:

1. Authorise the sale of Snow View Estate Stage 3 lots as a staged release via public auction through Council's authorised Real Estate Agent;
2. Authorise the sale of the dwelling located at Snow View Estate Stage 2 - Lot 34 DP 1182360 by public auction;
3. Authorise that the funds from the sale of the dwelling located at Snow View Estate Stage 2, Lot 34 DP1182360 be allocated towards the construction of a display home on Lot 54DP 1182360;
4. Retain a single lot, currently identified as Lot 61 DP 1182360 to construct dual occupancy dwellings for Council's purposes;
5. Delegate authority to the General Manager to set the reserve price for the sale of the properties at public auction;
6. Delegate authority to the General Manager to negotiate and finalise the sale by private treaty should the property not sell at public auction;
7. Authorise the affixing of the of the Common Seal of Council to the transfer documents and any other documentation required to give effect to this resolution; and
8. Approve the revised project budget of an additional \$130,000.00 to facilitate an asphalt road finish to the internal roads in Snow View Estate Stage 3.

Cr Julia Ham/Cr Brent Livermore

CARRIED UNANIMOUSLY

10.6. CLASSIFY LAND ACQUIRED - Lot 7027 DP94611 - LAMBIE ST RESERVOIR TUMUT**M187/23:**

THAT COUNCIL:

1. Classify Land Acquired at Lambie Street Reservoir, Tumut being Lot 7027 DP 94611 as "Operational Land".

Cr Sam Hughes/Cr John Larter

CARRIED UNANIMOUSLY**10.7. KHANCOBAN VACANT LAND - 14 TYRELL STREET, KHANCOBAN (LOT 3 DP 1239992) REQUEST TO REPEAL RESOLUTION****M188/23 RESOLVED:**

THAT COUNCIL:


1. Repeal Resolution Item No. 2 of item 11.1 resolved on at Council Meeting dated 16 June 2022 for an easement for access over Lot 3 DP 1239992, in favour of Lot 2 DP 1088037 and Lot 2 DP 1239992.
2. Repeal Resolution Item No. 3 of item 11.1 resolved on at Council Meeting dated 16 June 2022 for development requirement to occur within 2 years;
3. Council place Lot 3 DP 1239992 on its property disposal register for sale at a future time via a public auction process;
4. Delegate authority to the Interim General Manager to set the price for the future sale of this property;
5. Council officers enter into negotiations with surrounding property owners of Lot 2 DP 108837 and Lot 1 and Lot 2 of DP 1239992 in relation to the easement of access track if this resolution is adopted by Council; and
6. Authorise the affixing of the Common Seal of Council to the transfer documents and any other documentation to give effect to this resolution.

Cr Julia Ham/Cr John Larter

CARRIED UNANIMOUSLY**10.8. DRAFT COMMUNITY AND RECREATIONAL FACILITIES MANAGEMENT POLICY - PUBLIC EXHIBITION****M189/23 RESOLVED:**

THAT COUNCIL:

1. Endorse the draft Community and Recreational Facilities Management Policy (SVC-ENG-PO-130-01) for public exhibition for a period of 28 days;
2. Note if submissions are received during the exhibition period, a further report will be provided to Council; and


Mayor
Interim General Manager

3. Adopts the Community and Recreational Facilities Management Policy if no submissions are received on the day after the completion of the public exhibition period.

Cr Julia Ham/Cr Trina Thomson

CARRIED UNANIMOUSLY

11. MINUTES OF COMMITTEE MEETINGS

11.1. MINUTES - AUDIT RISK AND IMPROVEMENT COMMITTEE - 23 AUGUST 2023

M190/23 RESOLVED:

THAT COUNCIL:

1. Note the Minutes of the Audit, Risk and Improvement Committee held on 23 August 2023.
2. Note the following recommendation/s from the minutes:
 - a. That the Audit Risk and Improvement Committee request detailed reports on the whole-of-life plans for waste facilities and quarries;
 - b. That Council formally approach the Rural Fire Service to request asset information required to satisfy financial reporting requirements of Council; and
 - c. That the Audit, Risk and Improvement Committee request a report to go to the Extraordinary meeting to discuss risk appetite of overdue audit recommendation actions.

Cr Julia Ham/Cr Brent Livermore

CARRIED UNANIMOUSLY

11.2. MINUTES - DISABILITY INCLUSION ACCESS REFERENCE GROUP COMMITTEE - 24 AUGUST 2023

M191/23 RESOLVED:

THAT COUNCIL:

1. Note the minutes of the Disability Inclusion Access Reference Group committee meeting held on 24 August 2023.

Cr Trina Thomson/Cr Sam Hughes

CARRIED UNANIMOUSLY

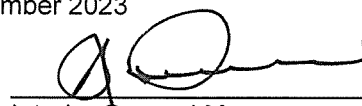
11.3. MINUTES - FIRST NATIONS LIAISON COMMITTEE - 16 AUGUST 2023

M192/23 RESOLVED:

THAT COUNCIL:

1. Receive and note the minutes of the First Nations Liaison Committee held on 16 August 2023;
2. Extend the delivery date of the Reflect Reconciliation Action Plan 2022-2023 to the 30th of June 2024; and


Mayor


Interim General Manager

3. Appoint Olivia Williams as a voting member of the First Nations Liaison Committee and notify applicant of the outcome.

Cr Sam Hughes/Cr Julia Ham

CARRIED UNANIMOUSLY

11.4. MINUTES - LOCAL TRAFFIC COMMITTEE - 23 AUGUST 2023

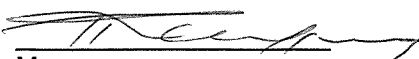
M193/23 RESOLVED:

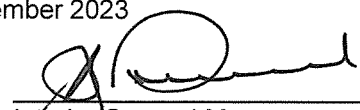
THAT COUNCIL:

1. Note the Minutes of the Local Traffic Committee held on Wednesday, 23 August 2023.
2. Adopt the following recommendations from the minutes:
 - a. Respond in writing indicating that driver and school education programs will be run to inform relevant users.
 - b. SPECIAL EVENT APPLICATION - ZONE 20 PONY CLUB
 1. Support the Special Event Application for the Zone 20 Pony Club event, subject to Council's standard conditions including the requirement for nomination of Council, Police and TfNSW as Interested Parties on the Certificate of Currency.
 - c. SPECIAL EVENT APPLICATION - TUMUT XMAS FAMILY FUN NIGHT
 1. Support the Special Event Application for the Tumut Xmas Family Fun Night event, subject to Council's standard conditions and the supply of signed forms for notification and updated Certificate of Currency.
 - d. SPECIAL EVENT APPLICATION - TUMUT CYCLE CLASSIC
 1. Support the special event application for the Tumut Cycle Classic event, subject to Council's standard conditions including updated Certificate of Currency 2. Council engage with TfNSW to ensure compliance with the TGS and ROL requirements.
 - e. SPECIAL EVENT APPLICATION - TUMBAFEST
 1. Support the Special Event Application for the Tumbafest event, subject to Council's standard conditions and updated Certificate of Currency.
 - f. SPECIAL EVENTS APPLICATION - INWARD BOUND
 1. Support the Special Event Application for the Inward Bound event, subject to Council's standard conditions.

Cr James Hayes/Cr Mick Ivill

CARRIED UNANIMOUSLY


Mayor


Interim General Manager

11.5. MINUTES - GLENROY HERITAGE RESERVE COMMITTEE - VARIOUS

M194/23 RESOLVED:

THAT COUNCIL:

1. Note the Minutes of the Glenroy Heritage Reserve Annual General Committee Meeting held on 5 November 2022;
2. Endorse the nominations of the following committee members:
 - a. President: Neil Christie,
 - b. President Elect: Bruce Wright
 - c. Treasurer: Stephen Weeks
 - d. Secretary Colleen McAuliffe
 - e. Committee Members: Anne Thoroughgood, Jamie Metcalf, Brenda Wigget;
3. Note the Minutes of the Glenroy Heritage Reserve Ordinary Meeting held on 5 November 2022;
4. Adopt the following recommendation/s from the minutes:
 - a. Glenroy Heritage Reserve Terms of Reference as endorsed by the committee;
5. Note the Minutes of the Glenroy Heritage Reserve held on 4 February 2023; and
6. Note the Minutes of the Glenroy Heritage Reserve held on 6 May 2023.

Cr Julia Ham/Cr Brent Livermore

CARRIED UNANIMOUSLY

12. CONFIDENTIAL

M195/23 RESOLVED:

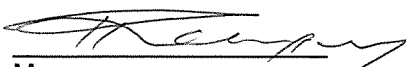
That Council move into Confidential to consider the matters listed in the confidential section of the agenda in accordance with Section 10A(2) of the *Local Government Act 1993* for the reasons specified:

12.1 CONFIDENTIAL - RFT 2023-04 - BRUNGLE CREEK BRIDGE No 3 REPLACEMENT

Item 12.1 is confidential under the *Local Government Act 1993* Section 10A (2)(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 - RFT 2023-05 - PANEL OF PREFERRED SUPPLIERS - SPECIALIST CONTRACTORS - TRAFFIC MANAGEMENT, GUARDRAIL, LINEMARKING, TREE AND CONCRETE SERVICES

Item 12.2 is confidential under the *Local Government Act 1993* Section 10A (2) (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.


Mayor


Interim General Manager

12.3 CONFIDENTIAL - RFT 2023-06 - PANEL OF PREFERRED SUPPLIERS - PLANT AND EQUIPMENT HIRE

Item 12.3 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.

Cr Trina Thomson /Cr Mick Ivill

CARRIED UNANIMOUSLY

12.1. CONFIDENTIAL - RFT 2023-04 BRUNGLE CREEK BRIDGE No 3 REPLACEMENT**M196/23 RESOLVED:**

THAT COUNCIL:

1. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender from NELMAC PTY LTD for the Design and Construction of Brungle Creek Bridge # 3, Wee Jasper Rd, Wyangle – Contract No SVC 2023/04, for the lump sum amount of \$458,250 including GST.
2. Authorise the Interim General Manager to enter a contract with NELMAC PTY LTD for the Design and Construction of Brungle Creek Bridge # 3, Wee Jasper Rd, Wyangle and
3. Once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by *Government Information (Public Access) Act 2009* - Part 3 Division 5 - Government Contracts with the Private Sector.
4. The Confidential Report relating to matters specified in Sections 10A(2)(d)(i) be treated as confidential and remain confidential until Council determines otherwise.
5. Write to the unsuccessful tenderers advising of the outcomes of the tender process.


Cr Mick Ivill/Cr John Larter

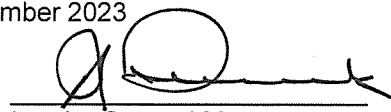
CARRIED UNANIMOUSLY

12.2. CONFIDENTIAL - RFT 2023-05 - PANEL OF PREFERRED SUPPLIERS - SPECIALIST CONTRACTORS - TRAFFIC MANAGEMENT GUARDRAIL LINEMARKING TREE AND CONCRETE SERVICES**M197/23 RESOLVED:**

THAT COUNCIL:

1. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2023/05 Panel of Preferred Suppliers – Specialist Contractors – Traffic Management, Guardrail, Linemarking, Tree and Concrete Services. Requests for quotes will be sought from this panel for any works to ensure the best value for money.


Mayor


Interim General Manager

Specialist Contractor Category	Successful Contractor names
Traffic Management	East Coast Traffic Solutions
	Riverina Traffic Services Pty Ltd
Installation and repair of Guardrail	R.B.K Pty Ltd
	Safety Barrier Solutions
Linemarking	Western Safety Barriers
	ACT Line Marking
	Capital Lines and Signs
Tree Services	North Eastern Roadmarkers
	Active Trees
	Bradsworth Tree Services & Contracting
	On the Mark Tree Services
Concrete Services	Riverina Tree Care
	Conex Group
	Form and Pour constructions
	JSC Pty Ltd

- Notes the above businesses will be engaged as a member of the panel from the 1 October 2023 – 30 September 2025. With the option to extend at each of the two subsequent years, to 31st October 2027
- Once Council has resolved to accept this tender, information relating to the successful tenderers be published in Council's Register of Contracts as required by Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts With Private Sector.
- The Confidential Report relating to matters specified in Sections 10A(2)(d)(i) be treated as confidential and remain confidential until Council determines otherwise.
- Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr John Larter/Cr Mick Ivill


CARRIED UNANIMOUSLY


12.3. CONFIDENTIAL - RFT 2023-06 - PANEL OF PREFERRED SUPPLIERS - PLANT AND EQUIPMENT HIRE

M198/23 RESOLVED:

THAT COUNCIL:

- Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2023/06 - *Panel of Preferred suppliers – Plant and Equipment Hire*. Requests for quotes will be sought from this panel for any works to ensure the best value for money.


Mayor


Interim General Manager

A-Plant Equipment	Grassit Pty Ltd TA Recs Group	R&L Withers Earthmoving
Altro Holdings Pty Ltd / t/a Orange Hire	Gundagai Construction Services Pty Ltd	Reka Services Pty Ltd
Aqua Assets	Henry's Excavations	Roadworx Group
Brennans Quarries	J & E McCallum Haulage	RDOP Pty Ltd
Brooks Hire Service	JB Tipper Hire Pty Ltd	Rollers Australia Pty Ltd
Cleanaway Waste Management Ltd	JS Miller & Sons	Rosmech Sales & Service
Coates Hire Operations Pty Ltd	Kelton Rentals	S&N Withers Excavations Pty Ltd
Conplant Pty Ltd	Kennards Hire Pty Ltd	Shore Hire
Fenworx Pty Ltd	Lentro Earthworks	Stabilco Pty Ltd
Form and Pour Constructions	Nigel Grant Contracting	TFH Hire Services Pty Ltd
G & T Webb Earthworks	P&M Hawkins Pty Ltd	Thomas Jamieson Contracting P/L
Gledhill's Earthmoving Pty Ltd	Pipe Management Australia	Thomas SP Robertson

- Notes the above businesses will be engaged as a member of the panel from the 1 October 2023 - 30 September 2025, with the option to extend at each of the two subsequent years, to 31 October 2027.
- Once Council has resolved to accept this tender, information relating to the successful tenderers be published in Council's Register of Contracts as required by Government Information (*Public Access*) Act 2009 - Part 3 Division 5 - Government Contracts with the Private Sector.
- The Confidential Report relating to matters specified in Sections 10A(2)(d)(i) be treated as confidential and remain confidential until Council determines otherwise.
- Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr Julia Ham/Cr Mick Ivill


CARRIED UNANIMOUSLY

12.4. CONFIDENTIAL - RFT 2023-07 - SPRAYED BITUMINOUS SURFACING-RESEALS

M199/23 RESOLVED:

THAT COUNCIL:

- Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender from DOWNER EDI WORKS PTY LTD for the 2023-2024 Sprayed Bituminous Surfacing (Reseal) Program, on Snowy Valleys Council Local Government Area and TfNSW Roads, as a schedule of rates contract(RFT No 2023-07)with the estimated spend for 2023-24 reseal being \$1,277,083.25 excluding GST.
- Authorise the Interim General Manager to enter a contract with DOWNER EDI WORKS PTY LTD for the Sprayed Bituminous Surfacing (Reseal) Contract 2023-2024 with the option to extend for a further 12 months at each of the two subsequent years to 31 October 2027. The exercising of these options under the contract is subject to funding being made available in Councils adopted Delivery program for the financial years beyond 2023-24.


Mayor


Interim General Manager

3. Once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by *Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts with Private Sector*.
4. The Confidential Report relating to matters specified in Sections 10A(2)(d)(i) be treated as confidential and remain confidential until Council determines otherwise.
5. Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr James Hayes/Cr Mick Ivill

CARRIED UNANIMOUSLY

M200/23 RESOLVED to move back into open council.

Cr John Larter/Cr Julia Ham

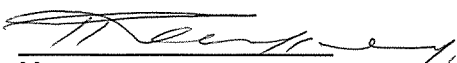
CARRIED UNANIMOUSLY

Cr Ivill left the meeting at 4.21pm and returned at 4.22pm.


The Interim General Manager provided a verbal report on the resolutions from the closed Confidential session.

13. MEETING CLOSURE

There being no further business to discuss, the meeting closed at 4.24pm.



Mayor



Interim General Manager