



SNOWY VALLEYS COUNCIL ORDINARY MEETING

AGENDA

Thursday, 12 December 2024

THE MEETING WILL BE HELD AT 2:00 PM
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

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. All public forums will be audio/visual recorded and live streamed as part of the Council meeting.
- 4.2** Public Forums may be held by audio-visual link.
- 4.3** 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 Council's website;

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



Thursday, 12 December 2024

Council Chambers 76 Capper Street Tumut and Via Video Link

2:00 PM

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1. PUBLIC FORUM

2. ACKNOWLEDGEMENT OF COUNTRY

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

3. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE

4. DECLARATIONS OF PECUNIARY INTEREST

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.

5. CONFIRMATION OF MINUTES

5.1. MINUTES - ORDINARY COUNCIL - 21 NOVEMBER 2024

RECOMMENDATION:

That the Minutes of the Ordinary Council Meeting held on 21 November 2024 be received and confirmed as an accurate record.

Attachment 1 - 20241121 - DRAFT Minutes - Ordinary Council



ORDINARY MEETING

MINUTES

Thursday, 21 November 2024

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

Mayor

Interim General Manager



Thursday, 21 November 2024

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

2:00 PM

MINUTES

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Mayor

Interim General Manager

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PRESENT: Mayor Julia Ham, Cr Grant Hardwick, Cr James Hayes, Cr Michael Inglis, Cr John Larter, Cr Hugh Packard, Cr David Sheldon, Cr Trina Thomson, Cr Andrew Wortes

IN ATTENDANCE: Interim General Manager Steven Pinnuck, Director Community & Corporate Jessica Quilty, Director Infrastructure & Works Duncan Mitchell, Executive Manager Growth & Development Nick Wilton, Chief Financial Officer Manna Doshii

1. PUBLIC FORUM

The following speakers addressed the Public Forum:

- Donna Martin and Dwayne Murray spoke for Item 11.2 Snowy Valleys Emergency Evacuation Centre and Multipurpose Facility Project General Update
- Grace Hooper and Emma Peacock spoke for Item 6.1 Petition Opposing the Proposed Location of the Proposed Multipurpose Centre at Richmond Park, Tumut
- John Williams spoke to Item 11.1 Adoption of Council Managed Crown Land Plan of Management

2. ACKNOWLEDGEMENT OF COUNTRY

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

3. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE

Nil.

4. DECLARATIONS OF PECUNIARY INTEREST

Cr Inglis declared a non-significant non-pecuniary interest in relation to report 13.1 'Confidential Mayoral Minute: Replacement of Interim General Manager', due to the Director Community & Corporate's family member once being a close personal friend and will choose to leave the room during discussion.

The Director Community & Corporate declared a non-pecuniary/significant interest in relation to report 8.3 Notice of Rescission - Sale of Council Freehold Request Land Lot 1 DP 1163661 Tumut - Crs Inglis, Sheldon and Hayes, due to family member being an interested party and will leave the room during discussion.

The Director Community & Corporate declared a non-pecuniary/significant interest in relation to report 13.2 Confidential - Legal Matters 131-133 Herbert Street Tumut due to subject site being a neighbouring property and will leave the room during discussion.

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Mayor

Interim General Manager

5. CONFIRMATION OF MINUTES

M242/24 RESOLVED:

THAT COUNCIL receive and confirm as an accurate record the following Minutes of Ordinary and Extraordinary meetings by exception:

- 5.1 Minutes - Extraordinary Council - 10 October 2024
- 5.2 Minutes - Ordinary Council - 17 October 2024
- 5.3 Minutes - Extraordinary Council - 31 October 2024
- 5.4 Minutes - Extraordinary Council - 7 November 2024

Cr Larter/Cr Sheldon

CARRIED UNANIMOUSLY

M243/24 RESOLVED to move Item 10.7 Presentation of 2023/24 Annual Financial Statements forward.

Cr Packard/Cr Sheldon

CARRIED UNANIMOUSLY

Mr Nicky Rajani (NSW Audit Office) addressed Council.

10.7. PRESENTATION OF 2023/24 ANNUAL FINANCIAL STATEMENTS

M244/24 RESOLVED:

THAT COUNCIL:

1. Note the report on the Presentation of the 2023/2024 Annual Financial Statements; and
2. Formally present the 2023/2024 Audited Financial Statements and Audit Reports to the public in accordance with Sections 418 and 419 of the *Local Government Act 1993*.

Cr Packard/Cr Wortes

CARRIED UNANIMOUSLY

M245/24 RESOLVED to move back to the order of business.

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY

6. CORRESPONDENCE/PETITIONS

6.1. PETITION OPPOSING THE PROPOSED LOCATION OF THE PROPOSED MULTIPURPOSE CENTRE AT RICHMOND PARK TUMUT

M246/24 RESOLVED:

THAT COUNCIL:

1. Receive the two petitions opposing the location of the proposed Snowy Valleys Emergency Evacuation Centre and Multipurpose Facility at Richmond Park, Tumut; and
2. Notify the chief petitioners of the upcoming opportunities for community participation in the project.

Cr Larter/Cr Sheldon

CARRIED UNANIMOUSLY

7. MAYORAL MINUTE

The Mayor spoke on the success of recent activities facilitated by Council and the community – the Bloom event; the Tumut Rotary Snowy Valleys Cycle Challenge; Tumbarumba Flower Festival; Jamming at Jingellic; Snowy Valleys Heros book launch; Weathering of the Dry. Letters will be sent to organisers congratulating them on their success.

Refer to Confidential Item 13.1 for the Mayoral Minute – Replacement of Interim General Manager.

8. NOTICE OF MOTION/NOTICE OF RESCISSION

8.1 NOTICE OF RESCISSION – MURRAY REGION FIRE PROTECTION GRANT – CRS HAM, PACKARD, SHELDON

MOTION:

THAT COUNCIL:

1. Rescind resolution number M213/24.

Cr Packard/Cr Wortes

M247/24 RESOLVED to move into Committee of the Whole.

Cr Larter/Cr Hayes

CARRIED UNANIMOUSLY

Cr Hayes left the meeting at 3.27pm and returned at 3.29pm.

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M248/24 RESOLVED to move out of Committee of the Whole.

Cr Wortes/Cr Hayes

CARRIED UNANIMOUSLY**M249/24 RESOLVED:**

THAT COUNCIL:

1. Rescind resolution number M213/24 that being:

M213/24 RESOLVED

THAT COUNCIL:

2. Not support the Tumut Aerodrome hangar application and seek Softwoods Working Group endorsement of Council's application to facilitate the acquisition of land for the future extension of the runway.

Cr Larter/Cr Packard

For: Cr Ham, Cr Hayes, Cr Hardwick, Cr Inglis, Cr Larter, Cr Packard, Cr Wortes**Against:** Cr Thomson, Cr Sheldon**7 / 2****CARRIED**

Cr Packard/Cr Wortes

For: Cr Ham, Cr Hardwick, Cr Hayes, Cr Packard, Cr Thomson, Cr Wortes

Against: Cr Inglis, Cr Larter, Cr Sheldon

CARRIED

6/3

M250/24 RESOLVED:

THAT COUNCIL:

1. Receive a further report on the funding opportunities under the Murray Region Fire Grant Program.

Cr Thomson/Cr Wortes

CARRIED UNANIMOUSLY

8.2 NOTICE OF RESCISSION – SECTION 7.11 DEVELOPMENT CONTRIBUTIONS UPDATE AND DRAFT SECTION 7.12 DEVELOPMENT CONTRIBUTIONS PLAN 2024 – CRS SHELDON, HAYES, LARTER

M251/24 RESOLVED:

THAT COUNCIL:

1. Rescind Resolution M221/24 parts 2, 3 and 4 only:

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Mayor_____
Interim General Manager

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2. Note that the current Section 7.11 Development Contribution Plans (Open Space) and (Roads), and Development Contributions - management, remain in force until the date of final adoption of the section 7.12 Development Contributions Plans at which date the plans will be repealed in accordance with clause 215 of the *Environmental Planning and Assessment Regulation 2021*; and
3. Allocate the following restricted funds from the Developer Contributions (General) to the following projects:
 - a. \$30,000 to the General Fund as a reimbursement for the Batlow Pool Accessibility Upgrades;
 - b. \$150,000 to the Bottlebrush Drive Tumut Recreational Space embellishment works and park upgrades and accessibility;
 - c. \$150,000 to the Rotary Pioneer Park, Tumut Recreational Space - Shade Infrastructure;
 - d. \$60,000 to the Tumut Riverwalk accessibility and directional signage in accordance with the Tracks and Trails Master Plan outcomes;
 - e. \$25,000 to the Tumut Town Centre Traffic Study 2023 Recommendations (Road and Pedestrian Safety);
 - f. \$7,500 to General Fund for Plan Administration of the section 7.12 Contributions Plan;
 - g. \$142,541 shall be allocated to the general fund for road projects identified under the Roads Contributions Plans; and
 - h. \$8,804.33 be transferred from the Section 7.11 Development Contributions Reserve to a Section 7.12 Development Contributions Reserve for allocation to projects identified in the plan.
4. Note that the designs for the capital works items listed in this report are brought back to council for design approval before being implemented.

Cr Thomson/Cr Packard

For: Cr Ham, Cr Hardwick, Cr Inglis, Cr Larter, Cr Packard, Cr Thomson**Against:** Cr Hayes, Cr Sheldon, Cr Wortes

6 / 3

CARRIED

Cr Sheldon/Cr Larter

For: Cr Packard, Cr Larter, Cr Hayes, Cr Inglis, Cr Hardwick, Cr Wortes, Cr Sheldon, Cr Ham**Against:** Cr Thomson**CARRIED**

8/1

M252/24 RESOLVED:

THAT COUNCIL:

1. Receive a further report to the February 2025 meeting, including all projects from the section 7.11 plan to enable the allocation of section 7.11 Developer Contributions (Open Space) and (Roads) and Developer Contributions - Management to be subject to further consideration.

Cr Packard/Cr Wortes

CARRIED UNANIMOUSLY

The Director Community & Corporate left the meeting at 3.52pm.

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Mayor_____
Interim General Manager

8.3 NOTICE OF RESCISSION – SALE OF COUNCIL FREEHOLD REQUEST LAND LOT 1 DP1163661 TUMUT – CRS INGLIS, SHELDON AND HAYES

MOTION:

THAT COUNCIL:

Rescind Resolution M209/24:

M209/24 RESOLVED:

THAT COUNCIL:

1. Authorise the sale of Council freehold land at Lot 1 DP 1163661 on Capper Street in Tumut through the process of a Public Expression of Interest and / or a public auction / private treaty process if no suitable Expressions of Interest are received;
2. Approve the addition of an easement for access to Council's Stormwater and Sewer Services as well as power lines located at the rear of the site - Lot 1 DP 1163661 at Capper Street - Tumut;
3. Acknowledge that the creation of the easement over Lot 1 DP 1163661 will only be undertaken subject to acceptance of the terms of sale being met including:
 - a. Council accepting a suitable offer for the sale of the land;
 - b. The sale price of the land is to be determined by an independent valuation based on the future land use zoning and not the current zoning of the land as well as the future permissible use of the land under Council's current Local Environmental Plan and Development Control Plan;
 - c. Compliance with the legislative framework for the sale of land contained within the 'Real Property Act 1900,' and the current NSW Registrar Generals - Land Registry Services Guidelines; and
 - d. The area of land (m2) to be sold and the required easement is to be confirmed in a land survey prepared by a registered land surveyor.
4. All adjoining property owners will be notified of the Public Expression of Interest process that Council is undertaking; and
5. A Report will be brought back to Council on the outcome of the Public Expression of Interest.

Cr Hayes/Cr Packard

CARRIED UNANIMOUSLY

Cr Inglis/Cr Sheldon

*Cr Sheldon left the meeting at 3.58pm and returned at 4.00pm**Cr Wortes left the meeting at 4.00pm and returned at 4.02pm.***M253/24 RESOLVED** to move into Committee of the Whole.

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY**M254/24 RESOLVED** to move out of Committee of the Whole.

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY

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M255/24 RESOLVED

THAT COUNCIL:

1. Rescind Resolution M209/24:

M209/24 RESOLVED:

THAT COUNCIL:

1. Authorise the sale of Council freehold land at Lot 1 DP 1163661 on Capper Street in Tumut through the process of a Public Expression of Interest and / or a public auction / private treaty process if no suitable Expressions of Interest are received;
2. Approve the addition of an easement for access to Council's Stormwater and Sewer Services as well as power lines located at the rear of the site - Lot 1 DP 1163661 at Capper Street - Tumut;
3. Acknowledge that the creation of the easement over Lot 1 DP 1163661 will only be undertaken subject to acceptance of the terms of sale being met including:
 - a. Council accepting a suitable offer for the sale of the land;
 - b. The sale price of the land is to be determined by an independent valuation based on the future land use zoning and not the current zoning of the land as well as the future permissible use of the land under Council's current Local Environmental Plan and Development Control Plan;
 - c. Compliance with the legislative framework for the sale of land contained within the 'Real Property Act 1900,' and the current NSW Registrar Generals - Land Registry Services Guidelines; and
 - d. The area of land (m2) to be sold and the required easement is to be confirmed in a land survey prepared by a registered land surveyor.
4. All adjoining property owners will be notified of the Public Expression of Interest process that Council is undertaking; and
5. A Report will be brought back to Council on the outcome of the Public Expression of Interest.

Cr Hayes/Cr Packard

CARRIED UNANIMOUSLY

Cr Inglis/Cr Sheldon

For: Cr Packard, Cr Hayes, Cr Larter, Cr Inglis, Cr Sheldon

Against: Cr Thomson, Cr Hardwick, Cr Wortes, Cr Ham

CARRIED

5/4

M256/24 RESOLVED:

THAT COUNCIL:

1. Endorse seeking Expressions of Interest for the sale and use of the site Lot 1 DP1163661;
2. Receive a further report on the outcome of Expressions of Interest; and
3. Receive a report on potential future uses of the site.

Cr Inglis/Cr Sheldon

CARRIED UNANIMOUSLY**M257/24 RESOLVED** that Council adjourn for a short break.

Cr Hardwick/Cr Packard

CARRIED UNANIMOUSLY

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Interim General Manager

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At this point, the time being 4.22pm, the meeting adjourned.

M258/24 RESOLVED to resume the meeting.

Cr Larter/Cr Wortes

CARRIED UNANIMOUSLY

At this point, the time being 4.29pm, the meeting resumed.

The Director Community & Corporate returned to the meeting at 4.29pm.

8.4 NOTICE OF MOTION – NEW ADVOCACY PLAN – CR JAMES HAYES

M259/24 RESOLVED:

THAT COUNCIL:

1. Urgently engage with peak community bodies to develop a new advocacy plan for Snowy Valleys Council.

Cr Hayes/Cr Hardwick

For: Cr Hayes, Cr Larter, Cr Inglis, Cr Hardwick, Cr Wortes, Cr Sheldon, Cr Ham

Against: Cr Thomson, Cr Packard

CARRIED

7/2

8.5 NOTICE OF MOTION – POTABLE WATER TO AIRPORT PRECINCT – CR JAMES HAYES

M260/24 RESOLVED:

THAT COUNCIL:

1. Investigate the options of supplying potable water to the airport precinct and beyond including investigating funding sources.

Cr Hayes/Cr Larter

CARRIED UNANIMOUSLY

9. URGENT BUSINESS WITHOUT NOTICE

Nil.

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Mayor

Interim General Manager

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10. GOVERNANCE AND FINANCIAL REPORTS

10.1. COUNCIL RESOLUTIONS ACTION REPORT

M261/24 RESOLVED:

THAT COUNCIL:

1. Note the report on the Council resolutions actions; and
2. Include the resolutions report within the business paper, rather than as an attachment.

Cr Thomson/Cr Packard

CARRIED UNANIMOUSLY

10.2. DE-AMALGAMATION UPDATE

M262/24 RESOLVED:

THAT COUNCIL:

1. Note the report on the De-amalgamation Update and consider all three recommendations separately.

Cr Hayes/Cr Sheldon

CARRIED UNANIMOUSLY

M263/24 RESOLVED:

2. Endorse the Snowy Valleys Council Financial Sustainability Plan

Cr Hayes/Cr Thomson

For: Cr Thomson, Cr Packard, Cr Hayes, Cr Hardwick, Cr Wortes, Cr Ham

Against: Cr Inglis, Cr Sheldon, Cr Larter

CARRIED

6/3

M264/24 RESOLVED:

3. 'In-Principal' support the implementation of Scenario 4 which includes the implementation of a Special Rating Variation of 32.4% (in addition to rate pegging) over 7 years.

Cr Thomson/Cr Wortes

For: Cr Thomson, Cr Packard, Cr Hardwick, Cr Wortes, Cr Ham

Against: Cr Hayes, Cr Larter, Cr Inglis, Cr Sheldon

CARRIED

5/4

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Mayor

Interim General Manager

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10.3. DRAFT STATE OF OUR REGION REPORT 2022-2024**M265/24 RESOLVED:**

THAT COUNCIL:

1. Note the State of Our Region report (2022-2024).

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY**10.4. DRAFT SNOWY VALLEYS COUNCIL'S ANNUAL REPORT 2023/2024****M266/24 RESOLVED:**

THAT COUNCIL:

1. Endorse the 2023/2024 Annual Report; and
2. Approve a copy of the 2023/2024 Annual Report including the 2023/2024 Audited Financial Statement be placed on Council's website and submitted to the Office of Local Government by 30 November 2024.

Cr Packard/Cr Wortes

CARRIED UNANIMOUSLY**10.5. DRAFT COMMUNITY ENGAGEMENT STRATEGY AND DRAFT COMMUNITY ENGAGEMENT POLICY FOR PUBLIC EXHIBITION****MOTION:**

1. THAT COUNCIL set up a committee comprising staff, members of the general public and a councillor to draft/scope a new community engagement strategy/policy.

Cr Sheldon/Cr Larter

AMENDEMENT:

1. Endorse the Draft Community Engagement Strategy (SVC-RP-STY-003-02) and Draft Community Engagement Policy (SVC-EXE-PO-017-03) for public exhibition for a period of no less than 28 days;
2. Note if submissions are received during the exhibition, a further report will be provided to Council;
3. Adopt the Community Engagement Strategy (SVC -RP-STY-003-02) and Community Engagement Policy (SVC-EXE-PO-017-03) if no submissions are received on the day after the completion of the public exhibition period; and
4. Establish an effective communication mechanism to assist in the review of a community engagement strategy/policy.

Cr Thomson/Cr Hardwick

*The amendment was put and carried.***CARRIED**

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Mayor_____
Interim General Manager

M267/24 RESOLVED:

1. Endorse the Draft Community Engagement Strategy (SVC-RP-STY-003-02) and Draft Community Engagement Policy (SVC-EXE-PO-017-03) for public exhibition for a period of no less than 28 days;
2. Note if submissions are received during the exhibition, a further report will be provided to Council;
3. Adopt the Community Engagement Strategy (SVC -RP-STY-003-02) and Community Engagement Policy (SVC-EXE-PO-017-03) if no submissions are received on the day after the completion of the public exhibition period; and
4. Establish an effective communication mechanism to assist in the review of a community engagement strategy/policy.

Cr Thomson/Cr Hardwick

The amendment became the motion and was put and carried.

CARRIED UNANIMOUSLY**10.6. QUARTERLY BUDGET REVIEW AS OF 30 SEPTEMBER 2024****M268/24 RESOLVED:**

THAT COUNCIL:

1. Receive and adopt the Quarterly Budget Review as at 30 September 2024; and
2. Adopt the Revenue, Expenditure and Capital Budget adjustments as noted in the 30 September 2024 Quarterly Budget Review.

Cr Packard/Cr Wortes

CARRIED UNANIMOUSLY

Cr Sheldon left the meeting at 5.21pm and returned at 5.23pm.

10.8. STATEMENT OF INVESTMENTS – OCTOBER 2024**M269/24 RESOLVED:**

THAT COUNCIL:

1. Note the report on Statement of Investments - October 2024.

Cr Wortes/Cr Sheldon

CARRIED UNANIMOUSLY

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11. MANAGEMENT REPORTS

11.1. ADOPTION OF COUNCIL MANAGED CROWN LAND PLAN OF MANAGEMENT

M270/24 RESOLVED:

THAT COUNCIL:

1. Formally adopt the updated Council Managed Crown Land Plan of Management (Reserves) pursuant to Section 40 of the *Local Government Act 1993* in accordance with 3.23 (6) of the *Crown Land Management Act 2016*.

Cr Thomson/Cr Hardwick

Cr Packard left the meeting at 5.30pm and returned at 5.32pm

CARRIED UNANIMOUSLY

11.2. SNOWY VALLEYS EVACUATION AND MULTIPURPOSE CENTRE PROJECT GENERAL UPDATE

M271/24 RESOLVED:

THAT COUNCIL:

1. Note the Snowy Valleys Emergency Evacuation Centre and Multipurpose Facility Project General Update Report.

Cr Hayes/Cr Packard

CARRIED UNANIMOUSLY

Cr Hayes left the meeting at 5.45pm and returned at 5.47pm.

11.3. MURRAY REGION FIRE PROTECTION GRANT – TUMUT AERODROME HANGAR

M272/24 RESOLVED:

THAT COUNCIL:

1. Approve the submission of the Tumut Aerodrome Hangar Project under the Murray Region Fire Protection Grant;
2. Seek assurance that the locally based fire-fighting capacity currently available to the region will not be diminished by the addition of the hangar; and
3. Advocate for a longer-term contract for locally based fire-fighting services as offered to other bodies.

Cr Wortes/Cr Packard

CARRIED UNANIMOUSLY

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Mayor

Interim General Manager

11.4. GET NSW ACTIVE GRANT OPPORTUNITY**M273/24 RESOLVED:**

THAT COUNCIL:

1. Endorse Council's grant funding submission for the following projects for funding under Get NSW Active Program:
 - a. Snowy Valleys Active Transport Strategy (\$100,000)
 - b. Forest Street, Tumut - Lambie Street to Capper Street (\$250,000)
 - c. Elm Drive, Tumut Walkway Design (\$150,000)
 - d. Memorial Avenue, Batlow (\$145,000)
 - e. Mitchell Avenue and Scott Street, Khancoban (\$200,000)

Cr Packard/Cr Thomson

CARRIED UNANIMOUSLY**12. MINUTES OF COMMITTEE MEETINGS****12.1. MINUTES - AUDIT RISK AND IMPROVEMENT COMMITTEE – 30 OCTOBER 2024****M274/24 RESOLVED:**

THAT COUNCIL:

1. Note the Minutes of the Extra-Audit Risk and Improvement Committee held on 30 October 2024.

Cr Packard/Cr Sheldon

CARRIED UNANIMOUSLY**13. CONFIDENTIAL****M275/24 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:

Item 13.1 Mayoral Minute is confidential under the Local Government Act 1993 Section 10A (2) (a) as it relates to personnel matters concerning particular individuals (other than councillors) and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 13.2 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.

Item 13.3 is confidential under the Local Government Act 1993 Section 10A (2) (b) and (e) as it relates to discussion in relation to the personal hardship of a resident or ratepayer and information that would, if disclosed, prejudice the maintenance of land and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 13.4 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.

Item 13.5 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.

Item 13.6 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.

Item 13.7 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.

Item 13.8 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 Thomson/Cr Hardwick

CARRIED UNANIMOUSLY

Cr Larter left the meeting at 5.59pm and returned at 6.00pm.

At this point, the time being 6.00pm, the meeting went into confidential session.

M276/24 RESOLVED to move item 13.1 to the end of the confidential session.

Cr Thomson/Cr Sheldon

CARRIED UNANIMOUSLY

Director Community & Corporate left the meeting at 6.05pm.

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13.2. CONFIDENTIAL – LEGAL MATTERS 131 – 133 HERBERT STREET TUMUT**M277/24 RESOLVED:**

THAT COUNCIL:

1. Defend the matter in the New South Wales Land and Environment Court and retain legal representation including allocation of appropriate funding to defend the appeal as outlined in the report.

Cr Thomson/Cr Packard

For: Cr Thomson, Cr Packard, Cr Larter, Cr Inglis, Cr Hardwick, Cr Wortes, Cr Ham

Against: Cr Hayes, Cr Sheldon

CARRIED

7/2

Director Community & Corporate returned to the meeting at 6.10pm.

13.3. CONFIDENTIAL – WRITE-OFF OF DEBTS**M278/24 RESOLVED:**

THAT COUNCIL:

1. Note the write-off and adjustments totalling \$15,605.06 made under delegated authority for the period of 1 September 2023 to 31 October 2024.

Cr Sheldon/Cr Packard

For: Cr Thomson, Packard, Cr Inglis, Cr Hardwick, Cr Wortes, Cr Sheldon, Cr Ham

Against: Cr Larter, Cr Hayes

CARRIED

7/2

13.4. CONFIDENTIAL RFT 2024/11 DESIGN OF THE TUMUT EVACUATION AND MULTIPURPOSE CENTRE – TENDER REPORT**M279/24 RESOLVED:**

THAT COUNCIL:

1. Note that this resolution is subject to the endorsement of expenditure by the Department of Primary Industries and Regional Development;
2. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2024/11 from Facility Design Group Pty Ltd to prepare documentation for the Design of the Snowy Valleys Emergency Evacuation Centre and Multipurpose Facility for the tendered lump sum amount of \$469,523.75 excluding GST;

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Interim General Manager

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3. Authorise the Interim General Manager to enter into a contract with Facility Design Group Pty Ltd to prepare documentation for the Snowy Valleys Emergency Evacuation Centre and Multipurpose Facility;
4. 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;
5. The Confidential Report relating to matters specified in Sections 10A(2)(d) be treated as confidential and remain confidential until Council determines otherwise; and
6. Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr Packard/Cr Wortes

CARRIED UNANIMOUSLY**13.5. CONFIDENTIAL TENDER – RFT 2024-12 MR677 SLOPES REMEDIATION****M280/24 RESOLVED:**

THAT COUNCIL:

1. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2024/12 from NEWTON GEOTECHNICAL SERVICES PTY LTD for the SLOPE REMEDIATION WORKS, on Transport for NSW (TfNSW) road asset MR677 ALPINE WAY, as a schedule of rates contract, with the estimated spend for the required geotechnical services being \$1,918,582.30 including GST.
2. Authorise the Interim General Manager to enter a contract with NEWTON GEOTECHNICAL SERVICES PTY for the MR677 ALPINE WAY SLOPE REMEDIATION WORKS;
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) be treated as confidential and remain confidential until Council determines otherwise; and
5. Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr Thomson/Cr Sheldon

CARRIED UNANIMOUSLY**13.6. CONFIDENTIAL – RFT 2024/08 CONSTRUCTION OF AMENITIES BUILDING – RIVERGLADE OVAL TUMUT****M281/24 RESOLVED:**

THAT COUNCIL:

1. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2024/08 from T Keenan Constructions Pty Ltd for the construction of an amenities building at Riverglade Oval, Tumut, for the tendered lump sum amount of \$618,181.82 excluding GST;
2. Authorise the Interim General Manager to enter into a contract with T Keenan Constructions Pty Ltd for the construction of an amenities building at Riverglade Oval, Tumut;

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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 the Private Sector*;
4. The Confidential Report relating to matters specified in Sections 10A(2)(d) be treated as confidential and remain confidential until Council determines otherwise; and
5. Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr Sheldon/Cr Larter

CARRIED UNANIMOUSLY

13.7. CONFIDENTIAL – RFT 2024/09 – SURVEY AND DESIGN OF BRINDABELLA ROAD

M282/24 RESOLVED:

THAT COUNCIL:

1. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2024/09 from Rigore Engineering Services for Survey and Design Consultancy Services required for Stage 1 (10.6km section) of the Brindabella Road upgrade from Piccadilly Circus to the Brindabella Valley for the tendered lump sum amount of \$496,130.00 excluding GST;
2. Authorise the Interim General Manager to enter into a contract with Rigore Engineering Services for Survey and Design Consultancy Services required for Stage 1 (10.6km section) of the Brindabella Road upgrade from Piccadilly Circus to the Brindabella Valley;
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) be treated as confidential and remain confidential until Council determines otherwise; and
5. Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr Sheldon/Cr Wortes

CARRIED UNANIMOUSLY

13.8. CONFIDENTIAL RFT 2024/04 TUMUT AERODROME UPGRADE

M283/24 RESOLVED:

THAT COUNCIL:

1. Resolve in accordance with Section 55 of the NSW *Local Government Act 1993* to accept the tender RFT 2024/04 from Snowy Valleys Council Infrastructure Works Department for the upgrade of Tumut Aerodrome – Option 3, for the tendered lump sum amount of \$5,611,039.00 excluding GST;
2. Authorise the Interim General Manager to enter into a contract with Snowy Valleys Council Infrastructure Works Department for the upgrade of Tumut Aerodrome – Option 3;

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3. Once Council has executed the Contract, information relating to the successful tender be published in Council's Register of Contracts as required by the *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) be treated as confidential and remain confidential until Council determines otherwise; and
5. Write to the unsuccessful tenderers advising of the outcomes of the tender process.

Cr Thomson/Cr Larter

CARRIED UNANIMOUSLY

Cr Inglis left the meeting at 6.43pm and did not return.

13.1. CONFIDENTIAL MAYORAL MINUTE: REPLACEMENT OF INTERIM GENERAL MANAGER

M284/24 RESOLVED:

THAT COUNCIL:

1. Seek expressions of interest from Council's Directors to act in the position of General Manager for an initial period of twelve months subject to a six-month review.

Cr Sheldon/Cr Larter

CARRIED UNANIMOUSLY**M285/24 RESOLVED** to move back into open session.

Cr Thomson/Cr Sheldon

CARRIED UNANIMOUSLY

The Interim General Manager provided a verbal report of the resolutions made during confidential session.

14. MEETING CLOSURE

There being no further business to discuss, the meeting closed at 6.54pm.

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Mayor_____
Interim General Manager

6. CORRESPONDENCE/PETITIONS

7. MAYORAL MINUTE

8. NOTICE OF MOTION/NOTICE OF RESCISSION

9. URGENT BUSINESS WITHOUT NOTICE

10. GOVERNANCE AND FINANCIAL REPORTS

10.1. COUNCIL RESOLUTIONS ACTION REPORT - DECEMBER 2024

REPORT AUTHOR: EXECUTIVE ASSISTANT - GENERAL MANAGER

RESPONSIBLE DIRECTOR: INTERIM GENERAL MANAGER

EXECUTIVE SUMMARY:

The purpose of this report is to provide Council with an update on any active resolutions as at October 2024. Due to the timing of the December Council meeting, November's Council resolutions have not been added.

RECOMMENDATION:

THAT COUNCIL:

- 1. Note the report on the Council resolution actions.**

BACKGROUND:

The General Manager is responsible for ensuring that Council's policies, decisions and priorities are implemented in a timely and efficient manner, consistent with the goals and objectives of Council. After a Council meeting, each resolution is allocated to the responsible officer to action in accordance with the intent of the Council decision.

REPORT:

Each month, a report is presented to Council on the status of any active resolutions. The below report includes resolutions up until October 2024 and includes any actions from twelve (12) months prior. Resolutions resulting from Council meetings are tracked and distributed via Council's TechOne system.

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:

Any associated budget and allocated resources have been considered when the matter was first reported to Council.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Section 335 of the *Local Government Act 1993* states that the General Manager must implement, without undue delay, lawful decisions of the council.

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:

N/A

ATTACHMENTS

1. Council Resolutions Action Report as at October 2024.

Attachment 1 - 12 December 2024 Resolutions

Meeting date/Report	Status	Assignee	Due Date	Details
Thursday, 16 March 2023				
10.2 APPLICATION TO ACQUIRE CROWN LAND FOR INFRASTRUCTURE PURPOSES- LOT 7026 AND LOT 7027 DP94611 TUMUT	In Progress	Infrastructure & Works	19/04/2023	M31/23 RESOLVED THAT COUNCIL: 1. Apply to Crown Lands to adjust the property boundary of Lot 7026 and Lot 7027 of DP94611 Lambie Street in Tumut adjacent to Tumut Hospital including the balance of land between these two lots to form a single lot; and 2. Apply to Crown Lands for the management of Lot 7026 and Lot 7027 of DP94611 Lambie Street in Tumut adjacent to Tumut Hospital including the balance of land between these two lots as operational land.
Thursday, 20 April 2023				
10.5 DRAFT COMPANION AND NON COMPANION ANIMALS POLICY - FOR PUBLIC EXHIBITION	In Progress	Growth & Development	20/12/2024	M55/23 RESOLVED THAT COUNCIL: 1. Endorse the Draft Companion and Non-Companion Animals Policy for public exhibition for a period of not less than 28 days; 2. Note that if submissions are received during the exhibition period, a further report will be provided to Council; and 3. Adopt the Draft Companion and Non-Companion Animals Policy if no submissions are received on the day after the completion of the public exhibition period. 4. Repeal the Companion Animal Management Policy should the Draft Companion and Non-Companion Animals Policy be adopted.
Thursday, 16 November 2023				
11.1. DRAFT SNOWY VALLEYS DEVELOPMENT CONTROL PLAN 2024 - POST-EXHIBITION AMENDMENTS	In Progress	Growth & Development	1/02/2025	M235/23 RESOLVED THAT COUNCIL 3.That the future structure of the Snowy Valleys Development Control Plan 2024 be referred to a Councillor Workshop in the first quarter of 2024.
Thursday, 15 February 2024				
11.4. REQUEST FOR SALE OF COUNCIL CLOSED ROAD - WITHIN LOT 1 DP 717727 - LAUREL HILL	In Progress	Infrastructure & Works	20/03/2024	M33/24 RESOLVED THAT COUNCIL: 1.Approve the removal of the positive covenant for potential sale of the unformed Lot (Paper Road) within Lot 1 DP 717727 at Batlow Road - Laurel Hill, subject to the terms of sale being met including: a. Compliance with the legislative framework for the sale of land and roads contained within the 'Real Property Act 1900', the 'Roads Act 1993', and the current NSW Registrar Generals - Land Registry Services Guidelines for the closure and sale of public roads; b. Sale price of the land is to be determined by an independent valuation of the land based on the surrounding land use zoning and not the current zoning of the land as

Meeting date/Report	Status	Assignee	Due Date	Details
				<p>well as the future permissible use of the land under Councils' current Local Environmental Plan;</p> <p>c. The area of land (m2) to be sold is to be confirmed in a land survey prepared by a registered land surveyor;</p> <p>d. The brief for the land valuation is to be prepared by Council and the Land Valuer is to be engaged directly by Council;</p> <p>e. All costs including land valuation costs, land survey costs, preparation of contract for sale costs, land re-zoning costs, consultation costs, notification costs, planning, legal and all other costs associated with the sale and transfer of the land are to be borne by the applicant;</p> <p>f. A bond of \$5,000 be sought from the applicant upfront before Council staff undertake any work on the road closure, subdivision and sale of the land and that an administration fee of \$2000 also be charged for Council staff time and associated administration costs. The costs identified above (e) will be paid for out of the bond with any unused funds returned to the applicant.</p> <p>2. Seek concurrence and approval from Transport for New South Wales (TfNSW) in writing on the sale of this road before any valuation or sales process is undertaken by any party;</p> <p>3. Notify all adjoining property owners of any decision of Council to sell the land before any valuation or sales process is undertaken by any party including Council;</p> <p>4. Authorise the Interim General Manager to obtain an independent valuation of the land and negotiate the sale of the land;</p> <p>5. Delegate the Mayor and Interim General Manager to affix the Council Seal and execute documents relevant to the sale of the land;</p> <p>6. Classify land as Operational Land for the purpose of sale and the land to remain vested in Council; and</p> <p>7. Request a subsequent report to Council on the outcome of the sale of the land.</p>
11.5. REQUEST FOR ROAD CLOSURE AND SALE - PART ALPINE WAY, KHANCOBAN	In Progress	Infrastructure & Works	20/03/2024	<p>M34/24 RESOLVED THAT COUNCIL: 1. Approve the partial road closure, subdivision and sale of the formed lot bordering Lot 2 DP 850930 subject to the terms of sale being met including: a. compliance with the legislative framework for the closing of public roads contained within the Roads Act 1993, and sale of land contained in the Real Property Act 1900 and the current NSW Registrar General's Land Registry Services Guidelines for the Closure and Sale of Public Roads; b. sale price to be determined by an independent land valuation based on the surrounding land use zoning and not the current zoning of the land as well as the future permissible use of the land under Councils' current Tumbarumba Local Environment Plan 2010 (LEP); c. the area of land (m2) to be sold is to be confirmed in a land survey prepared by a registered land surveyor; d. the brief for the land valuation is to be prepared by Council and the Land Valuer is to be engaged directly by Council; e. 50% of all costs including land valuation costs, land survey costs, preparation of contract for sale</p>

Meeting date/Report	Status	Assignee	Due Date	Details
				costs, land re-zoning costs, consultation costs, notification costs, planning, legal and all other costs associated with the sale and transfer of the land are to be borne by the applicant;f.A bond of \$5,000.00 be sought from the applicant upfront before Council staff undertake any work on the road closure, subdivision and sale of the land. The costs identified above (item e) will be paid for out of the bond with any unused funds returned to the applicant.2. Honour the 50% contribution towards the property realignment that was made by Tumbarumba Shire Council;3. Seek concurrence and approval from Transport for New South Wales (TfNSW) in writing on the sale of this road before any valuation or sales process is undertaken by any party;4. Notify all adjoining property owners and other relevant stakeholders of any decision of Council to sell the land before any valuation or sales process is undertaken by any party including Council;5. Classify the land as Operational Land for the purpose of sale and the land to remain vested in Council;6. Authorise the Interim General Manager to obtain an independent valuation of the road corridor and negotiate the sale of the land;7. Delegate to the Mayor and Interim General Manager to affix the Council seal and execute documents relevant to the closure of the road reserve and sale of the land; and8. Request a subsequent report to Council on the outcome of the sale of the land.
Thursday, 21 March 2024				
11.4. INVESTIGATION FOR OPTIONS AND COSTINGS - INSTALLATION OF CCTV	In Progress	Infrastructure & Works	17/04/2024	M49/24 RESOLVED THAT COUNCIL: 1.Accept the report on Installation of CCTV; 2.Invite Police and community to work with Council to address the vandalism and anti-social behaviour in the shire; 3.Notes the NSW Government Guidelines and Policy Statement on CCTV which states "CCTV can be effective in reducing crime if it is part of a broader crime prevention and community safety strategy and that "CCTV is not recommended as an isolated response to addressing crime in public places";
Thursday, 15 August 2024				
13.1. CONFIDENTIAL - ADELONG SERVICES & CITIZENS AND BOWLING CLUB - ADELONG CARAVAN PARK LEASE AGREEMENT	On Hold	Infrastructure & Works	18/09/2024	M184/24 RESOLVED THAT COUNCIL: 1. Enters into a new lease arrangement with the Adelong Services & Citizens and Bowling Club for the Council owned property which is 7,053 m2 of Council owned freehold operational land, located at 11-13 Victoria Hill Road, Adelong; 2. Notes as per the Council Resolution M136/24 at its 20 June 2024 meeting, the lease arrangement with the Adelong Services & Citizens and Bowling Club is for an initial five (5) year period which will commence on 18 August 2024 through to 18 August 2029 with options to renew the lease for further 5 x 5 years; 3. Enters into the new lease arrangement on the lease payment terms and conditions outlined in the attached lease which is \$15,000 per annum with a 2% annual market increase plus a CPI increase applied at the anniversary of the executed lease agreement each year (Annual rental increase);

Meeting date/Report	Status	Assignee	Due Date	Details
				<p>4. Notes the other capital improvements to the Caravan Park site that the Adelong Services & Citizens & Bowling Club has committed to undertake in the first 18 months of the new lease and which are incorporated as lessee obligations to be fulfilled under the new lease;</p> <p>5. Authorises the Interim General Manager or delegate to enter into direct negotiation and finalise the draft Lease with the Adelong Services & Citizens Bowling Club;</p> <p>6. Authorises the Interim General Manager at the end of successful negotiations to enter into a new lease arrangement with the Adelong Services & Citizens & Bowling Club for the Council owned property (L131 - 7,053m2 of Council freehold operational land) located at 11-13 Victoria Hill Road, Adelong;</p> <p>7. Authorises the Interim General Manager and Mayor to affix the Council Seal and execute all associated documentation to the lease agreement;</p> <p>8. Upon execution of the lease, advertises information relating to the lease / leases in accordance with the Government Information (Public Access) Act 2009 - Part 3 Division 5 - Government Contracts with Private Sector; and</p> <p>9. Treat matters in the Confidential Report specified in Sections 10A(2)(d)(ii) as confidential and remain confidential until Council determines otherwise.</p>
Thursday, 17 October 2024				
6.1. PETITION - CLOSURE OF ADELONG LIBRARY AND REDUCTION IN POOL SEASON	In Progress	Community & Corporate	20/11/2024	<p>M194/24 RESOLVED THAT COUNCIL:</p> <p>4. Request a meeting with the Minister for Local Government and NSW Premier to discuss financial sustainability issues with regional / rural councils.</p>
10.2. 2025 SCHEDULE OF ORDINARY COUNCIL MEETING DATES AND TIMES	In Progress	Community & Corporate	20/11/2024	<p>M197/24 RESOLVED THAT COUNCIL:</p> <p>1. Determine a Schedule of Ordinary Council Meeting dates and times for 2025, ensuring that the requirements of s.365 of the Local Government Act 1993 are met;</p> <p>2. Approve the following Ordinary Council meeting dates for 2025: Thursday 20 February 2025, Thursday 20 March 2025, Thursday 17 April 2025, Thursday 15 May 2025, Thursday 19 June 2025, Thursday 17 July 2025, Thursday 21 August 2025, Thursday 18 September 2025, Thursday 16 October 2025, Thursday 20 November 2025, and Thursday 11 December 2025; and</p> <p>3. Approve the cancellation of the meeting in January 2025 unless there are extenuating circumstances and the Mayor deems it necessary to call a meeting</p> <p>4. Notify the community of the time and location for each meeting.</p>
10.3. COMMITTEES AND NOMINATION OF DELEGATES	In Progress	Community & Corporate	20/11/2024	<p>M198/24 RESOLVED THAT COUNCIL:</p> <p>1. Endorse the following councillor delegates and (alternate delegates) to each of the Committees where a delegate is required as follows; Section 355 Community Committees: Adelong Showground Committee – Cr Wortes; (Cr Hayes); Glenroy Heritage Reserve Committee – Cr Packard; (Mayor Ham); Tooma Recreation Reserve Committee – Cr Hardwick; (Cr Thomson)</p>

Meeting date/Report	Status	Assignee	Due Date	Details
				<p>Internal Advisory Committees: Audit, Risk & Improvement Committee – Cr Packard; (Cr Wortes); Australia Day Committee – Cr Thomson; (Mayor Ham); First Nations Liaison Committee – Cr Thomson; (Cr Wortes) ; Floodplain Risk Management Committee – Brungle – Cr Thomson; (Cr Hardwick); Floodplain Risk Management Committee – Tumut – Cr Packard; (Cr Sheldon); Floodplain Risk Management Committee – Tumbarumba – Mayor Ham; (Cr Larter); General Manager Review Committee – Mayor Ham; Deputy Mayor Cr Packard; Cr Sheldon; Tumut Aerodrome Committee – Cr Larter; (Cr Hardwick); Youth Council Committee – Cr Wortes; (Cr Hardwick) Working Groups: Disability Inclusion Access Reference Volunteer Working Group – Cr Packard; (Cr Thomson); Pratt Foundation Steering Group (Adopted 22/03/2018 M053/18) – Mayor Ham; Cr Hayes; Cr Thomson; Cr Inglis; External Committees with Council Representation: Adelong Progress Association – Cr Hayes; (Cr Sheldon); Batlow Cider Rail Trail Steering Committee – Cr Wortes; (Cr Inglis); Brindabella Economic Link Group – Cr Sheldon; (Cr Wortes); Canberra Region Joint Organisation (CRJO); Mayor Ham; Deputy Mayor Cr Packard alternate, other councillors who wish to attend as observers to consult with Mayor; Hyne Community Trust Foundation – Mayor Ham; (Cr Packard); Interagency Forum – Cr Thomson; (Cr Hardwick); Local Traffic Committee – Cr Thomson; (Cr Sheldon); Riverina Regional Library Service Committee – Mayor Ham; Softwoods Working Group – Mayor Ham; Cr Hayes; Cr Packard; (Cr Wortes); Southern Regional Planning Panel – Cr Sheldon; (Cr Packard); Talbingo Community Association – Cr Thomson; (Cr Hardwick); Tumbarumba Chamber of Commerce – Mayor Ham; (Cr Hardwick); Tumut Chamber of Commerce (Business Snowy Valleys) – Cr Hardwick; (Cr Wortes); Visy Community Consultative Committee – Mayor Ham; (Cr Thomson); Khancoban United Volunteer Association – Mayor Ham; (Cr Hardwick);</p> <p>2. Remove the following from the list for the reasons listed below: Tumbarumba RSL Memorial Hall Management Committee - Dissolve - Committee has not met in the last 3-4 years; Snowy Valleys Community Grants Assessment Panel - Grants are not running this financial year 2024/2025 and new evaluation process implemented in 2023/2024; Transgrid Accommodation Options Working Group - Group not required - Accommodation sites have been chosen through the expression of interest process; Climate Change Adaptation Committee - has not been active for the past four years; Humelink Community Consultative Group - the consultation has ended;</p> <p>3. Advise each committee of their councillor and/or staff delegate for the 2024/2026 period; and</p> <p>4. Appoint Cr Packard as a non-voting Councillor to the Audit Risk & Improvement Committee from 10 October 2024 until 1 July 2028.</p>
11.3. SOUTHERN REGIONAL PLANNING PANEL MEMBERSHIP	In Progress	Growth & Development	20/11/2024	<p>M215/24 RESOLVED THAT COUNCIL:1.Formally declare all Council appointed positions on the Southern Region Planning Panel vacated; 2.Appoint two (2) Councillors effective immediately being Councillors Packard and Sheldon to the</p>

Meeting date/Report	Status	Assignee	Due Date	Details
				Southern Regional Planning Panel as Council representatives for a period not greater than the current term of Council or a period of three (3) years from the date of this resolution of Council, whichever comes first; 3.Advertise for an expression of interest (EOI) from interested members of the community with appropriate qualifications and experience to be appointed as Council appointed representatives to the Southern Region Planning Panel. Any appointment of two (2) Council appointed community members through the EOI process will be via a future report to Council and will be for the current term of Council or not more than a period of three years from the date of appointment, whichever comes first;4.Confirm that the rate of remuneration for any Council appointed representative on the Southern Regional Planning Panel in accordance with the Department's guidelines be \$600 per meeting inclusive of GST (includes preparation, pre-meeting site inspections, travel expenses, determination meetings and post meeting administrative matters); and5.Formally advise the New South Wales Department of Planning, Housing and Infrastructure of the appointed Council representatives effective immediately.
11.7. SECTION 7.11 DEVELOPMENT CONTRIBUTIONS UPDATE AND DRAFT SECTION 7.12 DEVELOPMENT CONTRIBUTIONS PLAN 2024	In Progress	Growth & Development	20/11/2024	M221/24 RESOLVED THAT COUNCIL: 1.Endorse the draft Section 7.12 Development Contributions Plan 2024 and associated proposed works plan and place both draft documents on public exhibition for a period of not less than 28 days in accordance with Clause 213 of the Environmental Planning and Assessment Regulation 2021.

10.2. DE-AMALGAMATION IMPLEMENTATION PLAN AND FINANCIAL SUSTAINABILITY PLANS

REPORT AUTHOR: INTERIM GENERAL MANAGER

EXECUTIVE SUMMARY:

The introduction of the Local Government Amendment (De-amalgamations) Bill 2024 provided Councils seeking to de-amalgamate with a clear framework which returned decision-making power to local communities while ensuring transparency and sustainability in the process. In October 2023, the Minister for Local Government outlined a pathway which required Council's seeking to de-amalgamate to develop a detailed implementation plan which created two sustainable councils. Snowy Valleys Council has now completed the De-amalgamation Implementation Plan (DIP) and the Financial Sustainability Plan (FSP) incorporating Plans for the proposed two new Councils which will be formally presented to Council for consideration.

RECOMMENDATION:

THAT COUNCIL:

- 1. Formally adopt the De-amalgamation Implementation Plan and Financial Sustainability Plans to support the de-amalgamation of Snowy Valleys Council and the creation of Tumut Council and Tumbarumba Council;**
- 2. Forward the De-amalgamation Implementation Plan and Financial Sustainability Plans to the Local Government Boundaries Commission (LGBC); and**
- 3. Place the De-amalgamation Implementation Plan and Financial Sustainability Plans on public exhibition until 31 January 2025 noting that this will occur in parallel with the LGBC consideration of the Plans.**

BACKGROUND:

Since the February 2024 Council meeting, monthly reports have been submitted to provide an update on the progress of the de-amalgamation and any associated issues to be addressed by Council.

The De-amalgamation Implementation Plan and the Financial Sustainability Plans have now been completed and will be presented to Council for consideration. Mr Peter Tegart of Always Thinking Advisory is making some final adjustments to the FSP as a result of the Councillor Workshop held on 13 November 2024 and accordingly the DIP and FSP will be presented as a late report to this meeting.

REPORT:

Council submitted its De-amalgamation Business Case to the Minister for Local Government in September 2023 which was forwarded to the Local Government Boundaries Commission in accordance with sections 204 and 212 of the *Local Government Act 1993*. It should be noted that the Local Government (De-amalgamations) Bill 2024 was passed by both House of Parliament on the 9 May 2024 and assented amendment on 20 May 2024 but is yet to come into force. Advice from the Office of Local Government is that this is likely to occur in early 2025.

Since the submission of Council's Business Plan, the Minister for Local Government has met with Council on three separate occasions; with the Mayor Cr Julia Ham, Deputy Mayor Cr Hugh Packard and Interim General Manager on 26 February 2024, the Mayor and Interim General Manager on 16 May 2024 and most recently with the Mayor on 14 November 2024. In all instances he has encouraged Council to complete the De-amalgamation Implementation Plan and the Financial Sustainability Plan and lodge the Plans with the LGBC.

Management has been watching the proposed de-amalgamation of Cootamundra-Gundagai Regional Council (CGRC) very closely. The parameters provided to CGRC for a successful de-amalgamation are that the future financial sustainability of the two de-amalgamated councils will need to be considered. The four key elements that can be used to identify financial sustainability for local government are that Council:

- must achieve a fully funded operating position reflecting that it collects enough revenue to fund operational expenditure, repayment of debt and depreciation.
- must maintain sufficient cash reserves to ensure it can meet its short-term working capital requirements.
- must have a fully funded capital program, where the source of funding is identified and secured for both capital renewal and new capital works.
- must maintain its asset base by renewing identified ageing infrastructure and ensuring cash reserves are set aside for those works yet to be identified.

Council's De-amalgamation Implementation Plan has been prepared on this basis, however noting that key documents are still under development. These include:

- Asset Management Plans for all asset classes and
- Integrated Water Cycle Management Plan (IWCMP).

It is anticipated that the Asset Management Plans will be completed in the first half of 2025 and the IWCMP by 31 December 2025.

In the absence of these key documents, Mr Peter Tegart has used generic cost indicators of 1% of Written Down Value (WDV) of Assets for maintenance and 2% for Capital replacement. Based on a review of depreciation versus asset values of Group 11 Councils, this is a realistic and conservative indicator.

Table 1 below includes comparison of Group 11 Councils of the depreciation as a position of Asset Values (WDV).

Table 1 - Group 11 Councils of the depreciation as a position of Asset Values (WDV).

Group 11 Councils - Depreciation as a % of Assets (WDV)	
Council	%
Leeton	2.87
Hilltops	2.65
Moree Plains	2.35
Cabonne	2.00
Federation	2.00
Nambucca	2.00
Gunnedah	1.94
Narrabri	1.90
Cootamundra-Gundagai	1.77
Parkes	1.75
Musswellbrook	1.70
Yass Valley	1.68
Snowy Valleys	1.60
Inverell	1.52
Upper Hunter	1.45
Greater Hume	1.34
Bellingen	1.30
Cowra	1.13
Average	1.83

Since Council's 2 May 2024 Extraordinary Meeting, Council has been pursuing the development of a DIP and FSP to satisfy the implementation plan requested by the Minister. In summary, the following has occurred:

- Council engaged Peter Tegart from Always Thinking Advisory to assist in the development of the FSP and a review of the DIP;
- Mr Tegart has worked with Council's Interim General Manager, the Finance Team and other staff, in the collection of data and preparation of the draft DIP and FSP documents;
- Workshops, facilitated by Peter Tegart, with Councillors were conducted on Thursday 11 July 2024 (via ZOOM), Thursday 8 August 2024 and with the newly elected Council on the Thursday 24 October 2024 and 13 November 2024.

The draft DIP and FSP will be presented to Council seeking formal adoption. Once adopted, it is proposed to forward the DIP and FSP to the LGBC and publicly exhibit the documents until 31 January 2024. Any submissions received by Council on the documents will also be forwarded to the LGBC.

The DIP and FSP are quite detailed in their content, the Author does not propose to break each element of the Plans into detail, given they will be presented to Council as a Late Report. Suffice to say that the Plans propose a range of issues that need to be dealt with including matters advised by the Minister for Local Government and the Office of Local Government, including:

- where the boundaries should be;
- electoral matters such as wards, number of councillors and the method of electing Mayors;
- division and sharing of assets and liabilities;
- allocation of staff, as well as management and organisational structures;
- rate levels and charges;
- service standards and shared service arrangements;
- sustainability principles; and
- various financial interventions to address sustainability.

Whilst the recommendation ultimately suggests the adoption and submission of the DIP and FSP to the LGBC, it is proposed that Council conduct a focused Communications Plan designed to inform the community of SVC. This Communications Plan could be conducted in parallel to the LGBC deliberations.

Financial

Whilst a range of scenarios were provided for Councillors consideration at the workshops mentioned above for Snowy Valleys Council, given the direction provided by the Minister for Local Government, namely that the two new councils are required to demonstrate financial sustainability, Councillors ultimately focused on preferred scenarios that delivered financial sustainability over the next two terms of Council.

In relation to the proposed two new Councils, it is unlikely that a dividend cannot be paid from Water and Sewerage Undertakings and therefore Scenario 3 is the preferred option with either a 'one-off' uplift in rates or a staged implementation of a Special Rating Variation (SRV) over 7 years.

The impact of the SRV and uplift in other revenue sources is outlined in Table 2 for Tumut and Table 3 for Tumbarumba.

Table 2 – Revenue raising strategies for the proposed new Tumut Council

Initiative	Scenario 3	Scenario 3.1
Special Rating Variation	One-off SRV of 10% in Year 1 Cumulative Impact over 7 years 10%	Term 1 – 2% <u>pa</u> for 3 years Term 2 – 2% <u>pa</u> for 4 years Cumulative Impact over 7 years 14.87%
Uplift in Utility Annual Charges (water, sewerage, Waste)	Term1 (3yrs) – 3%pa Term 2 (4yrs) – 3%pa Note above CPI	Term1 (3yrs) – 3%pa Term 2 (4yrs) – 3%pa Note above CPI
Uplift in Utility User Charges (water, sewerage, Waste)	Term1 (3yrs) – 3%pa Term 2 (4yrs) – 3%pa Note above CPI	Term1 (3yrs) – 3%pa Term 2 (4yrs) – 3%pa Note above CPI
Uplift in regulatory fees (Development, Certificates, Animal, Weeds, Food etc.)	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI
Uplift in Commercial Fees (Childcare, Aged Care, Cemeteries, Aerodrome, Quarries, Caravan Parks etc.)	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI
Uplift in property leases and licences	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI
Uplift in Contract and Private Works Income	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI	Term1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa Note above CPI
Introduction of Special Annual Charges for Tourism and Emergency Services (Note 1)	Term 1 – 25% of costs Term 2 – 50% of costs	Term 1 – 50% of costs Term 2 – 75% of costs
Introduction of Drainage Annual Charge in Urban areas	Term1 (3yrs) – 3%pa Term 2 (4yrs) – 3%pa Note above CPI	Term1 (3yrs) – 3%pa Term 2 (4yrs) – 3pa Note above CPI

Table 3 – Revenue raising strategies for the proposed new Tumbarumba Council

Initiative	Scenario 3	Scenario 3.1	Scenario 3.2
Special Rating Variation	One-off SRV of 50% in Year 1 <i>Cumulative Impact over 7 years 50%</i>	Term 1 One-off SRV of 20% in Year 1 Term 2 – One-off SRV of 20% in Year 4 <i>Cumulative Impact over 7 years 44%</i>	Term 1 – 7.5%pa for 3 yrs Term 2 – 7.5pa for 4 yrs <i>Cumulative Impact over 7 years 65.9%</i>
Uplift in Utility Annual Charges (water, sewerage, Waste)	Term 1 (3yrs) – 10%pa Term 2 (4yrs) – 10%pa <i>Note above CPI</i>	Term 1 (3yrs) – 10%pa Term 2 (4yrs) – 10%pa <i>Note above CPI</i>	Term 1 (3yrs) – 10%pa Term 2 (4yrs) – 10%pa <i>Note above CPI</i>
Uplift in Utility User Charges (water, sewerage, Waste)	Term 1 (3yrs) – 3%pa Term 2 (4yrs) – 3%pa <i>Note above CPI</i>	Term 1 (3yrs) – 10%pa Term 2 (4yrs) – 5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 10%pa Term 2 (4yrs) – 5%pa <i>Note above CPI</i>
Uplift in regulatory fees (Development, Certificates, Animal, Weeds, Food etc.	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>
Uplift in Commercial Fees (Childcare, Aged Care, Cemeteries, Aerodrome, Quarries, Caravan Parks etc.	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>
Uplift in property leases and licences	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>
Uplift in Contract and Private Works Income	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 2.5%pa Term 2 (4yrs) – 2.5%pa <i>Note above CPI</i>
Introduction of Special Annual Charges for Tourism and Emergency Services (Note 1)	Term 1 – 25% of costs Term 2 – 50% of costs	Term 1 – 50% of costs Term 2 – 75% of costs	Term 1 – 50% of costs Term 2 – 75% of costs
Introduction of Drainage Annual Charge in Urban areas	Term 1 (3yrs) – 3%pa Term 2 (4yrs) – 3%pa <i>Note above CPI</i>	Term 1 (3yrs) – 10%pa Term 2 (4yrs) – 5%pa <i>Note above CPI</i>	Term 1 (3yrs) – 10%pa Term 2 (4yrs) – 5%pa <i>Note above CPI</i>

There will be significant community interest in the DIP and FSP and it should be noted that Council will be unable to further consider the appropriateness of an SRV until the de-amalgamation issue has been resolved.

If a de-amalgamation is ultimately approved by the LGBC, the Minister for Local Government and the community through a Constitutional Referendum, the actual service level and revenue raising setting (including consideration of an SRV) will be a matter for the new Councils.

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:

The De-amalgamation Implementation Plan discloses that it is expected that the de-amalgamation will cost an estimated \$4.8M which is proposed to be funded by a Grant and Loan.

At this stage in the de-amalgamation process Council has a contractual agreement with Peter Tegart of Always Thinking Advisory for \$45,000 which was fully funded by a grant from the Office of Local Government. A further \$6,000K has been expended on two additional workshops with Mr Tegart, and depending on the determination by Council at this meeting, further Workshops may be required.

Significant staff resources have also been consumed over the last six months to provide comprehensive financial data in various formats and in reviewing draft documents prepared by Mr Tegart.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Under section 218CD (1) of the *Local Government Act 1993* (the Act), Snowy Valleys Council has submitted a business case for the dissolution of Snowy Valleys Council and the re-creation of its former areas of Tumut and Tumbarumba.

As required by section 218CD (2) of the Act, the Minister for Local Government has referred the Business Case to the Local Government Boundaries Commission to conduct an inquiry and report on the matter.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

The risk has been assessed as high, as at this stage, the De-amalgamation Business Case is before the Local Government Boundaries Commission for examination, and it is unknown whether the State Government will provide funding for Council's wish to de-amalgamate.

Changes to the *Local Government Act 1993* however, has given the Minister for Local Government the discretion to provide either a grant or a loan to assist with the de-amalgamation costs should a de-amalgamation be approved.

OPTIONS:

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

COUNCIL SEAL REQUIRED:

No.

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil.

ATTACHMENTS

1. SVC De-amalgamation Implementation Plan and Financial Sustainability Plan incorporating Plans for the proposed two new Councils (To be provided as a late attachment report after 9 December 2024)

10.3. ATTENDANCE AT THE 2024 LGNSW ANNUAL CONFERENCE 17-19 NOVEMBER TAMWORTH

REPORT AUTHOR: MAYOR JULIA HAM

EXECUTIVE SUMMARY:

This year Mayor Julia Ham, Cr Andrew Wortes, Cr Grant Hardwick and the Director Community & Corporate attended the Local Government NSW (LGNSW) Annual Conference on the 17-19 November in Tamworth.

This report presents the outcomes of their attendance.

RECOMMENDATION:

THAT COUNCIL:

1. **Note the report on the 2024 LGNSW Annual Conference outcomes from Mayor Julia Ham.**

BACKGROUND:

The LGNSW Annual Conference is the pre-eminent policy making event for the local government sector. It is a key event for local government where councillors come together to share ideas and debate issues that shape the way the sector functions and is governed. LGNSW member councils are invited each year to submit motions for discussion and debate to the conference. At the conference, delegates vote on motions which help determine the policies and priorities for LGNSW and the sector. Those motions that are resolved will inform the update of the LGNSW Policy Platform which guides LGNSW in its advocacy on behalf of the local government sector.

The motions Snowy Valleys Council submitted were:

1. That Local Government NSW lobbies the Australian Government and the NSW Government for improved financial sustainability support for rural and regional council areas.
2. That Local Government NSW lobbies the Australian Government and the NSW Government to establish significant Community Enhancement Funds for Local Government Areas impacted by Transgrid, other energy projects, and other significant infrastructure projects as proposed in the NSW State Government Draft Energy Policy Framework for renewable energy projects.

This year Mayor Julia Ham, Cr Andrew Wortes, Cr Grant Hardwick and the Director Community & Corporate attended the Conference on the 17-19 November in Tamworth.

REPORT:

The Local Government NSW (LGNSW) Conference held in Tamworth from 17-19 November 2024, was a terrific opportunity for local councils across New South Wales to get together and network with other Councils. The conference provided a platform for discussing critical issues, sharing best practices, and shaping the future direction of local government in the state.

The conference was well-attended, with representatives from 122 of the 128 councils in New South Wales. Snowy Valleys Council was represented by Councillors Hardwick, Wortes, and Ham, along with the Director of Community and Corporate, Jessica Quilty, attended.

The overarching theme of the conference was "Strengthening Local Government for the Future." Various sessions and workshops were held to address pressing issues such as financial sustainability, infrastructure development, environmental management, and community engagement. The conference also featured keynote addresses from the Minister of Local Government Ron Hoenig and Minister for Regional Transport and Roads Jenny Aitchison. Below are photos of SVC Councillors and Minister Jenny Aitchison.



Cr Grant Hardwick, Cr Andrew Wortes, Minister Jenny Aitchison, and Mayor Julia Ham

Snowy Valleys Council (SVC) played an active role in the conference, putting forward two important motions out of the 110 motions discussed during the event. These motions addressed critical issues relating to our council area and were well-received by the conference attendees, many of whom had similar concerns.

The first motion proposed by the Snowy Valleys Council focused on ongoing financial sustainability. The motion discussed the need for robust financial management practices and the importance of securing adequate funding to support essential services and infrastructure projects without putting a financial burden on rate payers. It called for increased support and collaboration from state and federal governments to ensure that local councils can work financially and continue to serve their communities effectively.

The second motion addressed the impact of the HumeLink transmission lines going through the Snowy Valleys Council area. The resolution acknowledged the concerns raised by the Snowy Valleys Council and other affected councils. It called for a comprehensive evaluation of the social legacy and community engagement policies the project will leave behind. SVC would like a policy like other renewable energy policies throughout the state with an assurance of at least 1% of the project cost being allocated for community enhancement. The impact in the Snowy Valleys Region is enormous. There needs to be more done to help the community accept this disturbance which will leave a lifetime lasting negative impact in the area.

The LGNSW Conference was a valuable opportunity for local councils to come together, to discuss issues with other councillors, Council staff and Mayor. It gave us ideas and motivation on how to work to get our priorities met at SVC. We now have a group of like-minded people in Local Government to call on and discuss issues as they arrive. The 110 resolutions adopted will serve as a foundation for future actions and initiatives aimed at strengthening local government and ensuring the well-being of our communities.

We extend our gratitude to all the participants, speakers, and organisers of the conference for their contributions and efforts. Thank you to the staff at SVC for having the foresight to book flights and accommodation prior to the elections. Thank you to the community for allowing us to attend; we look forward to implementing the insights and knowledge gained from this event to help us manage and support SVC for the next four years in order to best provide for our community.

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

5.6 Proactively support and advocate for the needs of the community to other level of government and organisations

FINANCIAL AND RESOURCES IMPLICATIONS:

Cost of the attendance of the elected Mayor and any elected Councillors who wished to attend were reported in the June 2024 council meeting. In accordance with Council's *Payment of Expenses and Provision of Facilities to the Mayor and Councillors Policy* and Councillor's 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 Councillor's attendance at the conference.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Nil

OPTIONS:

Nil

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil

ATTACHMENTS

Nil

10.4. AUDIT, RISK AND IMPROVEMENT COMMITTEE ANNUAL REPORT 2023/2024

REPORT AUTHOR: COORDINATOR GOVERNANCE

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

This report provides Council with the Audit, Risk, and Improvement Committee (ARIC) Annual Report for the year ending 30 June 2024. The Annual Report outlines the Committee's role, focus, and accomplishments over the past financial year. It is recommended that Council notes the ARIC Annual Report for the year ending 30 June 2024.

RECOMMENDATION:

THAT COUNCIL:

- 1. Note the Audit Risk and Improvement Committee Annual Report for the period November 2023 - June 2024.**

BACKGROUND:

The Audit, Risk & Improvement Committee (ARIC) plays a pivotal role in the governance framework. It provides Council with independent oversight and monitoring of the council's audit processes, including the council's internal control activities. This oversight includes internal and external reporting, risk management activities, internal and external audit and compliance.

Snowy Valleys Council's ARIC was established by the Council in August 2016.

The Committee reports to the Council following each meeting of the Committee. In addition, an annual report is provided to Council of the activities undertaken during the year.

REPORT:

In accordance with the Internal Audit Guidelines (2010) developed by the Office of Local Government and the ARIC Terms of Reference, the ARIC is required to report annually to Council. This report covers the reporting period November 2023 to June 2024. This is to bring the Annual Report in line with the financial year, as per the new changes from the Office of Local Government guidelines.

The Committee is responsible for the oversight and monitoring of the Council's audit, risk and governance activities, including reviewing the implementation of recommendations resulting from internal audit, compliance and other governance reviews.

Membership

The Committee, as per its Terms of Reference for the time period being considered, has consisted of two (2) Councillor representatives - Cr Julia Ham and Cr Brent Livermore, 2 independent members - Melissa Tooke and Carolyn Rosetta-Walsh and an independent Chair Steven Walker. Snowy Valleys Council would like to extend gratitude for all the members for their contributions to the Committee over the past year. A new committee was appointed in March 2024 - independent Chair Kylie McRae, independent member Dennis Vaccher and continuing as an independent member Carolyn Rosetta-Walsh.

Key considerations of the Annual Report

The Committee received and considered the following over the course of 2023/2024:

Committee Activities and Outcomes

- Verbal Confidential General Managers Report
- Audit Matrix Report

- ARIC Action Report
- Safety, Risk and Quality Committee Quarterly Update
- Major Project Status Report Quarterly Update - each meeting
- Integrated Planning and Reporting Quarterly Update
- External Audit
- Operational Plan
- Project Office Report
- Strategic Risk Review

Internal Audit

- Internal Audit Plan 2023/2024
- Internal Audit Engagement Letters – Projects and Contract Management as well as Drinking Water Management.

The Committee endorsed the following two internal audits to be undertaken in the 2023/2024 financial year:

- Projects and Contract Management
- Drinking Water Management

Control Framework:

- Audit, Risk and Improvement Committee - Terms of Reference
- Internal Audit Charter
- ARIC Forward Meeting Plan (meeting dates and agenda items)
- Policies and Procedures Update

External Audit:

- Quarterly Budget Review reports for first and second quarter
- SVC 2023/2024 Financial Statements.

Risk Management:

- Insurance matters
- Legal Matters Report
- Legislative Compliance
- Cyber Security & IT Change Management Policies

Legislative Compliance

- NSW Auditor General's Report on Local Government 2023
- NSW Auditor General's Report on Managing Climate Risks to Assets and Services
- NSW Auditor General's Report on Managing Cyber Risks
- Office of Local Government Updated Integrated Planning and Reporting Guidelines

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:

Council's budget for internal audit for the 2023/2024 financial year was \$47,000.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Audit Risk and Improvement Committee Terms of Reference

Internal Audit Guidelines September 2010 – Office of Local Government

Local Government Act 1993

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

ARIC plays an active role in relation to Council's risk profiles in ensuring that appropriate focus is placed on identifying, prioritising, monitoring, mitigating and managing risks to which the Council is exposed.

The Committee received regular updates on ongoing risks and actions being taken by management including details of risk mitigation where relevant.

OPTIONS:

Nil

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

The ARIC Annual Report was endorsed by ARIC at the 25 November 2024 meeting. A recommendation was made by the Committee to present the report to Council.

ATTACHMENTS

1. Audit Risk and Improvement Committee Annual Report - 2023/2024 (Under separate cover)

10.5. PECUNIARY INTEREST RETURNS FOR NEWLY ELECTED COUNCILLORS

REPORT AUTHOR: GOVERNANCE OFFICER

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

To present to the Council the Pecuniary Interest Returns for designated persons in accordance with Section 4.21 of the Snowy Valleys Council Code of Conduct.

RECOMMENDATION:

THAT COUNCIL:

1. **Note the following Declarations of Pecuniary Interest Returns from newly appointed Designated Persons as of 22 November 2024 as listed in accordance with the Code of Conduct:**

Designated Persons:

Cr Grant Hardwick, Cr Michael Inglis, Cr Hugh Packard, Cr David Sheldon and Cr Andrew Wortes.

2. **Approve for the redacted Pecuniary Interest Returns Designated Staff to be placed on Council's website in accordance with the current Information and Privacy Commission Guideline 1.**

BACKGROUND:

The *Local Government Act 1993* (the Act) provides for the management of pecuniary interests. It places specific obligations on Councillors, council delegates, key council staff and other people involved in making decisions or giving advice on council matters to act honestly and responsibly in carrying out their functions.

Those obligations include the lodgement of disclosure of interest returns annually.

A pecuniary interest in a matter is one where there is a reasonable likelihood or expectation of appreciable financial loss or gain to the person, or to other persons as defined by section 443 of the Act. This calls for an objective judgement in each case as to whether a pecuniary interest exists.

Council also manages pecuniary interests through its application of the adopted Code of Conduct. This report is in compliance with Clause 4.21 of the Code of Conduct:

4.21 - A councillor or designated person must make and lodge with the general manager a return in the form set out in schedule 2 of this code, disclosing the council's or designated person's interest as specified in schedule 1 of this code within 3 months after:

- (a) becoming a councillor or designated person, and*
- (b) 30 June of each year, and*
- (c) the councillor or designated person becoming aware of an interest they are required to disclose under schedule 1 that has not been previously disclosed in a return lodged under paragraphs (a) or (b).*

REPORT:

Pecuniary Interest Returns received as at 22 November 2024 for designated persons are tabled at this meeting in compliance with Clause 4.25 of the Code of Conduct:

4.25 - Returns required to be lodged with the general manager under clause 4.21 (a) and (b) must be tabled at the first meeting of the council after the last day the return is required to be lodged.

The Council has issued a set of guidelines on the administrative processes associated with the completion of Pecuniary Interest Returns.

The responsibility is with each individual to ensure their Pecuniary Interest Return is completed accurately and in compliance with the regulations and guidelines. The Code of Conduct prescribes the manner in which returns are completed, lodged and held.

Clause 4.27 states:

Information contained in returns made and lodged under clause 4.21 is to be made publicly available in accordance with the requirements of the Government Information (Public Access) Act 2009, the Government Information (Public Access) Regulation 2018 and any guidelines issued by the Information Commissioner.

Information and Privacy Commission's, Guideline 1 Returns of Interests in association with Office of Local Government's Circular No 19/21 states that Councillors and designated persons returns of interest must be made publicly available free of charge on Council's website.

The combined effect of the GIPA Act and the associated Regulation is that the information in the returns needs to be disclosed on the website of each local council, unless to do so would impose unreasonable costs on the council, or if the council determines there was an overriding public interest against disclosing the information.

In order to decide whether there is an overriding public interest against disclosure, Council needs to apply the public interest test (See GIPA Act 2009 Section 14) and weigh the public interest considerations in favour of and public interest considerations against disclosure.

Clauses 3(a) and 3(b) in the Table in Section 14 of the GIPA Act 2009 lists as a consideration against disclosure the fact that information may reveal someone's personal information, or would contravene an information privacy principle under the *Privacy and Personal Information Protection Act 1998* (PPIP Act).

An individual has a right to protect the privacy of their personal information. Given the amount of personal information that may be contained in the returns, special care should be taken to protect this right.

The type of information which might be redacted from a return in these circumstances will vary depending on the public interest considerations applied. However, examples might include the signatures or residential address of the individual making the return.

Releasing the information contained in the returns of Councillors and designated persons in this manner facilitates the legitimate public interest in having access to the information, while respecting other considerations against disclosure including privacy.

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:

GIPA Act and Regulation

Snowy Valleys Councils Code of Conduct Clause 4.21-4.27

The NSW Information and Privacy Commissions Information Access Guideline 1

Snowy Valleys Council Completion of Disclosure of Pecuniary Interest Returns for Councillors and Designated Persons Procedure

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Compliance with obligations to declare pecuniary interests supports good governance and risk management.

Lack of redaction of some of the information contained within the returns could expose a person to a risk of harm or of serious harassment or serious intimidation.

OPTIONS:

1. Adopt as per recommendations set out in this report.
2. Amend recommendations set out in this report and release the Pecuniary Interest Returns in FULL for the Councillors and Designated Persons on Council website in accordance with the adopted Information and Privacy Commission's Guideline 1.
3. Decline the recommendations set out in this report.

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil

ATTACHMENTS

1. 2024 - Disclosure of Pecuniary Interest Initial Return - Cr Grant Hardwick - Redacted (under separate cover)
2. 2024 - Disclosure of Pecuniary Interest Initial Return - Cr Michael Inglis - Redacted (under separate cover)
3. 2024 - Disclosure of Pecuniary Interest Initial Return - Cr Hugh Packard - Redacted (under separate cover)
4. 2024 - Disclosure of Pecuniary Interest Initial Return - Cr David Sheldon - Redacted (under separate cover)
5. 2024 - Disclosure of Pecuniary Interest Initial Return - Cr Andrew Wortes - Redacted (under separate cover)
6. NSW Information and Privacy Commission Information Access Guideline 1 (under separate cover)

10.6. COUNCILLOR AND STAFF INTERACTION POLICY - FOR PUBLIC EXHIBITION

REPORT AUTHOR: COORDINATOR GOVERNANCE

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

The Councillor and Staff Interaction Policy is due for review, and has been updated based on the Model Councillor and Staff Interaction Policy which has been developed by the Office of Local Government (OLG). The Model is not mandatory but reflects the best practice and all councils are encouraged to adopt the policy. The policy outlines a framework by which councillors can access the information they need to in order to perform their civic functions and promotes positive and respectful interactions between councillors and staff. It is recommended that the policy be endorsed for public exhibition.

RECOMMENDATION:

THAT COUNCIL:

1. **Endorse the Councillor and Staff Interaction Policy - SVC-EXE-PO-020-06 for public exhibition for a period of no less than 28 days;**
2. **Note if submissions are received during the exhibition, a further report will be provided to Council; and**
3. **Adopt the Councillor and Staff Interaction Policy - SVC-EXE-PO-020-06 if no submissions are received on the day after the completion of the public exhibition period.**

BACKGROUND:

Under section 223 of the *Local Government Act 1993*, the role of the governing body is focused on civic leadership, financial sustainability, integrated planning and reporting, as well as consultation with the community and staff. Council staff are to assist Council in achieving this.

In 2022, the Office of Local Government introduced the Model Councillor and Staff Interaction Policy (the 'Model Policy'). Developed after two rounds of consultation with the local government sector, the Model Policy reflects a 'best practice' approach. While it is not mandatory, councils have the flexibility to adopt it as is or adapt it to meet their specific needs.

The Councillor and Staff Interaction Policy provides a framework for Councillors in conducting their civic duties by providing clear parameters around the ability to interact and receive information from authorised Council staff, ensuring appropriate governance controls are in place.

In accordance with Council's Code of Conduct, Councillors and staff are expected to conduct their interactions with each other with respect, professionalism, honesty and to a high standard of ethical behaviour.

REPORT:

The objectives of this Policy are to:

- Ensure that Councillors receive advice to assist them in the performance of their civic duty in an orderly, courteous and regulated manner.
- Ensure Councillors have adequate access to information in order for them to exercise their statutory roles.
- Ensure Councillors have clarity on which staff they can communicate with and the processes for contacting staff.

- Ensure staff understand their obligations with regard to providing information to Councillors and to set service standards.
- Maintain transparent decision-making and governance arrangements.

The aim of this Policy is to facilitate a positive working relationship between Councillors as elected representatives of the community and the staff employed to administer the operations of Council.

It is important to have an effective working relationship that recognises the important but differing contribution both parties bring to their complementary roles.

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

5.2 Implement efficient and effective systems and processes to drive organisational sustainability and support staff

FINANCIAL AND RESOURCES IMPLICATIONS:

Failure to adopt and implement the Policy in a timely manner leaves Council at risk of non-compliance with legislation and failure to meet community standards and expectations. These failures can carry significant financial penalty as well as reputational and compliance risk.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

- *Local Government Act 1993*
- Code of Conduct

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Provides clarity on appropriate Councillor and Staff interaction and reduces risk of adverse incidents.

OPTIONS:

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

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:**Internal Consultation:**

The Draft Councillor & Staff Interaction Policy was reviewed and updated by the Governance Team and the Executive Leadership Team.

The draft has undergone an internal exhibition for a period of no less than fourteen (14) days. Submissions received were minor edits and have been amended to the policy.

External Consultation:

Contingent on approval from Council, the draft Councillor & Staff Interaction Policy is to be made available to the public for review and comment for no less than 28 days.

ATTACHMENTS

1. DRAFT Councillor and Staff Interaction Policy - SVC-EXE-PO-02-06 (Under separate cover)

10.7. FRAUD AND CORRUPTION CONTROL POLICY AND PLAN - FOR PUBLIC EXHIBITION

REPORT AUTHOR: COORDINATOR GOVERNANCE

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

The Fraud and Corruption Control Policy (Policy) has been reviewed and updated in order to meet audit requirements. The Policy and Plan set standards and provide guidance on how Snowy Valleys Council (Council) will aim to control fraud and corruption. The Policy and Plan outlines Council's principles to uphold actions in the prevention, investigation and management of fraud and corruption in the council work environment. It is recommended that Council endorse the Policy and the Plan for public exhibition.

RECOMMENDATION:

THAT COUNCIL:

- 1. Endorse the Fraud and Corruption Control Policy - SVC-EXE-PO-040-02 for public exhibition for a period of no less than 28 days;**
- 2. Endorse the Fraud and Corruption Control Plan - SVC-CorpPlan-PLN-051-01 for public exhibition for period of no less than 28 days;**
- 3. Note if submissions are received during the exhibition, a further report will be provided to Council;**
- 4. Adopt the Fraud and Corruption Control Policy - SVC-EXE-PO-040-02 if no submissions are received on the day after the completion of the public exhibition period; and**
- 5. Adopt the Fraud and Corruption Control Plan - SVC-CorpPlan-PIN-051-01 if no submissions are received on the day after the completion of the public exhibition period.**

BACKGROUND:

Snowy Valleys Council is committed to acting in the best interests of the community and upholding the principles of honesty, integrity and transparency – which are all key components of good governance. A vital element of good governance is an effective Fraud and Corruption Control Policy and Fraud and Corruption Control Plan.

The Fraud and Corruption Control Policy and the Fraud and Corruption Control Plan have been drafted to uphold the requirements of the *Independent Commission Against Corruption (ICAC) Act 1998* and to address issues related to risk management in accordance with the *Local Government Act 1993*.

The *Fraud and Corruption Control Policy* and *Fraud and Corruption Control Plan* - are based on the model framework from the Australian Standard AS 8001-2021 *Fraud and Corruption Control*.

REPORT:

FRAUD AND CORRUPTION CONTROL POLICY

Fraud and Corruption Control Policy has been established to uphold the requirements under section 11 of the '*Independent Commission Against Corruption (ICAC) Act 1998*'.

This Policy sets standards and provides guidance on how Snowy Valleys Council (Council) will aim to control fraud and corruption and outlines Council's principles to uphold actions in the prevention, investigation and management of fraud and corruption in the council work environment.

Development and maintenance of a sound, ethical culture must be supported by appropriate policies, procedures and strategies to effectively prevent fraudulent and corrupt behaviour.

Snowy Valleys Council has a zero-tolerance approach to fraud and corruption and is committed to an honest and ethical environment that minimises fraud and corruption. This Policy demonstrates the importance of establishing controls against fraud and corruption, recognising and mitigating risk to protect public funds and assets, and protecting the integrity, security and reputation of Council.

Fraud and corruption are incompatible with Snowy Valleys Council's values and present a risk to the achievement of the objectives and the provision of services to the public.

The community, Councillors, employees, and Council contractors are entitled to expect each of us to act with integrity and to protect resources, information, revenues, reputation, and the public interest.

FRAUD AND CORRUPTION CONTROL PLAN

The Fraud and Corruption Control Plan is designed to give clear information to all Stakeholders of the Council emphasising that Council does not and will not tolerate fraudulent practices either by its own employees, its contractors or any others working for Council and will not tolerate others using fraudulent practices against Council, its employees or the functions and services it provides.

The Plan is based on the model framework from the Australian Standard AS 8001-2021 Fraud and Corruption Control. The Plan should be read in conjunction with Councils "Fraud and Corruption Policy and forms part of the Council's Risk Management Framework it applies to all Councillors, employees, volunteers and any external party involved in providing any services to any part of Council as defined in the Councils Code of Conduct.

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:

Failure to adopt and implement these documents in a timely manner leaves Council at risk of non-compliance with legislation and failure to meet community standards and expectations. These failures can carry a significant financial penalty as well as reputational and compliance risk.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

The above policies were drafted in regard to the following:

- *Public Interest Disclosures Act 1994*
- *Local Government Act, 1993*
- *Independent Commission Against Corruption Act 1998*

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

The Fraud and Corruption Control Policy and Fraud and Corruption Control Plan are revisions to existing Council policies and will not have significant impact on resources.

OPTIONS:

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

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:**Internal Consultation:**

The Draft Fraud and Corruption Control Policy and Fraud and Corruption Control Plan was reviewed and updated by the Governance Team and the Executive Leadership Team.

The drafts have undergone an internal exhibition for a period of no less than Fourteen (14) days.

External Consultation:

Contingent on approval from Council, the draft Fraud and Corruption Control Policy and Fraud and Corruption Control Plan are to be made available to the public for review and comment for no less than 28 days.

ATTACHMENTS

1. DRAFT - Fraud and Corruption Control Plan - SVC-CorpPlan-PLN-051-01(Under separate cover)
2. DRAFT- Fraud and Corruption Control Policy - SVC-EXE-PO-040-02 (Under separate cover)

10.8. 2025 MEETING CALENDAR

REPORT AUTHOR: GOVERNANCE OFFICER

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

The 2025 Meeting Calendar has been developed to provide an easy reference guide of the dates of Snowy Valleys Council hosted meetings. This will assist Councillors, committee members, staff and the community with planning and meeting attendance.

RECOMMENDATION:

THAT COUNCIL:

1. **Note the 2025 Meeting Calendar complete with Committee dates.**
2. **Confirm the Time and Location of the Ordinary Council meeting:**
 - **February, June, October - Tumbarumba Council Chambers commencing at 2pm.**
 - **March, April, May, July, August, September, November & December - Tumut Council Chambers commencing at 4pm.**

BACKGROUND:

Each year Council considers and endorses a complete calendar of council hosted and organised meetings for the coming year. This includes:

- Ordinary Council meetings
- Advisory Committee meetings
- Major Events
- External meetings of significance.

At the 17 October 2024 Council meeting, Council resolved the 2025 schedule of Ordinary Council meeting dates and times as being:

10.2. 2025 SCHEDULE OF ORDINARY COUNCIL MEETING DATES AND TIMES

M197/24 RESOLVED:

THAT COUNCIL:

1. Determine a Schedule of Ordinary Council Meeting dates and times for 2025, ensuring that the requirements of s.365 of the *Local Government Act 1993* are met;
2. Approve the following Ordinary Council meeting dates for 2025: Thursday 20 February 2025, Thursday 20 March 2025, Thursday 17 April 2025, Thursday 15 May 2025, Thursday 19 June 2025, Thursday 17 July 2025, Thursday 21 August 2025, Thursday 18 September 2025, Thursday 16 October 2025, Thursday 20 November 2025, and Thursday 11 December 2025; and
3. Approve the cancellation of the meeting in January 2025 unless there are extenuating circumstances and the Mayor deems it necessary to call a meeting
4. Notify the community of the time and location for each meeting.

Cr Thomson/Cr Packard

Interim General Manager left the meeting at 2.52pm.

For: Cr Ham, Cr Hardwick, Cr Inglis, Cr Packard, Cr Thomson, Cr Wortes

Against: Cr Hayes, Cr Larter, Cr Sheldon

6 /3

CARRIED

Note: The following times and locations are being proposed for each Ordinary Council meeting for 2025:

- February, June, October - Tumbarumba Council Chambers commencing at 2pm.
- March, April, May, July, August, September, November & December - Tumut Council Chambers commencing at 4pm.

Section 365 of the *Local Government Act 1993* prescribes that council is required to meet at least 10 times each year, each time in a different month. The above schedule complies with this requirement.

Consistent with previous years, no scheduled Ordinary Council meeting for January 2024 has been scheduled due to reduced business over the holiday period and minimal staff and resources utilising the quieter period for leave.

REPORT:

Any changes to Ordinary Council meetings are to be resolved at a council meeting.

Changes to Advisory Committee meetings can be made through the relevant Committee's Terms of Reference or by the Chair of that Committee.

Councillors and Committee members will be notified in advance of any change to a meeting date.

Meeting dates will be updated on Council's website and communicated to members accordingly.

The following external meetings are included as they are relevant for Councillor's attention:

- Local Government NSW Annual Conference – 23-25 November 2025 - Panthers Penrith Event Centre
- The National General Assembly - ALGA – 24-27 June 2025 – Canberra

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:

There are no significant financial or resourcing implications by endorsing the meeting calendar other than staff time to attend the after hours meetings. The number of meetings is consistent with the previous year.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Nil

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

The meeting calendar ensures forward planning for Council business and decision-making.

OPTIONS:

Nil

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Endorsing a 2025 Meeting Calendar provides certainty to Councillors, Committee members, staff and the community as to when meetings will take place and enables greater participation and access.

ATTACHMENTS

1. 2025 Meeting Calendar (Under separate cover)

10.9. DISSOLUTION OF ADELONG SHOWGROUND COMMITTEE AS A SECTION 355 COMMITTEE

REPORT AUTHOR: COORDINATOR GOVERNANCE

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

The purpose of this report is to recommend that Adelong Showground Committee (section 355 Committee of Council) be dissolved as of 12 December 2024 and that a new incorporated entity, which has been named "Adelong Showground Management Committee" be acknowledged as the new body responsible for the management of the Adelong Showground.

A report presenting the minutes from the 12 December 2024 meeting may be view at 12.1 of this business paper.

RECOMMENDATION:

THAT COUNCIL:

- 1. Dissolve the Adelong Showground Committee as a S355 Committee as of 12 December 2024 acknowledging the new entity 'Adelong Showground Management Committee' in any future dealings with Council;**
- 2. Endorse the establishment of a Maintenance and Operation Agreement with the Adelong Showground Management Committee to be put in place by February 2025;**
- 3. Endorse the following projects should funding opportunities become available;**
 - **Tea Room and Pavilion Area upgrades**
 - **Toilet Block replacement & Change Rooms enhancement**
 - **Bar Area Works;**
- 4. 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; and**
- 5. Write to the Adelong Showground Committee advising them of the resolution of Council to dissolve the Committee as of 12 December 2024.**

BACKGROUND:

In November 2020, Council undertook an extensive, consultation with the Office of Local Government, internal and external auditors, Councillors, Councils insurer and other NSW Councils to develop a OneSVC Council Committee Framework.

Part of the review consisted of a health check of its 20 committee's, Adelong Showground Committee elected to remain as a S355 committee. Despite electing to remain a S355 Committee, the Adelong Showground Committee has struggled to meet the requirements for compliance in line with the *Local Government Act 1993* and OneSVC Framework. This includes the following items:

- There have only been 4 Scheduled meetings in the last 2 years (requirement under standard Terms of Reference is 4 per year)
- Terms of Reference has never been adopted from October 2021
- Committee operates under their own ABN, indirect conflict with the Legislation

REPORT:

Council recognises the effort made by the Adelong Showground Committee and volunteers that have contributed thousands of hours to the community. The purpose of the OneSVC Council Committees project in 2020 was to establish consistent committee management whilst meeting legislative requirements and the needs of the wider community.

To enable Council to offer transparent, consistent and uniform support to all community organisations, Council will assist Adelong Showground Committee to establish themselves to become independent.

Consultation took place with the committee at their recent Annual General Meeting, 29 October 2024 to discuss the status whether it would continue to be a committee of Council or transition to an incorporated body. The general consensus was that the S355 Committee requirements were too onerous given the Committee's activities and pursuing a different status (incorporated), with suitable agreement from Council, would allow their continued development and interest in the Adelong Showground's management.

During the meeting held on the 29 October 2024, the Manager Technical Services, who is the staff delegate for the Adelong Showground Committee, presented to the Committee options for the Committee to become an incorporated committee or to remain as a S355 Committee and associated obligations under that framework.

To summarise, key discussion points and general consensus on the following items were discussed:

- Dissolve current committee
- Have an agreement put in place with new incorporated committee members by February 2025
- Ongoing support for current projects identified by the Committee for future funding
- Ongoing support to maintain buildings and grounds

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

Theme 1 - Our Community

Community Strategic Plan Strategic 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

1.2 Provide and maintain community spaces that encourage activity and wellbeing

FINANCIAL AND RESOURCES IMPLICATIONS:

Council has budgeted for the maintenance and operation of the Adelong Showground as part of its Service Level Agreements. This is forecast to continue to occur with the available forecast budgets.

Council has insurance for all grounded assets on the premises and will continue to do so as the Crown Land Manager of the parcel. A stock take of non-fixed assets will need to be undertaken to transfer to the newly formed Adelong Showground Management Committee.

Grant funding would need to be pursued for any capital improvements.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Local Government Act 1993

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

With the Adelong Showground Committee becoming an incorporated body, the administration side of managing the showground should be less onerous whilst still ensuring effective management and oversight of the Showground.

OPTIONS:

1. Adopt as per recommendations set out in this report - preferred option.
2. Amend some or all of the recommendations.

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil

ATTACHMENTS

Nil.

10.10. STATEMENT OF INVESTMENTS - NOVEMBER 2024**REPORT AUTHOR: FINANCE OFFICER****RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE**

EXECUTIVE SUMMARY:

This report provides an overview of Council's cash and investment portfolio performance as at 30 November 2024.

RECOMMENDATION:**THAT COUNCIL:**

1. **Note the report on Statement of Investments - November 2024.**

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 the Council.

REPORT:

This report has been revised to provide enhanced analysis and commentary on investment performance metrics, shifting the focus from investment holdings to portfolio performance evaluation.

As at 30 November 2024, the following table provides a comprehensive snapshot of Council's cash, at-call Investments, and term deposits:

Combined Cash & Investments 30/11/2024						
Financial Institution	Current Month	Last Month	Movement	Type	Interest Rate%	Maturity Date
Commonwealth Bank	\$ 5,949,961	\$ 3,445,043	\$ 2,504,918	W/Acct	4.35%	-
Commonwealth Bank	\$ 8,106,261	\$ 10,068,635	-\$ 1,962,374	At Call (BOS)	4.40%	-
Commonwealth Bank	\$ 270	\$ 267	\$ 3	Gen-Roth	4.35%	-
Sub-total Cash Accounts	\$ 14,056,492	\$ 13,513,945	\$ 542,547		4.38%	
Financial Institution	Current Month	Last Month	Movement	Lodgement Date	Interest Rate%	Maturity Date
Suncorp	\$ -	\$ 1,000,000	-\$ 1,000,000	28/11/2023	5.47%	28/11/2024
Suncorp	\$ -	\$ 1,000,000	-\$ 1,000,000	28/11/2023	5.45%	28/11/2024
National Australia Bank	\$ -	\$ 1,000,000	-\$ 1,000,000	29/08/2024	5.00%	29/11/2024
National Australia Bank	\$ 1,000,000	\$ 1,000,000	\$ -	22/12/2023	5.13%	23/12/2024
Suncorp	\$ 1,000,000	\$ 1,000,000	\$ -	22/12/2023	5.15%	23/12/2024
Suncorp	\$ 1,000,000	\$ 1,000,000	\$ -	22/12/2023	5.15%	23/12/2024
National Australia Bank	\$ 2,000,000	\$ 2,000,000	\$ -	28/06/2024	5.30%	30/12/2024
Suncorp	\$ 1,000,000	\$ 1,000,000	\$ -	18/01/2024	5.20%	20/01/2025
National Australia Bank	\$ 1,000,000	\$ 1,000,000	\$ -	29/01/2024	5.20%	29/01/2025
National Australia Bank	\$ 1,500,000	\$ 1,500,000	\$ -	30/01/2024	5.19%	30/01/2025
National Australia Bank	\$ 1,000,000	\$ 1,000,000	\$ -	31/01/2024	5.15%	31/01/2025
National Australia Bank	\$ 1,000,000	\$ 1,000,000	\$ -	31/01/2024	5.15%	31/01/2025
Bendigo & Adelaide Bank	\$ 2,000,000	\$ 2,000,000	\$ -	31/07/2024	5.20%	31/01/2025
National Australia Bank	\$ 2,000,000	\$ -	\$ 2,000,000	26/11/2024	5.00%	26/02/2025
Suncorp	\$ 2,000,000	\$ 2,000,000	\$ -	29/08/2024	4.99%	28/02/2025
Bank of Queensland	\$ 1,500,000	\$ 1,500,000	\$ -	2/07/2024	5.35%	3/03/2025
Bank of Queensland	\$ 1,026,153	\$ 1,026,153	\$ -	17/09/2024	5.05%	17/03/2025
National Australia Bank	\$ 1,000,000	\$ 1,000,000	\$ -	28/06/2024	5.35%	28/03/2025
Suncorp	\$ 1,500,000	\$ 1,500,000	\$ -	2/10/2024	5.35%	2/04/2025
Westpac	\$ 2,000,000	\$ 2,000,000	\$ -	3/04/2024	5.07%	3/04/2025
Westpac	\$ 1,000,000	\$ 1,000,000	\$ -	3/04/2024	5.07%	3/04/2025
Westpac	\$ 2,000,000	\$ 2,000,000	\$ -	11/04/2024	5.13%	11/04/2025
ICBC Sydney Branch	\$ 1,500,000	\$ 1,500,000	\$ -	27/09/2024	5.01%	27/05/2025
Bank of Queensland	\$ 1,000,000	\$ -	\$ 1,000,000	28/11/2024	5.15%	28/05/2025
Bank of Queensland	\$ 1,000,000	\$ -	\$ 1,000,000	28/11/2024	5.15%	28/05/2025
National Australia Bank	\$ 1,000,000	\$ 1,000,000	\$ -	31/07/2024	5.30%	31/07/2025
National Australia Bank	\$ 1,000,000	\$ 1,000,000	\$ -	29/08/2024	5.00%	29/08/2025
Australian Military Bank	\$ 1,500,000	\$ 1,500,000	\$ -	1/08/2023	5.35%	1/08/2025
National Australia Bank	\$ 2,000,000	\$ 2,000,000	\$ -	9/09/2024	4.95%	9/09/2025
Westpac	\$ 2,000,000	\$ 2,000,000	\$ -	29/09/2023	5.21%	29/09/2025
ICBC Sydney Branch	\$ 1,000,000	\$ 1,000,000	\$ -	30/09/2024	4.92%	30/09/2025
Westpac	\$ 1,000,000	\$ 1,000,000	\$ -	3/04/2024	4.95%	15/10/2025
ICBC Sydney Branch	\$ 1,500,000	\$ 1,500,000	\$ -	31/10/2024	4.95%	31/10/2025
Suncorp	\$ 2,000,000	\$ 2,000,000	\$ -	22/12/2023	4.93%	22/12/2025
Sub-total Term Deposits	\$ 43,026,153	\$ 42,026,153	\$ 1,000,000		5.13%	
Total Cash & Investments	\$ 57,082,645	\$ 55,540,098	\$ 1,542,548		4.94%	

As at the end of November, applying long-term ratings only, all individual banks were within the Policy limits. Overall, the portfolio is lightly diversified across the investment grade credit spectrum, with no exposure to the unrated institutions.

Compliant	Issuer	Rating	Invested (\$)	Invested (%)	Max. Limit (%)	Available (\$)
✓	ANZ	AA-	\$8,500,000	14.89%	30%	\$8,624,794
✓	CBA	AA-	\$14,056,492	24.62%	30%	\$3,068,302
✓	NAB	AA-	\$14,500,000	25.40%	30%	\$2,624,794
✓	Westpac	AA-	\$8,000,000	14.01%	30%	\$9,124,794
✓	ICBC	A	\$4,000,000	7.01%	20%	\$7,416,529
✓	BoQ	A-	\$4,526,153	7.93%	20%	\$6,890,376
✓	Bendigo-Adelaide	A-	\$2,000,000	3.50%	20%	\$9,416,529
✓	Aus Military Bank	BBB+	\$1,500,000	2.63%	15%	\$7,062,397
			\$57,082,645	100.00%		

Note: The available (\$) is the amount of funds left available to invest with the financial institution before the maximum investment limit is reached. The maximum investments limits are set by Councils *Investment Policy*.

Following a thorough review of our short-term cash flow projections, Council had identified an opportunity to make an additional investment in November 2024, which aligns with our short-term financial objectives and our ongoing financial strategy.

Council will conduct ongoing cash flow monitoring to pinpoint emerging trends, capitalise on strategic opportunities, and ensure our investments remain aligned with our *Investment Policy* and financial objectives.

Currently, the portfolio remains highly liquid with 54% of deposits maturing within 90 days and an additional 43% maturing within 12 months. In comparison to the previous month of October 2024 where 42% of deposits were maturing within 90 days and 54% maturing within 12 months.

Compliant	Horizon	Invested (\$)	Invested (%)	Min. Limit (%)	Max. Limit (%)	Available (\$)
✓	0 - 90 days	\$30,556,492	53.53%	10%	100%	\$26,526,153
✓	91 - 365 days	\$24,526,153	42.97%	0%	100%	\$32,556,492
✓	1 - 2 years	\$2,000,000	3.50%	0%	70%	\$37,957,852
✓	2 - 5 years	\$0	0.00%	0%	50%	\$28,541,323
✓	5 - 10 years	\$0	0.00%	0%	25%	\$14,270,661
		\$57,082,645	100.00%			

For the month of November, the portfolio (excluding cash) provided a return of 0.43% (actual) or 5.32% per annum (annualised), outperforming the benchmark AusBond Bank Bill Index return of 0.36% (actual) or 4.48% per annum (annualised).

Councils performance (excluding cash holdings) for the month ending November 2024:

Performance (Actual)	1 month	3 months	6 months	FYTD	1 year
Official Cash Rate	0.35%	1.07%	2.16%	1.80%	4.36%
AusBond Bank Bill Index	0.36%	1.10%	2.22%	1.86%	4.46%
Council's T/D Portfolio [^]	0.43%	1.27%	2.58%	2.15%	5.06%
Outperformance	0.07%	0.17%	0.36%	0.29%	0.59%

[^]Total portfolio performance excludes Council's cash account holdings.

Performance (Annualised)	1 month	3 months	6 months	FYTD	1 year
Official Cash Rate	4.35%	4.35%	4.35%	4.35%	4.36%
AusBond Bank Bill Index	4.48%	4.48%	4.47%	4.49%	4.46%
Council's T/D Portfolio [^]	5.32%	5.20%	5.20%	5.20%	5.06%
Outperformance	0.84%	0.73%	0.74%	0.71%	0.59%

[^]Total portfolio performance excludes Council's cash account holdings.

As part of our ongoing strategy review, Council will commence evaluating reinvestment opportunities with longer-term horizons of 12-24 months. This shift is anticipated to generate higher returns, potentially increasing yields by $\frac{1}{4}$ to $\frac{1}{2}$ percent per annum compared to shorter terms.

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 Snowy Valleys Council's *Investment Policy*. Cash and Investments Increased \$1.5M in November 2024.

Major cash receipts received during November 2024 included:

- Transport NSW - Brindabella Road Upgrade - \$1.4M
- Office of Local Government (OLG) - Financial Assistance Grant - Quarter 2 - \$305K
- Transport NSW - Road Maintenance Council Contract - \$230K
- Department of Planning Housing and Infrastructure - Hume and Hovell Annual Maintenance Works - \$199K

Main cash disbursements (excluding employee costs) during the month included:

- Fleet Replacement - \$434K
- Disaster Recovery Funding Arrangements - Walteela Bridge Replacement - \$363K
- Food Organics and Garden Organics (FOGO) Operations - \$187K

This month the report includes a focus on portfolio risk, portfolio risk refers to the overall risk of the portfolio of investments, this includes the combined risk of each individual investment. The different components of the portfolio and their weightings contribute to the extent to which the portfolio is exposed to risk. To control the credit quality on the entire portfolio, Council limits the percentage of the portfolio exposed to any particular credit rating category. The maximum percentage of the total portfolio that can be held within any one credit rating category is outlined in the *Investment Policy*.

Currently, all aggregate ratings categories are within the Policy limits ensuring Council remains compliant across the institutional credit framework outlined in Council's *Investment Policy*.

Compliant	Credit Rating	Invested (\$)	Invested (%)	Max. Limit (%)	Available (\$)
✓	AAA Category	\$0	0.0%	100%	\$57,082,645
✓	AA Category	\$45,056,492	78.9%	100%	\$12,026,153
✓	A Category	\$10,526,153	18.4%	60%	\$23,723,434
✓	BBB Category	\$1,500,000	2.6%	30%	\$15,624,794
✓	Unrated ADIs	\$0	0.0%	15%	\$8,562,397
		\$57,082,645	100.0%		

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.

11. MANAGEMENT REPORTS

11.1. RIVERINA REGIONAL LIBRARY - AMENDMENT OF AGREEMENT

REPORT AUTHOR: MANAGER COMMUNITY SERVICES

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

The amended Riverina Regional Library (RRL) agreement has been endorsed by the RRL Advisory Committee in June 2024. The agreement has been forwarded to Snowy Valleys Council for signing by the Mayor and the Interim General Manager with the application of the common seal of Council. Minor changes have been made to the agreement following the addition of Berrigan Shire Council to RRL and the subsequent learnings following the departure of Wagga Wagga City Council from RRL and the associated issues that occurred.

RECOMMENDATION:

THAT COUNCIL:

1. **Receive the report on the revised RRL agreement; and**
2. **Authorise the Interim General Manager and Mayor to affix the Council Seal and execute all associated documentation to the agreement.**

BACKGROUND:

Snowy Valleys Council have been a member of Riverina Regional Library (RRL) since 2016 and, prior to 2016 both Tumut and Tumbarumba Shire Councils were members. The RRL membership consisting of eleven (11) regional councils and is the largest regional library in New South Wales (NSW). Wagga Wagga City Council was the administering Council and notified other council members of RRL in July 2020 that they wished to withdraw from the current agreement. Resolution was not reached until early 2024 in regard to the distribution of assets after considerable time and resources was spent by RRL on resolving this issue. The changes to the current agreement have been made to reduce the likelihood of this situation occurring in the future if any member Council should decide to withdraw from RRL. The role of the administering Council is defined more clearly in the revised agreement. Berrigan Shire Council requested and was granted membership from July 2024 and their inclusion was made to the current agreement.

REPORT:

RRL has an agreement with all Councils that hold RRL membership which defines the terms and conditions of membership. The term of the current agreement is 2022-2026. The addition of Berrigan Shire to RRL membership and following a long, drawn-out arbitration process with Wagga Wagga City Council following their withdrawal from RRL has necessitated the need for amendments. Following legal advice, the agreement has been altered to ensure that if another Council withdraws from RRL that the conditions for withdrawal and allocations of resources are now stated clearly in the agreement.

The changes in the updated agreement are:

- Berrigan Shire added to the participating Councils.
- The addition of defined definitions of entitlements of a Council if they decide to cease membership of RRL.
- The addition of defined definitions of the administering Council's (currently Coolamon Shire Council) responsibilities.

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

Theme 1 - Our Community

Community Strategic Plan Strategic 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

1.3 Provide services and support to enhance local arts and culture

FINANCIAL AND RESOURCES IMPLICATIONS:

Council pays an annual contribution of \$351,338(2024-2025) which provides SVC access to resources and the mobile Library.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

A legally binding agreement is required with RRL.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

RISK CATEGORY	RISK/REWARD DESCRIPTION	COST/RISK	BENEFIT/ REWARD
Legal	Legal binding agreement required.	Risk of legal ramifications if updated agreement is not signed.	Legally binding agreement in place reducing the likelihood of negative legal ramifications.
Financial	Services and resources received from RRL to provide Library services as per the Agreement.	Risk of increased financial cost to Council.	Services and resources to provide Library services as per the Agreement.
People	Access to well-resourced Libraries affecting community satisfaction.	Loss of access to well-resourced Libraries and dissatisfied community members.	Continuation of access to well-resourced Libraries and satisfied community members.
Service Delivery	Ability to continue to deliver existing Library services.	Potential disruption to Library services.	Continuation of existing Library services.

OPTIONS:

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

COUNCIL SEAL REQUIRED:

Yes

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil required.

ATTACHMENTS

1. RRL Deed of Agreement (revised) (Under separate cover)

11.2. HUMELINK PROJECT UPDATE NUMBER 1 - 12 DECEMBER 2024

REPORT AUTHOR: INTERFACE MANAGER - HUMELINK

RESPONSIBLE DIRECTOR: DIRECTOR INFRASTRUCTURE & WORKS

EXECUTIVE SUMMARY:

The purpose of this report is to update Council on the *HumeLink* Project, and the activities undertaken by the Interface Manager whose responsibility is to oversee all coordination activities between Snowy Valleys Council and the project's joint venture partners in relation to the delivery of the project that is being delivered by an international consortium headed by Transgrid.

RECOMMENDATION:

THAT COUNCIL:

- 1. Note the HumeLink Project Update Report Number 1 - 12 December 2024**

BACKGROUND:

On 29 May 2024, Snowy Valleys Council and Transgrid entered into a mutually beneficial partnership to create an Interface Manager position for the HumeLink Project. Council, in its approach to Transgrid about creating the position, identified that to enable the efficient delivery of the HumeLink Project across multiple sites within the Snowy Valleys Local Government Area (LGA) a dedicated staffing resource at Council would be required.

Through the detailed review that Council undertook on the Environmental Impact Statement (EIS) for the project, it was apparent that there would be a significant uplift in demand for required interface services with Council's planning, asset management, infrastructure and property staff in terms of construction and administrative support functions. Transgrid agreed that it would be mutually beneficial for both parties to have a dedicated resource at Council to facilitate these requests as well as to coordinate responses back to Transgrid in a timely manner.

A Position Description was created and agreed to by both parties, whereby the Interface Manager would in general be responsible for the following activities:

- To coordinate Council resources and responses across the various Divisions of Council in relation to the implementation of the Project across the Snowy Valleys LGA.
- To keep Council's Executive Leadership Team (ELT) apprised of the Project's progress and all implementation issues as they arise as well as issues that are considered to be of Public or Local Community Interest.
- To interface and liaise with Transgrid and other government agencies on Council's behalf.
- To be the main point of contact for Transgrid and other external agencies on all matters relating to the Project.
- To provide input to individual teams throughout Council as required and as relevant to the Project.
- To assist in the development and implementation of any Council policies or processes associated with the implementation of the Project over the next 3 years and/or in response to the Community's expectations and/or the Council's decisions.
- To coordinate the Project's engagements and collaboration with Council representatives and community leaders, as required.

- To support the assessment of the different community investment opportunities within the Snowy Valleys LGA in alignment with the relevant project plans and allocated budget.
- To coordinate Council support and information, as required, for community, media and stakeholder matters relating to the Project.
- To enable the assessment and processing of Council approvals relating to the Project and its construction activities.

Council and Transgrid executed an agreement on 29 May 2024 whereby this position (HumeLink Interface Manager) would be 100% funded by Transgrid, with joint agreement on the selection and recruitment process for the position which would be on a 12-month trial with options to extend the role if mutually agreed to by both parties.

The role was advertised internally at Council as it was deemed a candidate with Council experience would be the most suitable person for the role.

Interviews were undertaken by both parties in June 2024 and a suitable candidate was formally appointed to the role on 24 July 2024 and commenced work on 5 August 2024.

This is the first update report to Council from the HumeLink Interface Manager on the activities that have been undertaken between Council and the HumeLink joint venture partners HumeLink East (Acciona and GenusPlus Group Ltd JV) and HumeLink West (UGL and CPB Contractors JV).

REPORT:

HumeLink is a new 500kV transmission line which will connect Wagga Wagga, Bannaby and Maragle, totaling around 360km of transmission lines. The project traverses six LGA's including Wagga Wagga City, Cootamundra, Gundagai Regional, Snowy Valleys, Yass Valley, Upper Lachlan Shire and Goulburn-Mulwaree.

HumeLink would have a direct interface with the Snowy 2.0 – Transmission Connection project at the future Maragle 500 kV substation and with Project EnergyConnect (NSW – Eastern Section) at the existing Wagga 330 kV substation. Both of these projects have received planning approval by the NSW and Commonwealth Governments.

The HumeLink project will be delivered by two joint venture partners with strong experience in infrastructure projects in regional NSW. The two joint ventures (JV) will each deliver a section of the route:

- HumeLink East: Acciona and GenusPlus Group Ltd (JV); and
- HumeLink West: UGL and CPB Contractors (JV).

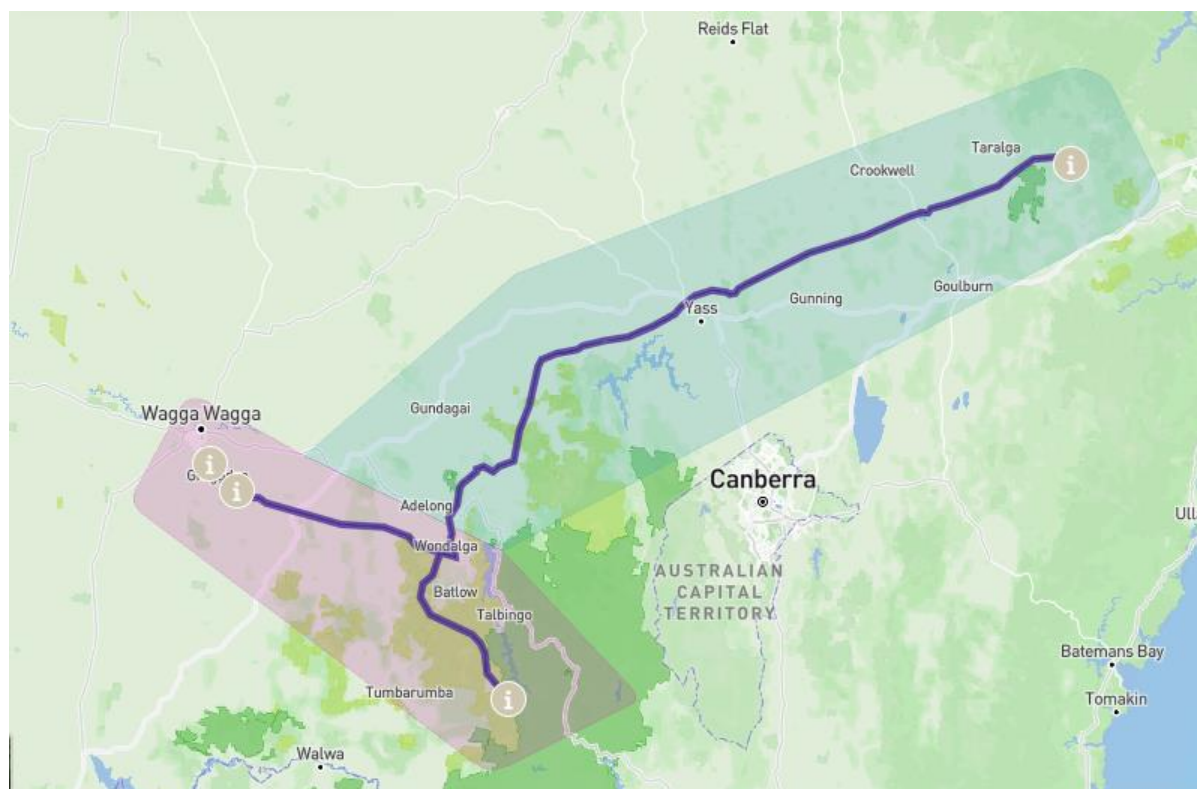
Map 1 shows the transmission lines pathway.

The yellow circles on the Maps indicate the Temporary Construction Compounds, while the blue circles indicate the Combined Temporary Accommodation Compounds and Construction Facilities.



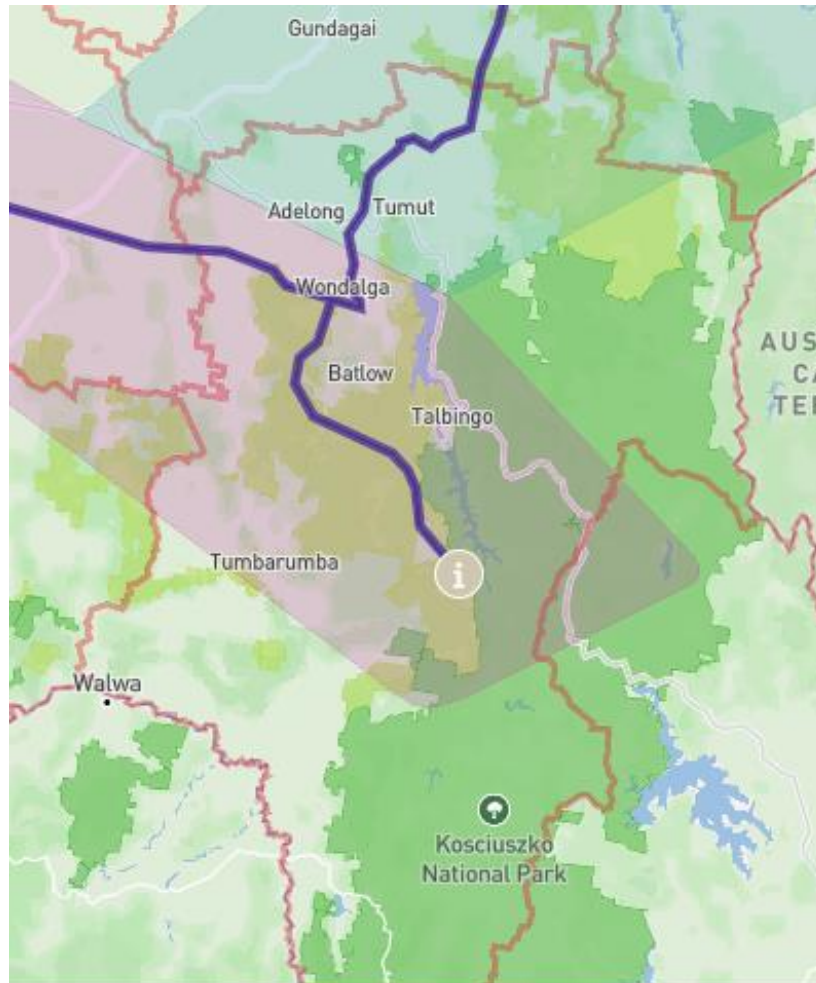
Map 1. HumeLink Transmission Lines

HumeLink West covers the pink area indicated in Map 2 and HumeLink East covers the blue area indicated in Map 2.



Map 2. HumeLink East & West

Notably, the Snowy Valleys LGA is also the interface (junction) point for the HumeLink West and HumeLink East transmission lines and has interactions with both East and West project teams. Snowy Valleys Council has 170km of transmission lines in the LGA as indicated in Map 3.



Map 3. Snowy Valleys LGA

NSW State Approval for the HumeLink project was received on the 14 November 2024 and the project is currently awaiting Commonwealth Approval.

At this stage, HumeLink has been undertaking early works including detailed design, survey and investigations, and procurement. The second stage will include 'Enabling Works', which are to commence after all project approvals are granted and the final investment decision is made, which is expected to occur in December 2024. Enabling Works will include construction of laydown areas, accommodation facilities and access tracks.

Project Update - Interface Manager Activities

The HumeLink Interface Manager has been the primary contact point between Snowy Valleys Council and Transgrid, and the Joint Venture partners from HumeLink East (Acciona and GenusPlus Group Ltd JV) and HumeLink West (UGL and CPB Contractors JV) for the delivery of the project.

The primary work that has been undertaken during the last quarter is the facilitation of the following activities which are summarised in Table 1 and explained in more detail in this section of the report.

Table 1 – Summary of Interface Manager Activities

Activity	Number	Time Frame
Responding to Requests for Information (RFIs)		
170 x RFIs responded to:		
Hume Link West	90 RFIs	Aug to Nov 2024
Hume Link East	60 RFIs	Aug to Nov 2024
Transgrid	20 RFIs	Aug to Nov 2024
Review of Management Plans		
Various Management Plans submitted to SVC	9 x Management Plans reviewed	Aug to Nov 2024
Assessment of Vehicle Movement Plans		
Hume Link West	51 x Roads in SVC LGA – 175Km of Council-owned Roads will be used to deliver this project	Aug to Nov 2024
Hume Link East	20 x Roads in SVC LGA – 100Km of Council-owned Roads will be used to deliver this project.	Aug to Nov 2024
Road Condition and Maintenance Requirements		
Hume Link West	1 x Draft Road Maintenance Agreement issued	Nov 2024
Hume Link East	1 x Draft Road Maintenance Agreement issued	Nov 2024
Dilapidation Reports – Road Infrastructure		
Hume Link West	Report received and being assessed by SVC	Oct 2024
Hume Link East	Report yet to be received	Nov 2024
Section 138 Applications - Engineering Construction Certificate Review		
Hume Link West	16 x Applications submitted – only 6 can be processed - 1 approved and 4 in progress and 1 has been paused by the applicant. Landowners consent is required for Council to approve.	Aug to Nov 2024
Hume Link East	15 x Applications submitted – none approved and 3 in progress. Landowners consent is required for Council to approve.	Aug to Nov 2024
Section 45 Notices		
Pursuant to section 45 of the <i>Electricity Supply Act 1995</i> , Transgrid provided formal notification of Transgrid's intention to enter upon and occupy Land to carry out Electricity Work	7 x Water Course Crossing lots 2 x Crown Land lots 65 x Forestry Land lots 4 x Paper Road lots Council is mapping these points to monitor impacts.	Aug to Nov 2024

Activity	Number	Time Frame
Easement Access Requests - Transgrid Property Team		
Council is consulting with Transgrid on temporary easement access to land which Council has a minor interest.	6 x requests received	Aug to Nov 2024
Quarry Operations & Access		
Council has received two enquiries from Hume Link West	2 x requests received – Wondalga and Nimbo	Aug to Nov 2024
Water Usage Agreement		
Council has negotiated and executed a water supply agreement with HumeLink West	1 x Water use agreement negotiated and Executed	Nov 2024

• Responding to Requests for Information

Council has received a variety of enquires relating to a range of topics from Transgrid, HumeLink West JV and HumeLink East JV which have been responded to and actioned.

Since August 2024 there have been 170 x separate requests relating to the topics detailed in this report, HumeLink East JV are around 30% of these with the majority relating to HumeLink West JV. Each request has been responded to and actioned with multiple rounds of correspondence required in most cases. These requests are in relation to a range of matters which are described in more detail in the following sections of the report.

Council's Interface Manager has facilitated 11 x external meetings since commencing the role, between HumeLink East JV, HumeLink West JV and Council staff in relation to the project.

A key component of the Interface Manager position is to also provide regular updates to Council on the progress of the HumeLink project.

• Review of HumeLink East & HumeLink West draft management plans

Council's Interface Manager has reviewed the following plans:

- Enabling Works Management Plan
- Accommodation Camp Management Plan
- Out of Hours Protocol
- Traffic & Transport Management Plan
- Emergency Response Management Plan
- Bushfire Evacuation Management Plan
- Soil & Water Management Plan
- Waste Management Plan
- Local Business Employment Strategy

This includes the consultation with, and assessment alongside, Council's staff and stakeholders in the various teams associated with each management plan. Feedback is then collated and sent back to HumeLink JV teams for further review and action.

There are several more plans that will be issued to Council for review and ongoing revision of the above-mentioned documents.

• Assessment of Vehicle Movement Plans

Council have assisted in the development of suitable vehicle movement routes and the categorisation of road ownership and road limit specifications with the HumeLink East & West Joint Venture Teams. The HumeLink project will use State Roads, Forestry Roads, Crown Roads, Private Roads and Council-owned Roads. Current planning indicates HumeLink East will utilise 20 x roads in the LGA, with 100km of Council-owned Road. HumeLink West will utilise 51 x roads in the LGA, with 175km of Council-owned Road.

Data provided in the Traffic and Transport Impact Assessment for the Snowy Valleys LGA indicates an average increase of 40 x vehicles per hour per direction on each of the HumeLink East roads, and an average increase of 30 x vehicles per hour per direction on each of the HumeLink West roads, with some roads reaching 60 x vehicles per hour per direction. This indicates an increase of 550 x vehicles per hour across the project footprint for HumeLink East and 700 x vehicles per hour for HumeLink West. Approximately 50% of these vehicles will be heavy vehicles.

- **Road Condition & Maintenance Requirements**

Council has placed traffic counters out on roads that will be used by the HumeLink project partners to determine baseline data on current usage levels and to enable accurate comparison data to be compiled over the life of the project in relation to vehicle movements and types of vehicle movements (Heavy and Light vehicles).

Council is currently discussing road condition and maintenance requirements on affected roads with HumeLink partners to ensure that inspections and maintenance is undertaken throughout project delivery and roads are safe for the community. Council has prepared and issued a Standard Road Maintenance Agreement that obligates the HumeLink East & West Joint Venture Partners to pay Council a monthly maintenance fee to keep the roads in a condition that is equal to the pre-commencement works condition. The Roads Maintenance Agreement has been issued in draft to both HumeLink East & West Joint Venture Partners for comment.

- **Dilapidation Reports & Road Infrastructure**

Council has received an initial dilapidation report from HumeLink West JV, with HumeLink East JV to submit theirs in the coming months. Assessments are being undertaken on road infrastructure - bridges, culverts and associated traffic calming infrastructure to determine suitability for heavy vehicle movements.

- **Section 138 Applications - Engineering Construction Certificate Review**

Access tracks will be built for all of the HumeLink Towers, which require a Construction Certificate. Council will assess all Section 138 applications as they are submitted and will provide feedback to HumeLink East & West JV Teams. For the LGA, there are approximately 40 proposed access points which are processed at Council's standard fees & charges.

The HumeLink West project has to date submitted 16 x applications to Council, however only 6 have landowner consent - of the 6 that can be processed, 1 is complete, 4 are in progress and 1 has been paused by the applicant.

The HumeLink East project has to date submitted 15 x applications to Council, 2 are in progress, however none have landowner consent at this stage so cannot be processed.

- **Emergency Response Planning**

Council hosted a meeting with HumeLink West JV and is assisting with the correspondence between HumeLink West JV and HumeLink East JV and Emergency Services personnel to discuss the Emergency Management Plans and roles/responsibilities of all agencies.

On 22 October 2024, HumeLink West JV presented an overview of the project to the Emergency Services Representatives, with a focus on key risk areas and the control measures that are in place. Key discussion was held around the Emergency Management and Bushfire Evacuation Management Plans, response times, resources and situations that may require escalation. Further engagement will be ongoing and orientation exercises undertaken with emergency services personnel.

- **Review Section 45 Notices**

Section 45 Notices provide notification of Transgrid's intention to access land for electricity works relating to the project.

Pursuant to section 45 of the *Electricity Supply Act 1995*, Transgrid provided formal notification of Transgrids' intention to enter upon and occupy Land to carry out Electricity Works.

From the notifications, there are seven (7) Water Course Crossing lots, two (2) Crown Land lots, sixty-five (65) Forestry Land lots and four (4) Paper Road lots. Council is mapping these points to monitor impacts.

- **Easement Access Requests - Transgrid Property Management Team**

Council is consulting with the Transgrid Property Management Team in relation to temporary easement access to land which Council has a minor interest.

Council has received 6 requests and is assessing any potential conflict relating to the restrictions that are in place on those easements. Council's historic interest in these easements is primarily around the requirement to have a vegetative buffer to prevent dust and spray drift, or the restriction of erecting a dwelling, or a limitation to noise levels.

- **Quarry Operations & Access**

Council has assisted in enquiries regarding quarry operations and access to materials to facilitate the needs of the HumeLink West & East JV project teams.

- **Establishing Communication & Notification Processes**

Council has liaised with the Transgrid Communication and Engagement Teams to provide assistance when community notifications are released to ensure it reaches the correct audience and further advised of the contact points within each township for greatest engagement.

This planning is in preparation for the project delivery phases; currently Council has not been developing any Community Notices.

- **Helipad Locations**

Council has identified helipad locations, ownership and operational requirements and provided detail to HumeLink.

- **Community Investment Proposals**

Council are working to obtain more information from HumeLink partners regarding community funding for local projects. The process for community funding is being established between Transgrid and HumeLink, and further engagement with Council and the Community will be undertaken.

- **Establishment of Water Usage Agreement**

Council has successfully negotiated a Water Usage agreement with HumeLink West JV to purchase water from Council for the purposes of the project. To successfully access the water supply, HumeLink West JV will pay for the design, construction and installation of all water connection infrastructure that is required. Council will undertake all procurement, design, construction, installation and commissioning activities of the water connection infrastructure once it has received the final approved scope of works and payment from HumeLink West JV. Council will then maintain ownership of all of the water connection infrastructure once it has been installed.

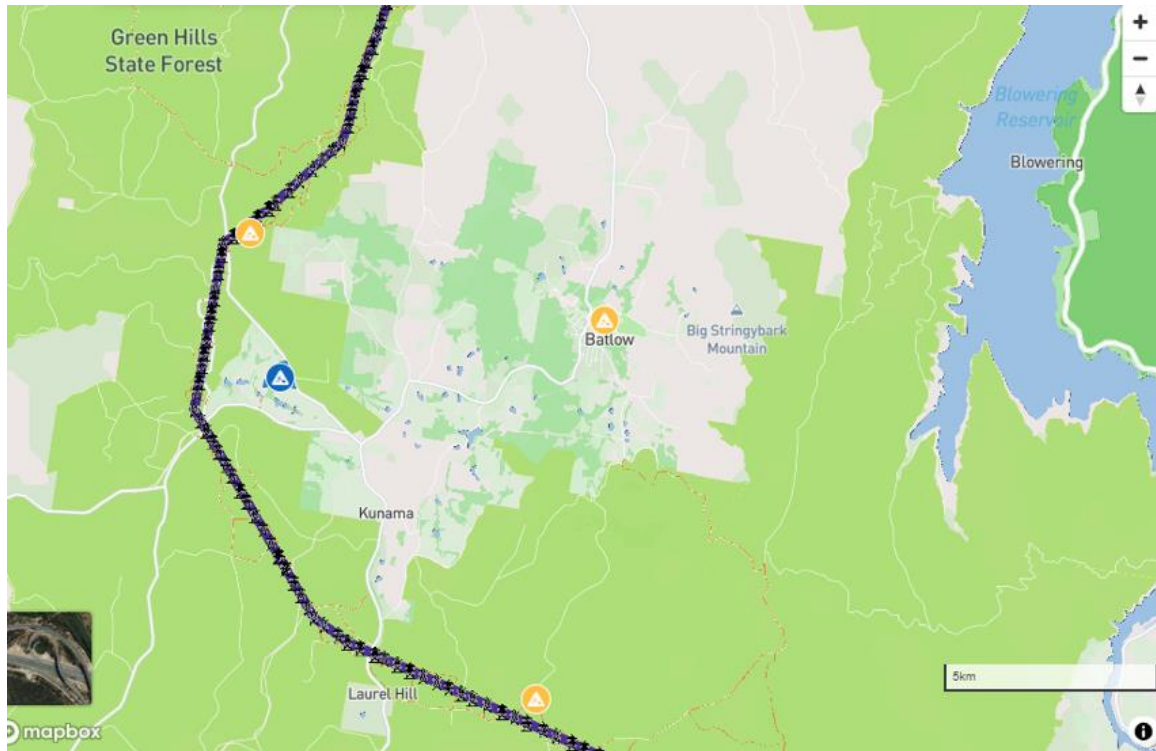
The three (3) site locations that have been nominated and agreed to are:

1. Adelong Raw Water Fill Station at Todds Road – Adelong
2. Batlow Raw and Potable Fill Station at Memorial Avenue – Batlow
3. Tumbarumba Raw Water Fill Station at Power Street – Tumbarumba

- **Batlow Memorial Avenue Compound**

HumeLink West JV have established a compound on Memorial Avenue that will primarily be used for refuelling vehicles, washdown and the water supply fill point. Indicated on Map 4 by the yellow circle at

Batlow township. Map 5 shows the location of the compound on the corner of Memorial Avenue and Mill Road in Batlow.



Map 4. Location of Batlow Memorial Avenue Compound and Kunama Accommodation Camp



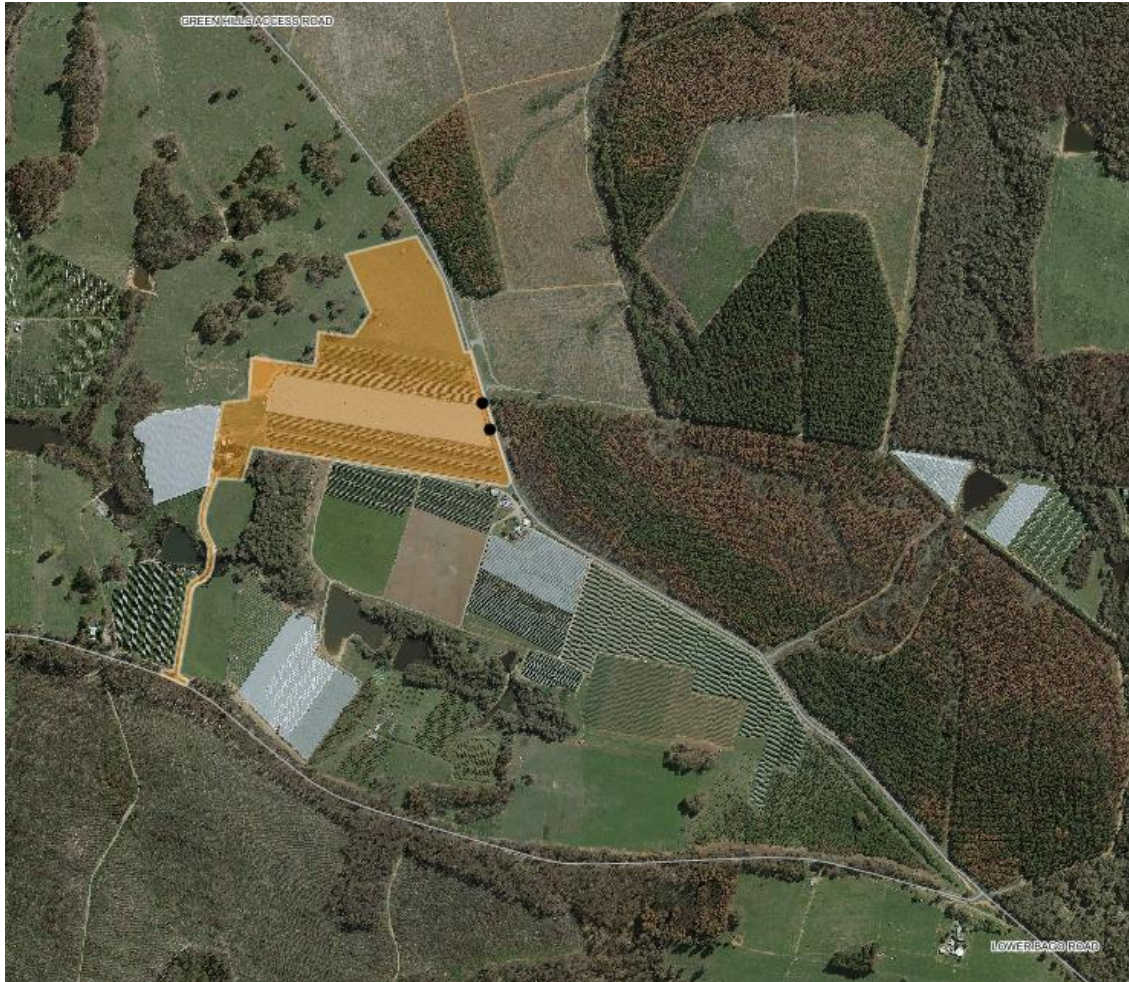
Map 5. Batlow Memorial Avenue - HumeLink West JV – Compound

- **Kunama Accommodation Camp**

The HumeLink West JV Accommodation Camp, located in the Snowy Valleys LGA, will be positioned on Green Hills Access Road - referred to as the Kunama Accommodation site. This will be suitable for 350-

420 workers, indicated on Map 4 by the blue circle west of Batlow township. Map 6 shows the location of the Kunama Accommodation Camp on Green Hills Access Road.

The accommodation camp will be established during the Enabling Works phase. The access tracks to the site will be built followed by the compound construction, Council is currently assessing the Section 138 application for the Kunama site. Council has reviewed the draft Accommodation Camp Management Plan, Accommodation Rules and discussed evacuation plans in conjunction with Emergency Services representatives. Council is further discussing arrangements for wastewater, sewage and rubbish. Raw and potable water will be trucked to the site, as established in the Water Usage Agreement.



Map 6. Kunama Accommodation Camp

- **Batlow United Community Chamber (BUCC) Meeting**

The Interface Manager attended the BUCC Meeting on Sunday, 24 November 2024 to provide information about the Transgrid & HumeLink Project progress, the Accommodation Camp, works update and Community opportunities.

The BUCC attendees have requested further information regarding specific project impacts, which will be provided.

This presentation is attached under separate cover for reference.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

Integrated Planning and Reporting Framework:

Community Strategic Plan Theme

Theme 2 - Our Economy

Theme 3 - Our Environment

Theme 4 - Our Infrastructure

Theme 5 - Our Civic Leadership

Community Strategic Plan Strategic Objectives

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

CSP3 Our natural environment is cared for and protected to ensure future generations can experience and enjoy its beauty

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

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

Delivery Program Principal Activities

2.4 Attract and support local business and industry

3.4 Partner with other agencies to protect our natural spaces and environment

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

4.3 Plan and provide a program to maintain the local road network

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

5.6 Proactively support and advocate for the needs of the community to other level of government and organisations

FINANCIAL AND RESOURCES IMPLICATIONS:

The Interface Manager position has been specifically created in response to the increasing amount of Council staff time and resources that were being requested by Transgrid for the delivery of the HumeLink project. The creation of the position is mutually beneficial to both Council and Transgrid through the time, cost and communication efficiencies it brings to both parties during the implementation phase of the project.

The role is 100% funded by Transgrid and is for an initial 12 month period, ending August 2025.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Council has no statutory authority in this process as the project is classified as Critical State Significant Infrastructure.

The HumeLink project is assessed by the NSW Department of Planning and Environment (DPE) under Part 5, Division 5.2 of the *Environmental Planning and Assessment Act 1979* (EP&A Act). The project has also been declared a "controlled action" under the *Commonwealth Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) and will be assessed by the Commonwealth Department of Climate Change, Energy, the Environment and Water (DCCEEW) under the assessment bilateral agreement, which accredits certain NSW processes to reduce assessment duplication by the Commonwealth Government. The approval authorities are the NSW Minister for Planning and the Commonwealth Minister for Environment and Water.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

RISK CATEGORY	RISK/REWARD DESCRIPTION	COST/RISK	BENEFIT/ REWARD
Environmental & Public Health	Transgrid has prepared the Environmental Impact Statement (EIS) in accordance with the Planning Secretary's Environmental Assessment Requirements (SEARs), the Supplementary SEARs, the requirements of the EP&A Act and EPBC Act, the Environmental Planning and Assessment Regulation 2021, and the State Significant Infrastructure Guidelines. Transgrid further submitted the Amendment Report in response to the submissions raised during the public exhibition of the EIS.	This assessment is undertaken by Transgrid.	This assessment is undertaken by Transgrid.
Financial	The Interface Manager role is 100% funded by Transgrid. The HumeLink project is a \$4.8 billion investment.	Nil cost to Council.	Externally funded position enables a dedicated resource to Council.
People	The HumeLink project requires Council staff resources and time.	Potential reduction in services as staff resources are required for the HumeLink project tasks.	The Interface Manager provides a dedicated resource to take pressure off staff and manage the workload created by the HumeLink project.
Technology	The HumeLink project is classified as a state significant infrastructure and required to provide power to the National Electricity Market (NEM).	Transmission lines installed across the project footprint.	Reliable and sustainable renewable energy for the NEM.
Stakeholder	The Snowy Valleys Community and landholders and Council are key stakeholders in the HumeLink project.	Community concerns regarding the impacts of the project.	Potential for Community Investment funding or Community Grants. Employment opportunities for local businesses and subcontractors to supply product and services to the project.
Service Delivery	The Interface Manager role has been established to enable the delivery of services between Snowy Valleys Council and HumeLink.	Council has a statutory responsibility to facilitate the needs of the project.	Council has the ability to advocate for the Community to ensure the best outcome and benefit and is provided through the project delivery.

OPTIONS:

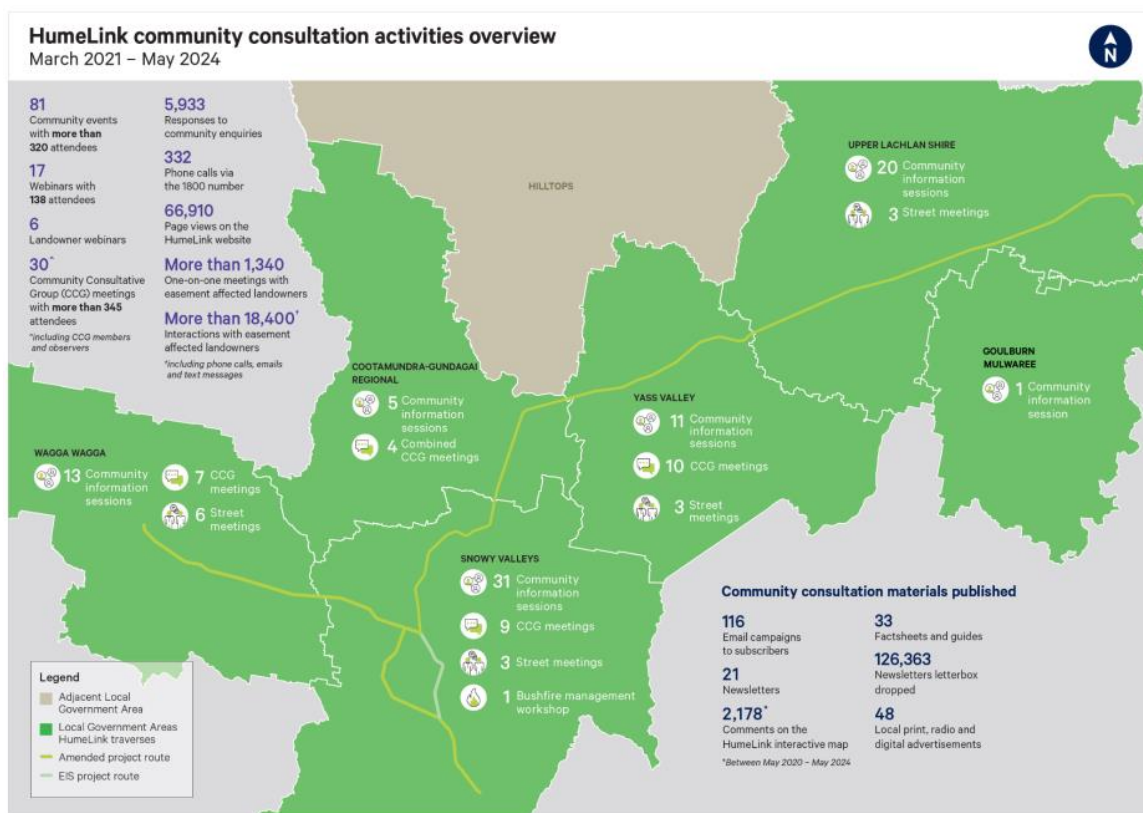
1. Adopt as per recommendations set out in this report - preferred option.
2. Amend recommendations set out in this report.
3. Decline the recommendations set out in this report.

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Community consultation relating to the HumeLink project is led by Transgrid, Map 7 indicates the community consultation sessions that have been undertaken.



Map 7 HumeLink Community Consultation Activities

No consultation was undertaken with the community regarding the Interface Manager position as this followed an internal recruitment process.

ATTACHMENTS

1. History of Previous Motions (under separate cover)
2. Transgrid HumeLink Presentation – BUCC (under separate cover)

11.3. BATLOW & KHANCOBAN POOL OPERATING HOURS

REPORT AUTHOR: MANAGER UTILITIES, OPEN SPACE & FACILITIES

RESPONSIBLE DIRECTOR: DIRECTOR INFRASTRUCTURE & WORKS

EXECUTIVE SUMMARY:

The purpose of this report is to recommend adjusting the opening hours of the Batlow and Khancoban public pools to increase the opening days from four (4) to five (5) whilst reducing the daily operational hours during the school holiday period, from Saturday, 21 December 2024 to Sunday, 2 February 2025. This proposal ensures minimal impact on the adopted operational budgets.

RECOMMENDATION:

THAT COUNCIL:

1. Amend the 2024/2025 operational hours of Batlow and Khancoban Pools to open five (5) days a week (Wednesday to Sunday) 12.30pm to 6pm during the school holiday period, being from Saturday, 21 December 2024 to Sunday, 2 February 2025.

BACKGROUND:

At Council's 20 June 2024 Ordinary Meeting the following was resolved:

10.6. PUBLIC SWIMMING POOLS 2023/2024 SEASON REPORT

M121/24 RESOLVED:

THAT COUNCIL:

3. Implement future pool operational cost savings by:

- a. opening Adelong, Batlow, Khancoban and Tumbarumba pools two weeks later than the traditional dates with an estimated saving of \$60,000 per season:
 - i. Adelong – 26th October 2024 (swipe cards two weeks earlier)
 - ii. Batlow, Khancoban and Tumbarumba – 23rd November 2024 (swipe cards two weeks earlier)
- b. reducing the operational open hours at Batlow and Khancoban pools to Thursday through to Sunday only (closed Monday to Wednesday) with an estimated saving of \$20,000 per season. Swipe card users retain access Monday to Wednesday.

Cr Hughes/Cr Thomson

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

Against: Cr Hayes, Cr Larter

CARRIED

7/2

In an effort to reduce the ever increasing pool operational costs, Council resolved, as noted above, to reduce the operational hours at Batlow and Khancoban pools based on the low patronage numbers, significant operational costs and difficulty in recruiting lifeguards. The operational hours were reduced from seven (7) days a week to four (4) days while card holders still have access seven days a week from 7am to 8pm.

In late October 2024 Council met with the newly formed Batlow Amateur Swimming Club (BASC). Following this meeting the BASC provided Council with a proposal (refer attached) requesting the Batlow Pool be reopened seven (7) days a week with the pool closing at 6pm (instead of the current 6.30pm). The Club also highlighted a number of proposed programs and activities which they advised required the pool to be open for longer hours however it was explained that all of these programs can be accommodated under the current hours through user agreements which allows groups to access the pool outside of normal

operating hours and which currently occurs (and has been for a number of years) at Council's other public swimming pools. It should be noted that at the time of the meeting with BASC, they had not commenced membership recruitment and therefore had no members (apart from the committee members), nor could they advise expected membership numbers.

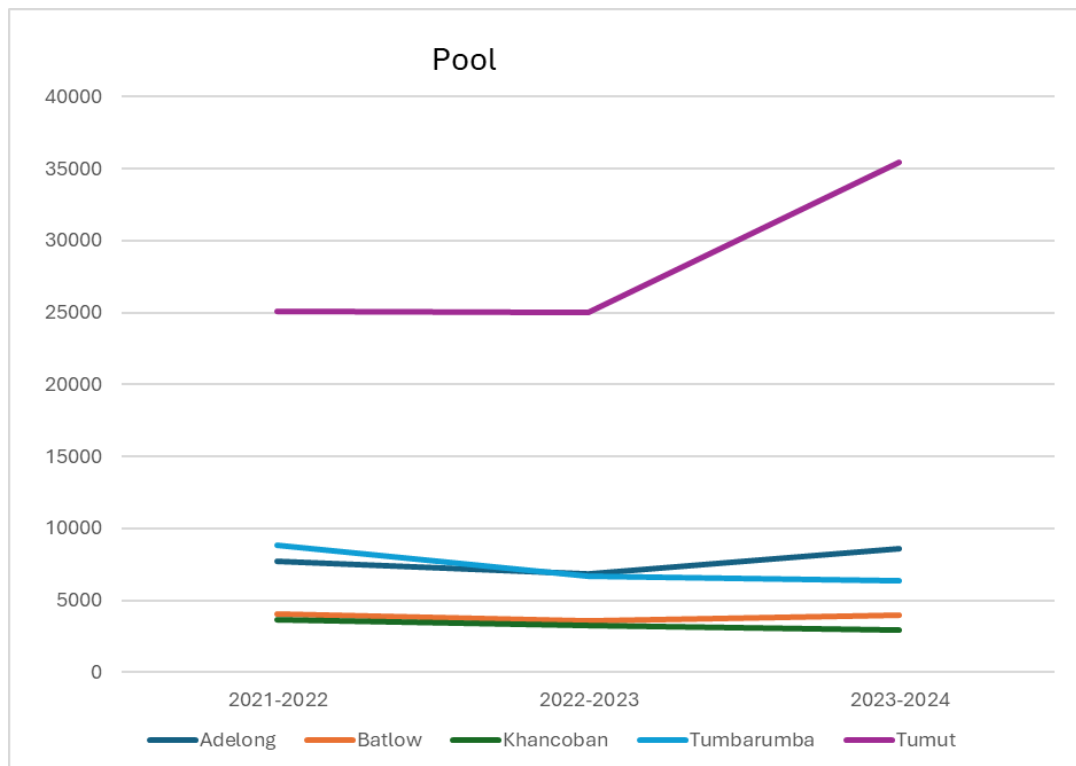
REPORT:

Over the past three seasons Council spent in excess of \$4.5M of grant funds on upgrading the communities five public swimming pools. Specifically \$1.9M has been spent at Batlow Pool while Khancoban received upgrades to the value of \$750,000. Despite overall attendance numbers at the pools being significantly higher last season than in previous seasons, and also noting last season pool entry fees were reintroduced for the first in a number of years, Batlow and Khancoban numbers remained disappointingly static as outlined in the below table and graph.

Table 1. Pool attendance numbers over past three (3) seasons:

	2021-2022	2022-2023	2023-2024
Adelong	7,736	6,816	8,560
Batlow	4,071	3,571	3,958
Khancoban	3,680	3,215	2,948
Tumbarumba	8,842	6,661	6,330
Tumut	25,086	24,978	35,451
TOTAL	49,415	45,241	57,247

Graph 1. Pool attendance numbers over past three (3) seasons:



Following consultation with BASC, Management has proposed expanding the operational hours of both Batlow and Khancoban pools by opening an extra day whilst reducing the daily opening times by 1 hour during the school holiday period resulting in minimal impact to the budget. That is, over the school holiday

period of 6 weeks, the proposed reduced hours per day would be 12.30pm to 6pm (instead of 12pm to 6.30pm) which equates to 1 hour less per day. Opening as proposed for 5 days over the 6 week holiday period provides 6 extra days of 5.5hr (at the new proposed time of 12.30pm to 6pm) which equates to an additional 33 hours. Therefore the proposal of an extra day per week at 1 hour less per day equates to a total extra 9 hours over the season. This would mean in terms of cost, approximately an additional \$750 of operating costs (staff wages) for both Batlow and Khancoban pools.

BASC also proposed operating the canteen, with the Club to take the profits from the operation. Given the pools have opened and the Club is unsure on membership at the time of writing this report Council has undertaken canteen operations. Volunteer/BASC operation of the canteen will be explored for next season.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

Integrated Planning and Reporting Framework:

Community Strategic Plan Theme

Theme 1 - Our Community

Community Strategic Plan Strategic Objectives

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

Delivery Program Principal Activities

1.2 Provide and maintain community spaces that encourage activity and wellbeing

FINANCIAL AND RESOURCES IMPLICATIONS:

The proposal of adjusted hours is for the school holiday period of 6 weeks from Saturday, 21 December 2024 to Sunday, 2 February 2025. The proposed reduced hours per day of 12.30pm to 6pm equates to 1 hour less per day, over 4 days per week by 6 weeks is 24hrs less in total. Opening as proposed for 5 days over the 6 week holiday period is 6 extra days of 5.5hr (at the new proposed time of 12.30pm to 6pm) which equates to 33 hours. Therefore the proposal equates to a total extra 9 hours over the season. This would mean, in terms of cost, approximately an additional \$750 of operating costs (staff wages) for both Batlow and Khancoban pools over the school holiday period.

Table 2 shows the 2024/2025 operational budget and expenditure year to date (end October).

Table 2 - 2024/2025 budget and year to date expenditure

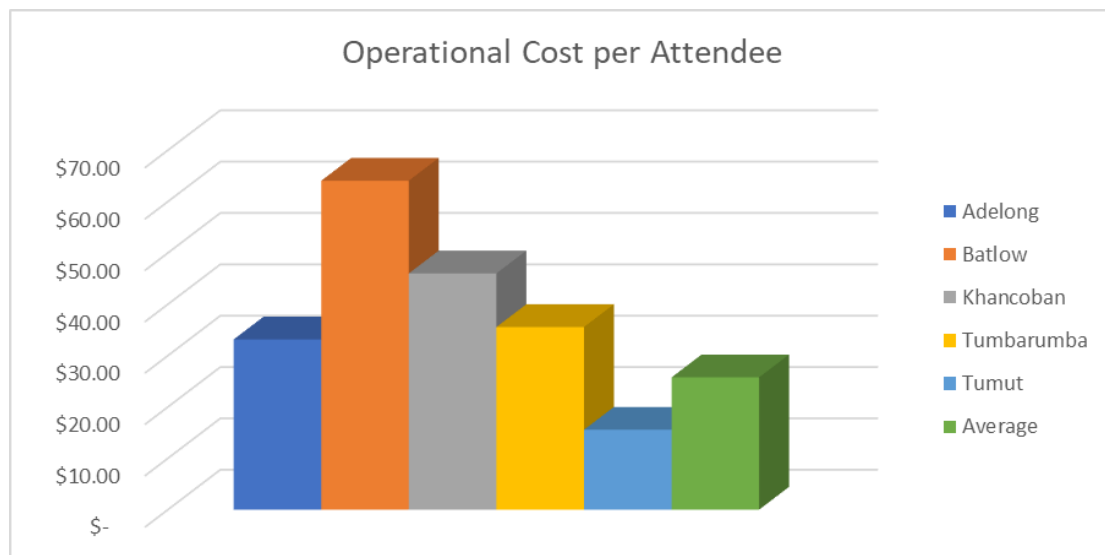
Pool	Budget 2024-25	Expenditure YTD (Oct 2024)
Batlow	\$ 277,078.61	\$ 31,389.90
Khancoban	\$ 150,312.31	\$ 30,543.08

Table 3 clearly highlights the variance across the five public swimming pools in regards to expenditure, revenue and patronage. Last season, Batlow's patronage was 7% of the total patronage for all five pools while its expenditure was 17% of the total five pools expenditure while revenue was 6% of the total five pools. Khancoban had 5% of the total five pools patronage with expenditure 9% and 7% for revenue.

Table 3 - 2023/2024 individual pool expenditure, revenue and attendance

Pool	Expend. Budget	Expend. Actual	Expend. % of Total	Revenue Budget	Revenue Actual	Revenue % of Total	Attend.	Attend. %
Adelong	\$ 231,668	\$ 283,684	19%	\$ 60,400	\$ 43,751	16%	8,560	15%
Batlow	\$ 253,846	\$ 253,513	17%	\$ 20,500	\$ 15,290	6%	3,958	7%
Khancoban	\$ 100,336	\$ 135,610	9%	\$ 32,500	\$ 19,864	7%	2,948	5%
Tumbarumba	\$ 201,752	\$ 225,055	15%	\$ 32,000	\$ 46,766	17%	6,330	11%
Tumut	\$ 405,088	\$ 551,260	37%	\$ 21,000	\$143,407	53%	35,451	62%
Other	\$ 5,051	\$ 25,191						
TOTAL	\$1,197,741	\$1,474,312		\$366,400	\$269,078		57,247	

Graph 2 below shows the operational cost per individual pool attendee for the season 2023/2024 with Batlow costing the highest at \$64 per patron followed by Khancoban at \$46 per patron. Tumbarumba was \$33, Adelong \$33 and Tumut \$15 per patron.

Graph 2. Operational cost per individual pool attendee for the season 2023/2024

Note - as outlined in the Public Swimming Pools 2023/2024 Season report presented to Council at the June 2024 Ordinary Meeting, the budget overrun last season was due to incorrect internal charges and overheads budgeting which saw a \$340,834 reduction in the budget from the previous season. Correct budgeting per previous seasons for internal charges and overheads would have resulted in a \$64,000 underspend.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Local Government Act 1993, Work Health and Safety Act 2011 (WHS Act), Civil Liability Act 2005, Volunteers Policy, Community & Recreational Facilities Management Policy, Procurement Policy, SOP - Contractor Management.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Public Swimming Pools by nature are expensive to operate due to the required compliance with relevant legislation, mitigation of risks and the associated energy and materials needed for day-to-day operations. Particularly in regional areas with limited populations, public swimming pools struggle to generate sufficient revenue to cover those operating costs, and therefore, require significant subsidy from the broader rate

base and not just pool users. This can be said for many public assets including parks and sporting fields, libraries and a range of other Community facilities.

These assets provide important benefits to the community and are key attractions for visitors from outside of the Snowy Valleys Council LGA. Public Swimming pools also play a key role in teaching all members of our communities, especially children, the vital skill of swimming and also enjoying all forms of aquatic recreation.

Therefore, Council and the community need to determine the ongoing amount of subsidy should it continue to operate all five (5) public swimming pools.

Volunteers provide a valuable, and value adding benefit to the community and to Council. Council has a number of volunteers and volunteer organisations across the LGA. Under the Guidance Note – Volunteers and S355 Committees provided by Council's insurer, Statewide Mutual - "Councils have a responsibility to protect the health, safety and welfare of their volunteers and meet legislative requirements to oversee the operation of volunteers especially concerning financial recording and reporting, and to comply with legislation."

In regards to BASC's proposal for volunteers, a number of factors need to be considered. Volunteers involved in physical tasks at Council facilities face potential hazards related to the work they perform. Generic hazards include slips, trips and falls, manual handling injuries, or exposure to hazards from plant and equipment. Volunteers who work on public assets may also be involved in situations where their actions cause damage to third parties by causing injury or loss as a result of their activities.

Volunteers come from across the community, including those who may have a higher risk of physical injury, underlying health issues or other risk factors, when compared to Council employed workers who are covered by a **Fitness for Work Policy**. This may increase both likelihood and/or consequence of injury for the individual.

Volunteers are not entitled to Workers Compensation as they are not employees for the purposes of this legislation. This may lead to common law claims for compensation in the event of an injury unless a Personal Accident insurance policy is maintained by their community organisation.

Compliance Risks

Council remains legally responsible for ensuring that all work performed on its assets complies with relevant laws, regulations, and standards.

Volunteers are treated the same as employees under the WHS Act and Civil Liability Act and WHS Duties apply to workers, the organisation, SVC, and to Officers of SVC including Councillors. Council may be held liable if volunteers are not properly trained, equipped, or supervised.

"Council should supervise volunteers to ensure compliance with council requirements throughout the course of their engagement."

Guidance Note – Volunteers and S255 Committees, Statewide Mutual

There is considerable compliance risk associated with volunteers because they are less likely to comply with Council policy or WHS requirements because their motivation is not based on remuneration. These risks are significantly mitigated when a community organisation is legally responsible for ensuring their volunteers have safe systems of work.

Reputational Risks

In addition to the legal perspective that volunteers are workers acting on Council's behalf, there is the public perception of volunteers in the community. If volunteers are working in an unsafe manner or their behaviour is inappropriate towards members of the community, then this will reflect poorly on Council.

If volunteers or community organisations fail to maintain Council assets to the required standards, the Council's reputation may be affected. Additionally, negative incidents involving volunteers, such as accidents or public complaints, may damage the community's trust in Council operations.

There is also reputational risk to refuse an application by a volunteer organisation to perform a community service. However, this should be considered and weighed against all the risks identified in this report.

Financial Risks

In many cases, the community organisation has approached Council because the asset or facility they wish to manage has been identified as financially or operationally unsustainable.

Council may face significant costs arising from incidents involving volunteers, including exposure due to gaps in volunteer insurance policies or misunderstandings about the extent of coverage provided. Volunteers and community organisations may not have adequate insurance coverage, leaving the Council exposed to liability in case of an incident.

If volunteer activities undertaken are not up to standard, the Council may need to expend additional resources and/or engage professional contractors to remedy the situation.

Please note a report is proposed to be presented to Council from Council's Risk Management Officer early in 2025 specifically discussing volunteers.

OPTIONS:

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

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

N/A

ATTACHMENTS

1. Batlow Amateur Swimming Club Proposal (Under separate cover)

11.4. INDIGO POWER - LICENCE AGREEMENT FOR COMMUNITY BATTERY, EV CHARGING STATION AND SOLAR PANELS - TUMBARUMBA

REPORT AUTHOR: PROPERTY & ROADS PARTNER

RESPONSIBLE DIRECTOR: DIRECTOR INFRASTRUCTURE & WORKS

EXECUTIVE SUMMARY:

Council has been approached by Indigo Power which is a community-owned energy company committed to providing clean power to local communities to place a Community Battery, Electric Vehicle Charging Station (EV Charging Station) and Solar Panels on a building and land owned or controlled by Council. The Community Battery will be placed at the Tumbarumba Showgrounds adjacent to Councils' Sports Stadium and will be connected into an expanded network of Solar Panels that currently exist on the roof of this facility. A 100Kw fast charge Electric Vehicle Charging Station will also be placed nearby in Councils' Road Reserve on Lauder Street in Tumbarumba and will be powered by the nearby Community Battery.

The purpose of this report is to inform Council that a formal instrument of agreement (licence agreement) between Council and Indigo Power has been negotiated to enable the Community Battery, EV Charging Station and Solar Panels to be constructed on Councils' property and land.

The licence agreement outlines the responsibilities that will be incumbent upon Indigo Power to construct, operate and maintain this electrical infrastructure on Councils' property and land for the duration of the agreement.

RECOMMENDATION:

THAT COUNCIL:

- 1. Note the report on the Third-Party Infrastructure Master Licence Agreement that Council has negotiated with Indigo Power on the construction, operation and maintenance of a Community Battery, Electric Vehicle (EV) Charging Station and Solar Panels located at the Tumbarumba Showground's adjacent to Tumbarumba Sports stadium as well as in Councils Road Reserve on Lauder Street, Tumbarumba.**

BACKGROUND:

Council was approached by Indigo Power in January 2024 in relation to installing a Community Battery, Electric Vehicle Charging Station and Solar Panels on a Council-owned Property as well as land adjacent to Councils' Sports Stadium at Tumbarumba. The Community Battery would be connected into and expanded network of solar panels that currently exist on the roof of this facility. Indigo Power at the same, time also approached Council about placing a "Fast Charge" Electric Vehicle (EV) Charging Station in Councils' Road Reserve on Lauder Street in Tumbarumba.

Project Background

Indigo Power has partnered with the Tumbarumba Chamber of Commerce to improve energy resilience in Tumbarumba and its surrounds through the delivery of the Tumbarumba and Upper Murray Energy Resilience and Reliability Project (TUMERRP). A grant for the project was secured through the Black Summer Bushfire Recovery Grants Program, funded by the Commonwealth Government following the Black Summer Bushfires of 2019/2020.

Overall the project to date has installed solar and battery systems across important community sites to improve the Tumbarumba community's ability to respond to future emergencies. Many of these sites are Council sites, including the Tumbarumba Depot, the Tumbarumba Caravan Park, the Tumbarumba Showgrounds, the Carcoola Children's Centre, Khancoban Hall, and Tumbarumba RSL Hall.

The project included funding for delivering an electric vehicle fast charger (100 kW) for the township of Tumbarumba. The project also included a feasibility assessment of community battery sites, and the Tumbarumba Sports Stadium was assessed as being an appropriate site for a Community Battery. Indigo Power successfully applied to the Australian Renewable Energy Agency's (ARENA) Community Battery Grant Program to deliver a community battery at this site.

The licence agreement allows for the delivery of the community battery and the electric vehicle fast charger at the sites identified in this report. In addition, Snowy Valleys Council has the option of purchasing low-cost renewable energy for the Sports Stadium directly from solar and battery system through a separate agreement. The benefits for the project are expected to be:

- Increased electric vehicle tourism to the town.
- Reduced carbon emissions.
- Option to secure low-cost renewable energy and long duration back up power for the site.
- Support for a community-led energy resilience project.

The following will be installed:

- 150kW/500kWh lithium LFP battery energy storage system (BESS) at a site adjacent to Council's Sports Stadium on the Tumbarumba Showground.
- 100kW Blueberry EV charger at a site on Lauder Street in Tumbarumba.
- 75kW of additional Solar Panels with inverters on the roof of Council's Sports Stadium at Tumbarumba.

REPORT:

Due to this electrical infrastructure being constructed by a third party on Council's Property, Land and Road Reserve (Public Land), it is the responsibility of Council to ensure that this infrastructure meets all of Council's requirements and the community's expectations in terms of how it is to be constructed, operated and maintained.

The construction of this third-party electrical infrastructure which comprises a new 150kW/500kWh lithium LFP Community Battery, 100Kw EV Charging Station and Solar Panels is to be formalised using Councils' standard Third-Party Infrastructure - Master Licence Agreement.

This formal instrument of agreement is designed to minimise the risk of damage to any of Council's property or land owned or controlled by Council as well as protect Council from any Public Liability claims that may arise as a result of this Third-Party infrastructure on Councils' property or land.

Both Council and Indigo Power have agreed to the terms and conditions of Council's standard Third-Party Infrastructure - Master Licence Agreement which has been negotiated over the last few months. Refer to the Confidential Attachment 1 of this report which contains the full licence agreement.

It is anticipated that the Community Battery, fast charge 100Kw EV Charging Station and associated Solar Panels will be in operation by the end of this financial year - June 2025.



Figure 1. Example of EV Charging Stations and Battery proposed on Lauder Street, Tumbarumba



Figure 2: Proposed location of the EV Charging Station – Lauder Street, Tumbarumba

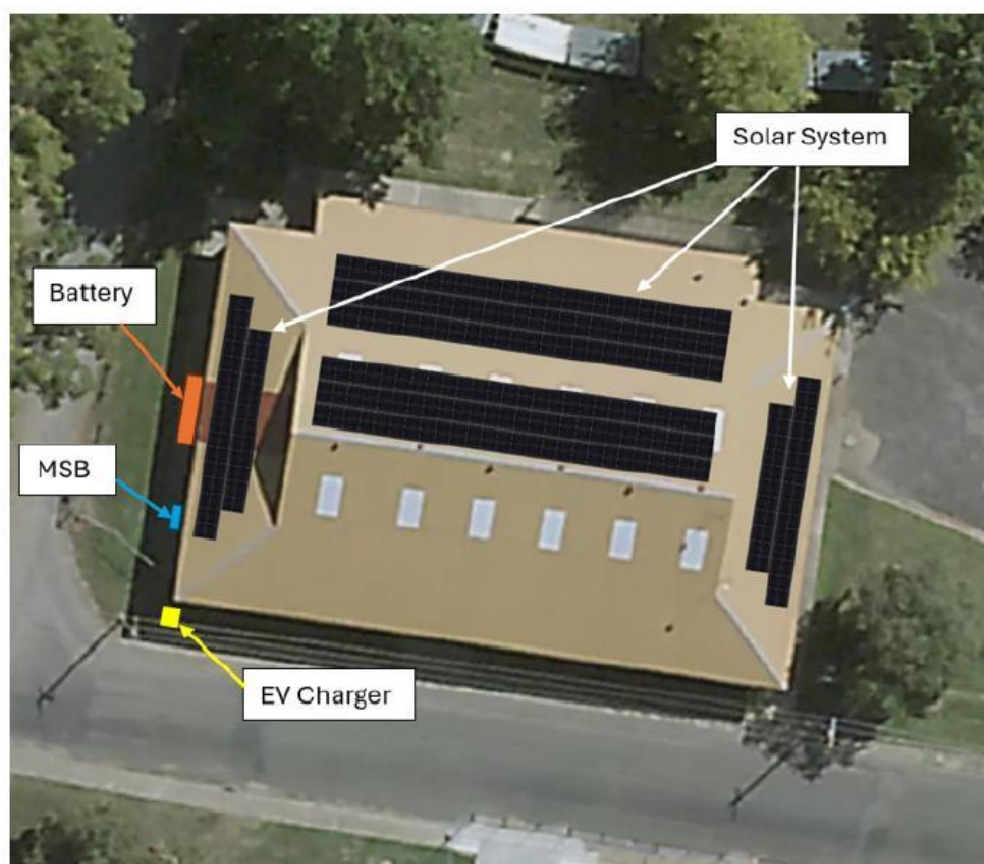


Figure 3: Aerial view of location of Battery, MSB, Solar System in relation to the EV Charger



Figure 4: Community Battery location- adjacent to Tumbarumba Sports Stadium

Planning Approvals

The installation of this type of electrical infrastructure (Community Battery, EV Charging Station and Solar Panels on Councils land and or buildings) can be undertaken as '*development without consent*' (no Council approval required) but a Part 5 Assessment would still need to be undertaken. The Part 5 Assessment would require the proponent (Indigo Power) to submit to Council a "Review of Environmental Factors" (REF) document for approval along with drawings, location plans and technical specifications for the equipment that is proposed to be installed.

State Environmental Planning Policy Transport and Infrastructure 2021 – Clause 2.44 provides this approval pathway for this type of electrical infrastructure.

Licence Agreement - Summary of General Requirements

The licence agreement that has been used for this infrastructure is Council's Standard Third-Party Infrastructure - Master Licence Agreement and has been negotiated over the last few months. All aspects of the agreement as it stands have been agreed to by Indigo Power. In summary, the agreement obligates the licensee (Indigo Power) to undertake the following in relation to the construction, operation and maintenance of the Community Battery, EV Charging Station and Solar Panels.

Indigo Power warrants the following under the Licence Agreement:

1. That Indigo Power will pay Council an annual license fee to place its electrical infrastructure (EV Charging Station, Community Battery and Solar Panels) on Council Property, Land and Road Reserve. The License fee is subject to CPI increases applied annually.
2. That Indigo Power will provide Council with a Security Deposit by way of Bank Guarantee.
3. That the Licence agreement for the Community Battery, EV Charging Station and Solar Panels to be located on Council Property (Building and Land) is for a 10-year term with two five (5) year options to extend the Licence.
4. That the construction, ongoing operation and maintenance of the Community Battery, EV Charging Station and Solar Panels shall be undertaken at Indigo Power's cost.
5. Indigo Power will make the EV Charging Station and Community Battery available for public (Community) use at all times once in operation.
6. Indigo Power will ensure that the Community Battery, EV Charging Station and Solar Panels do not interfere with the Council's use of the Council Infrastructure, land or nearby properties.
7. Indigo Power will ensure that the Community Battery, EV Charging Station and Solar Panels shall be permanently labelled to identify Indigo Power as its owner.
8. Indigo Power will ensure that the Community Battery, EV Charging Station and Solar Panels will be installed by carriers or contractors who are licensed under the '*Telecommunications Act 1997*' and or the '*Electricity Supply Act 1995*' which includes but is not limited to the erection of solar panels, community batteries, electric vehicle charging stations, mobile phone towers, poles, structures and associated hardware / services including the installation and maintenance of conductors, cables, pillar boxes, substations and other associated services and connection hardware.
9. Indigo Power warrants that it has authorisation from the Australian Energy Regulator (AER) to establish all the necessary systems (including billing systems) to support the function of the retail sale of Energy from this facility (EV Charger and Community Battery) and associated equipment. The applicant or its commercial partners are authorised to retail electricity and will comply with the relevant provisions of the National Electricity Rules (NER), and AER Retailer Authorisation Guidelines.
10. Indigo Power will ensure that the Community Battery, EV Charging Station and Solar Panels shall comply with all applicable laws, planning and environmental regulations, building regulations, work, health and safety laws (including but not limited to those standards set out in the *Work*

Health and Safety Act 2011 and any relevant building code of practice, and/or any order from a regulatory authority.

11. Indigo Power will be responsible for all ongoing operational requirements of the Community Battery, EV Charging Station and Solar Panels for the duration of the licence agreement which has been granted on a 10-year term with two 5 years options to extend the term.
12. Indigo Power shall maintain the Community Battery, EV Charging Station and Solar Panels in a state of good repair and functionality at all times, undertaking all required maintenance at no cost to Council.
13. Indigo Power is responsible for undertaking all repairs to the Community Battery, EV Charging Station and Solar Panels including vandalism repairs, graffiti removal, pest control and replacement of any parts at no cost to Council.
14. Indigo Power is responsible for providing signage that clearly indicates who members of the public must contact if there are any problems with the Community Battery, EV Charging Station and Solar Panels or if they wish to provide feedback or make a complaint about the condition of the structure. The applicant's contact details – ***which are not to be*** Council's contact details, must be clearly provided and sign posted at the EV Charging Station facility and Community Battery.
15. Indigo Power is responsible for all security measures associated with the Community Battery, EV Charging Station and Solar Panels.
16. Indigo Power must obtain documentation from all required certifying authorities (including Council) to certify that the Community Battery, EV Charging Station and Solar Panels are fit for use and have been constructed in accordance with all relevant legislation, standards and BCA requirements. The documentation must be provided to Council prior to the Community Battery, EV Charging Station and Solar Panels becoming operational.
17. At the end of or at the termination of the agreement, Indigo Power must, at its own cost, remove the Community Battery, EV Charging Station and Solar Panels and associated equipment and services and make good the Council property and land that the infrastructure was located on. The Council property, land and or Infrastructure is to be returned to its condition at the commencement date of the agreement.
18. Council's standard insurance and indemnity requirements for third-party infrastructure on Council (Public Land) apply to this licence agreement.

Refer to Attachment 1 (Confidential Attachment) which includes all Terms and Conditions of the full licence agreement.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

Integrated Planning and Reporting Framework:

Community Strategic Plan Theme

Theme 2 - Our Economy

Theme 4 - Our Infrastructure

Community Strategic Plan Strategic Objectives

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

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

Delivery Program Principal Activities

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

2.2 Promote our towns, villages and region

2.4 Attract and support local business and industry

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:

Nil, as all costs are attributed to the Licensee (Indigo Power) and no costs are borne by Council in relation to the construction, operation and ongoing maintenance of the Community Battery, EV Charging Station and Solar Panels for the duration of the agreement.

Indigo Power will pay Council and annual licence fee to place its infrastructure on Council land and property for the duration of the agreement. The licence fee is subject to annual CPI increases. Indigo Power will also pay Council a Security Deposit by way of Bank Guarantee.

Refer to Attachment 1 (Confidential Attachment) which includes all Terms and Conditions of the full licence agreement.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

All relevant Terms and Conditions set out in the agreed Third-Party Infrastructure - Master Licence Agreement that has been agreed to and signed by Indigo Power.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Nil risk as Council has no responsibility for any costs relating to the construction, operation or ongoing maintenance of the Community Battery, EV Charging Station and Solar Panels. All public liability insurance relating to the Community Battery, EV Charging Station and Solar Panels and associated services infrastructure is the responsibility of Indigo Power. Council's standard Third-Party infrastructure - Master Licence Agreement also indemnifies Council against any potential public liability and risk associated with the Community Battery, EV Charging Station and Solar Panels.

Indigo Power will pay Council and annual licence fee to place its infrastructure on Council land and property for the duration of the agreement. The licence fee is subject to annual CPI increases. Indigo Power will also pay Council a Security Deposit by way of Bank Guarantee.

RISK CATEGORY	RISK/REWARD DESCRIPTION	COST/RISK	BENEFIT/ REWARD
Legal	Indigo Power does not build the Community Battery, EV charging station and Solar Panels in accordance with the relevant Authority Approvals and Australian Standards required for this type of electrical infrastructure and refuses to enter into a formal instrument of agreement with Council on the construction, operation and maintenance of the Community Battery, EV charging station and Solar Panels- Councils standard	Council has no responsibility for costs, construction, maintenance or public liability for the structure.	

RISK CATEGORY	RISK/REWARD DESCRIPTION	COST/RISK	BENEFIT/ REWARD
	<p>Third-Party Infrastructure - Master Licence Agreement.</p> <p>The risk is now mitigated by Indigo Power agreeing to and signing Council's standard Third-Party Infrastructure - Master Licence Agreement for the facility. All public liability insurance relating to the use of the Community Battery, EV charging station and Solar Panels is the responsibility of Indigo Power. Council's standard Third-Party Infrastructure - Master Licence Agreement also indemnifies Council against any potential public liability and risk associated with the Community Battery, EV Charging Station and Solar Panels.</p>		
Financial	Nil - All costs associated with the construction, operation and maintenance of the Community Battery, EV Charging Station and Solar Panels are borne by Indigo Power.	Nil	No costs to Council associated with the development and / or the construction, operation and ongoing maintenance of the Community Battery, EV Charging Station and Solar Panels. All costs are borne by Indigo Power.
Service Delivery	Ongoing maintenance associated structures (Community Battery, EV Charging Station and Solar Panels.) is to be undertaken by Indigo Power. Regular maintenance tasks will be undertaken by Indigo Power.	No costs attributed to Council for any maintenance of the Community Battery, EV Charging Station or Solar Panels.	No costs to Council associated with the maintenance of the Community Battery, EV Charging Station and Solar Panels as all costs are borne by Indigo Power.

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:

External Consultation:

All Community engagement and consultation in relation to the Community Battery, EV Charging Station and Solar Panels will be undertaken by Indigo Power with Councils' guidance.

ATTACHMENTS

1. Confidential - SVC Indigo Power - Third Party - Infrastructure Master Licence Agreement - Final (Under separate cover)

11.5. POST EXHIBITION ADOPTION OF SECTION 7.12 DEVELOPMENT CONTRIBUTIONS PLAN 2025

REPORT AUTHOR: EXECUTIVE MANAGER GROWTH AND DEVELOPMENT

RESPONSIBLE OFFICER: INTERIM GENERAL MANAGER

EXECUTIVE SUMMARY:

Council considered and later endorsed for public exhibition a draft Section 7.12 Development Contributions Plan at the Ordinary Meeting of Council on 17 October 2024. Public consultation has been completed in accordance with the Council resolution, Council's Community Engagement Policy and the requirements of the *Environment Planning and Assessment Act 1979* and associated Regulation 2021.

No submissions were received during the exhibition period and this report seeks Council endorsement of the Plan.

RECOMMENDATION:

THAT COUNCIL:

- 1. Note that no public submissions were received during the exhibition period.**
- 2. Adopt the Section 7.12 Development Contributions Plan 2024 for local infrastructure contributions; and**
- 3. Adopt the commencement date for the Section 7.12 Development Contributions Plan from the date as outlined in the plan under clause 2.4**

BACKGROUND:

The *Environmental Planning and Assessment Act 1979* and the associated Environmental Planning and Assessment Regulation 2021 prescribe the statutory basis in which development contributions can be levied by Council's towards local infrastructure. Section 7.12 provides the appropriate framework where there does not need to be a demonstrated link between the development and the infrastructure funded from the contribution. The contribution rate is charged as a percentage of the estimated cost of the development and is pooled in a restricted account towards infrastructure identified within the plan.

Section 7.12 development contributions plans are generally adopted in areas of low development growth and are particularly used in regional areas of New South Wales. The benefit of Section 7.12 plans is that they enable Council to provide a higher degree of flexibility to apply contributions to various projects within the plan as the needs arise for local infrastructure. Only one plan can be applied to the land and Council is unable to apply a Section 7.12 development contributions plan in the case where a Section 7.11 contribution has been previously levied for the same purpose. Only one plan can be applied to any particular development in the case where two or more contributions plans apply within the Local Government Area.

Section 7.12 contributions plans are widely used within local government in NSW for the purposes of funding local infrastructure with 88 of the 128 Councils (68.75%) in New South Wales currently having adopted a section 7.12 contributions plan. 81 Councils (63.2%) have adopted a section 7.11 contributions plan and 66 Councils (51.5%) have adopted both. The vast majority of section 7.12 plans are adopted in regional and rural NSW where development growth experienced can be lower.

Council endorsed the draft plan for exhibition at its Ordinary Meeting of Council on 17 October 2024, which included both the proposed repealing of the existing plans and also allocation of funding to various projects with the detailed designs of those projects to brought before Council for consideration and adoption prior to any works commencing. On 20 November 2024, Council resolved to rescind the resolution which detailed the repealing of the existing plans and allocation of restricted funds which will be subject to further

consideration at a workshop in February 2025 and presentation to a future meeting of Council. As the section 7.11 and section 7.12 plans act independently, the resolution of the 20 November 2024 and the proposed workshop is not expected to have any effect on the consideration and adoption of the section 7.12 Development Contributions Plan.

REPORT:

In accordance with the Council resolution of October 2024, the Draft Development Contributions Plan 2024 was placed on public exhibition for a period of not less than 28 days commencing on 25 October 2024 and concluding on 25 November 2024. Council's public exhibition strategy for the plan included:

- Public advertisements in the Tumut and Adelong Times and the Tumbarumba Times between 25 October and 25 November 2024;
- A media release issued by Council on 31 October 2024. The media release was published in the Tumut and Adelong Times and Tumbarumba Times;
- A radio interview to raise awareness was undertaken by Council's Communications Unit.
- Information was provided in the Community Newsletter.
- Establishment of a dedicated webpage via an online presence on Council's website explaining the draft plan and was accompanied by a Frequently Asked Questions (FAQ) document;
- Publishing the draft plan on the NSW Planning Portal under public exhibitions.
- Consultation with the NSW Department of Planning, Housing and Infrastructure.

The *Environmental Planning and Assessment Act 1979* and Regulation 2021 require Council to publish the draft document on an *approved website* i.e. planning portal or Council's corporate website (not both) however as part of the exhibition strategy Council proposed to use a number of additional avenues over and above the standard legislated requirements to ensure that effective community consultation was undertaken.

In response to the exhibition period, no submissions were received by Council.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

Integrated Planning and Reporting Framework:

Community Strategic Plan Theme

Theme 3 - Our Environment

Theme 4 - Our Infrastructure

Community Strategic Plan Strategic Objectives

CSP3 Our natural environment is cared for and protected to ensure future generations can experience and enjoy its beauty

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

Delivery Program Principal Activities

3.3 Provide a planning and development framework that enhances local amenity through sustainable growth

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:

Based on the capital investment value of the works considered by Council within the 2023/2024 financial year period, Council would likely collect circa \$381,000 towards the provision of community infrastructure and amenity within year one (1) assuming that the same level of development and development value was achieved within the first year of operation of the Section 7.12 Development Contributions Plan.

Council is aware of a number of high value projects that are in the development pipeline to be lodged in 2025 which would trigger contributions levies under this plan. The contributions payable would likely surpass the contributions collected by Council in the 27 years of operation of the current two section 7.11 contributions plans. These developments are likely to require significant local infrastructure demands on the Council and the plan seeks to outline a framework whereby contributions collected will offset and provide for local infrastructure within the community to meet such demand.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

The Development Contributions Plans will be implemented in accordance with the *Environmental Planning & Assessment Act 1979 (EP&A Act)* and the Environmental Planning & Assessment Regulation 2021 (EP&A Regulation) including relevant practice notes issued by the Department of Planning, Housing and Infrastructure.

In accordance with Clause 216 of the EP&A Regulation 2021, Council will continue to monitor and amend the Contributions Plans on a five-year cycle to account for infrastructure delivered, changes in estimated costs or timing and / or significant changes in the underlying assumptions (e.g. a significant variance from the underlying population forecasts or a major shift in the nature or priorities for infrastructure).

The exhibition of the draft Section 7.12 Developer Contributions Plan has been undertaken in accordance with the requirements of the *Environmental Planning and Assessment Act 1979* and Regulation 2021 and in accordance with ministerial directions will be published on the NSW Planning Portal should the plan be adopted.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

N/A

OPTIONS:

Option 1

THAT COUNCIL:

1. Note that no public submissions were received during the exhibition period.
2. Adopt the Section 7.12 Development Contributions Plan 2024 for local infrastructure contributions; and
3. Adopt the commencement date for the Section 7.12 Development Contributions Plan from the date as outlined in the plan under clause 2.4

Option 2

THAT Council not adopt the Section 7.12 Development Contributions Plan 2024 for local infrastructure contributions.

Option 1 is recommended.

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Community engagement associated with the draft plan has been outlined in the body of this report.

ATTACHMENTS

1. Draft Section 7.12 Development Contributions Plan 2025 (Under separate cover)

11.6. SURVEY OUTCOMES - REINSTATEMENT OF 2P PARKING RESTRICTIONS, THE PARADE TUMBARUMBA

REPORT AUTHOR: EXECUTIVE MANAGER GROWTH AND DEVELOPMENT

RESPONSIBLE DIRECTOR: INTERIM GENERAL MANAGER

EXECUTIVE SUMMARY:

The Parade, Tumbarumba previously had 2 hour parking restrictions within the commercial areas of the town centre. The signage was removed as part of the main street upgrades and Council is seeking to re-instate the signage within the areas defined within the report to increase vehicle turnover and to promote commercial and economic activity for the town centre.

Council resolved to seek an informal survey of the businesses within The Parade Tumbarumba and the report outlines the results of the survey recommending that the signage be reinstated.

RECOMMENDATION:

THAT Council:

- 1. Undertake a 12 month trial to reinstate 2P parking restrictions and associated signage in The Parade, Tumbarumba from Selwyn Street to Bridge Street, Tumbarumba, commencing 1 January 2025 of time restrictions at The Parade Tumbarumba.**
- 2. Review the trial period at the end of the 12 month trial period to determine its effectiveness to promote vehicle turnover in the Tumbarumba town centre and to ensure that the 2 hour restriction remains the appropriate time setting; and,**
- 3. Advise the Local Traffic Committee of the proposed 12 month trial.**

BACKGROUND:

As part of an initiative to increase business opportunities within its town centres, Council proposed to re-introduce timed parking restrictions within the Tumbarumba Town Centre. Council previously imposed two hour parking restrictions within The Parade, Tumbarumba between Selwyn Street and Bridge Street prior to the commencement of the town centre improvement works. The signage was removed as part of these works and in the absence of the signage being erected, unrestricted time parking is permitted upon The Parade, Tumbarumba. The current proposal is to reinstate the 2P signage within this location.



Plan 1: Area identified in Red of the proposed reintroduction of 2P Parking Restrictions.

The proposed re-introduction of timed parking was expected to:

- Increase vehicle turnover within the central business district.
- Provide appropriate levels of parking availability within the retail precinct for the community.
- Increase trading opportunity and commerce through greater accessibility.
- Provide a balanced approach to enable sufficient time for consumers to purchase goods and services within the central business district whilst also enabling parking availability and accessibility.
- Improve traffic and pedestrian safety within the town centre.

The introduction of timed parking restrictions will also seek to encourage shop owners and staff to better utilise nominated unrestricted areas such as the Goldfields Park parking precinct and also Union Lane and Winton Street Carparks.

The Snowy Valleys Council Local Traffic Committee (*Traffic Committee*) considered a report on 14 February 2024 to have the signage and associated parking restrictions re-instated. The Traffic Committee which consists of representatives of Council, Transport for NSW and Emergency Services considered the report and resolved to under item 8.1 *Tumbarumba Parking Limits*:

Item 8.1 Tumbarumba Parking Limits

- Approve the proposal to survey stakeholders along Tumbarumba Parade on the proposed parking restrictions and new linemarking prior to any changes being undertaken.*
- Approve the proposed 2 (two) hour parking restrictions and line marking changes along Tumbarumba Parade if 50% majority support the changes.*

The minutes were reported to Council at the Ordinary Meeting of the Council on the 18 April 2024 where it was resolved to adopt the minutes of the Traffic Committee. During the discussions at the 18 April 2024 meeting, some concerns were raised by Councillors that the survey of business owners could be compromised as a number of business owners and business employees park unrestricted in the Parade Tumbarumba, however, Council proceeded with the proposed survey to better understand the business community sentiment to the proposal.

REPORT:

Council staff in accordance with the resolution provided a survey with questions to 'support or oppose' the proposal which was distributed to local business owners in the Town Centre by hand on 21 May 2024 and provided a period up until Monday, 3 June 2024 for the survey to be submitted to Council. The survey outlined the proposal, the proposal initiatives and the outcomes sought to be achieved by reintroducing the parking restrictions.

During the submission period Council received a total of fourteen (14) responses with nine (9) or 64% in support of the parking restrictions and five (5) or 36% opposing the parking restrictions. With 22 surveys distributed, Council received a response rate of 63.6%.

Acknowledging that Council has received a majority response supporting the proposed reinstatement of the 2P Parking restrictions, it is also acknowledged that there are broader economic benefits through increased accessibility and vehicle turnover which support the reinstatement of the time limited restrictions. The use of such restrictions is not expected to disadvantage any business owner, employee or consumer as longer term unrestricted parking exists in close proximity behind the commercial business fronting The Parade, Tumbarumba where long term parking is encouraged. Likewise, disability parking will remain not time restricted in accordance with the Australian Road Rules for this purpose.

Other themes which were outlined in the comments section of the survey included:

Submission Theme	Support / Oppose	Response
Clients may require 3+ hours to park when conducting business	Oppose	A trial period is being proposed for 2 hours and if adjustments need to be made for a lesser time period this will be considered at the end of the 12 month trial period. A balance needs to be considered between vehicle turnover and sufficient time to undertake business within the town centre.
More parking restrictions are required to reduce traffic congestion	Support	The reinstatement of time restrictions in the town centre will enable Council to increase parking turnover through monitoring and enforcement where required.
Parking enforcement should be promoted as it's the elderly that suffer when car parking is not available	Support	The reinstatement of time restrictions in the town centre will enable Council to increase parking turnover through monitoring and enforcement where required. This will increase accessibility for users.
Business owners and operators park in the main street for the duration of the day taking up carparking spaced for the elderly and shoppers	Support	The reinstatement of time restrictions in the town centre will enable Council to increase parking turnover through monitoring and enforcement where required. This will increase accessibility for users.
Parking restrictions are common sense	Support	Noted.
Parking restrictions should be 3 – 4 hours minimum and carpark in Union Lane needs to be refurbished and Selwyn Street access should be less steep to ensure low vehicles can access	Oppose	The Union Lane carpark has a number of access points that are suitable for all vehicles. Additional line marking in the Union Lane Carpark will be considered in the 2025/2026 budget considerations.
Parking restrictions should be one (1) hour not two (2) hours	Support	A trial period is being proposed for 2 hours and if adjustments need to be made for a lesser time period this will be considered at

Submission Theme	Support / Oppose	Response
		the end of the 12 month trial period. A balance needs to be considered between vehicle turnover and sufficient time to undertake business within the town centre.
Sufficient parking in Union Lane and Goldfields Park for all day parking for those that want to park all day	Support	Opportunities for all day parking is provided in Union Lane and Goldfields Park that has accessibility to The Parade town centre.
Agrees with parking restrictions to be reinstated however suggests 3 hour parking would be more appropriate	Support	A trial period is being proposed for 2 hours and if adjustments need to be made for a lesser time period this will be considered at the end of the 12 month trial period. A balance needs to be considered between vehicle turnover and sufficient time to undertake business within the town centre.

The use of parking timed restrictions is expected to increase vehicle turnover in the central business district and will provide for additional parking opportunity for associated business and trade opportunities with local businesses in the town centre. With 64% of respondents in support of time restrictions being imposed and some commentary surrounding the duration of the time restrictions being shorter or longer in duration, it is proposed to undertake a trial for a period of 12 months.

Accordingly, any trial period commencing in January 2025 until January 2026 would test the effectiveness of the proposal to achieve these objectives whilst also enabling any adjustments to be considered to the duration of the parking restrictions following any feedback within the trial period.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

Integrated Planning and Reporting Framework:

Community Strategic Plan Theme

Theme 4 - Our Infrastructure

Theme 5 - Our Civic Leadership

Community Strategic Plan Strategic Objectives

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

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

Operational Plan

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

4.3 Plan and provide a program to maintain the local road network

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

5.3 Provide accessible and responsive customer service

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

FINANCIAL AND RESOURCES IMPLICATIONS:

It is expected that the erection of time restriction signage can be undertaken within existing operational budgets including the purchase of the signage and installation, line marking of any additional bays and replacement of any existing damaged or fading signage. The costs would be allocated from Council's existing adopted roads budget for Council as part of the 2024/2025 financial year management plan.

It is estimated that the signage materials and installation / labour costs by Council's infrastructure and works teams would be in the vicinity of \$4,500 - \$5,000.

Line marking improvements to the Union Lane Parking Precinct would be considered as part of the 2025/2026 budget considerations.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Any parking restrictions must be supported by a resolution of the Council and signage installed in accordance with the Australian Road Rules to be enforceable.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Nil

OPTIONS:

Option 1:

THAT Council:

1. Undertake a 12 month trial to reinstate two hour - 2P parking restrictions and associated signage in The Parade, Tumbarumba from Selwyn Street to Bridge Street, Tumbarumba, commencing 1 January 2025 of time restrictions at The Parade Tumbarumba.
2. Review the trial period at the end of the 12 month trial period to determine its effectiveness to promote vehicle turnover in the Tumbarumba town centre and to ensure that the 2 hour restriction remains the appropriate time setting; and,
4. Advise the Local Traffic Committee of the proposed 12 month trial.

Option 2

THAT Council:

1. Reinstate two hour - 2P parking restrictions and associated signage in The Parade Tumbarumba from Selwyn Street to Bridge Street Tumbarumba.

Option 3

THAT Council not reinstate 2P parking restrictions and associated signage in The Parade Tumbarumba from Selwyn Street to Bridge Street Tumbarumba.

Option 1 is recommended.

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Community engagement and communication has been considered in the body of the report.

ATTACHMENTS

Nil.

12. MINUTES OF COMMITTEE MEETINGS

12.1. MINUTES - ADELONG SHOWGROUND MANAGEMENT COMMITTEE GENERAL AND AGM - 8 MAY 2024 29 OCTOBER 2024

REPORT AUTHOR: COORDINATOR GOVERNANCE

RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE

EXECUTIVE SUMMARY:

The Adelong Showground Management Committee is a Section 355 Committee of Council and meets on a semi-regular basis.

This report seeks adoption of the Adelong Showground Management Committee Annual General Meeting Minutes from the 29 October 2024.

RECOMMENDATION:

THAT COUNCIL:

- 1. Note the Minutes of the Adelong Showground Management Committee meeting 8 May 2024; and**
- 2. Note the Minutes of the Adelong Showground Management Committee AGM meeting 29 October 2024**

BACKGROUND:

The Adelong Showground Management Committee is a Section 355 Committee formed for the purpose of managing and improving the Adelong Showground.

The Committee controls the buildings on the Adelong Showground.

REPORT:

At the Adelong Showground Management Committee Annual General meeting held on 29 October 2024, key agenda items were discussed, and details are included in the attached minutes. This was mainly focused around the future direction of the S355 Committee, ultimately resulting in agreement to proceed with application for dissolution from Council.

The Committee noted that it was difficult for them to meet requirements of reporting as a Section 355 Committee of Council, however the members wanted to continue with their interest and contributions to the enhancement of the Adelong Showground facilities. It was therefore decided to not progress with election of Office Bearers but proceed with application for dissolving of the S355 Adelong Showground Management Committee.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

Integrated Planning and Reporting Framework:

Delivery Program and Operation Plan Strategic Directions

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

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

FINANCIAL AND RESOURCES IMPLICATIONS:

The Committee manages funds in a bank account separate from Council and has an operating ABN.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Local Government Act 1993 - Section 355

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Benefits of the Adelong Showground Management Committee include the facilitation of engagement with the Community for the management and improvement of the Adelong Showground. The proposed dissolution and engagement of a Committee for the management of the Adelong Showground will continue the engagement of the Community with the enhancement of the area.

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:

Nil.

ATTACHMENTS

1. Adelong Showground Management Committee Minutes 8 May 2024 (Under separate cover)
2. Adelong Showground Management Committee AGM Minutes 29 October 2024 (Under separate cover)
3. Adelong Showground Management Committee Financial Transactions (Under separate cover)

12.2. MINUTES - AUDIT RISK AND IMPROVEMENT COMMITTEE - 25 NOVEMBER 2024**REPORT AUTHOR: COORDINATOR GOVERNANCE****RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE**

EXECUTIVE SUMMARY:

The Audit, Risk & Improvement Committee (ARIC) was established by Council in August 2016 and is pursuant to Section 428A of the *Local Government Act 1993*. The minutes of the previous meeting held on 25 November 2024 are attached for Council's information.

RECOMMENDATION:**THAT COUNCIL:**

1. Note the Minutes of the Audit Risk and Improvement Committee held on 25 November 2024.

BACKGROUND:

The objective of the ARIC is to provide independent assurance and advice to Council on risk management, control, governance, and external accountability responsibilities. At the ARIC meeting held on 25 November 2024, key agenda items were discussed, and details are included in the attached minutes.

REPORT:

All information including notes and actions have been captured in the ARIC minutes which are attached to this report.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:**Integrated Planning and Reporting Framework:****Delivery Program and Operation Plan Strategic Directions**

Theme 5 - Our Civic Leadership

Community Strategic Plan 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:

The approved budget for the operation of the ARIC for 2024/2025 is \$47,000 and includes member remuneration, training and the engagement of the internal auditor.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

Council has established an Audit, Risk and Improvement Committee which functions under the Internal Audit Guidelines, September 2010 issued under Section 23A the *Local Government Act 1993*.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

ARIC is charged with the responsibility of:

- Reviewing Council's enterprise risk management framework and associated procedures for effective identification and management of Council's business and financial risks.
- Making a determination as to whether a sound and effective approach has been followed in managing Council's major risks including those associated with individual projects, program implementation and activities.
- Assessing the impact of the Council's enterprise risk management framework on its control environment and insurance arrangements.

OPTIONS:

Nil

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

Nil

ATTACHMENTS

1. Minutes - Audit Risk and Improvement Committee - 25 November 2024 (Under separate cover)

12.3. MINUTES - LOCAL TRAFFIC COMMITTEE - 13 NOVEMBER, 2024**REPORT AUTHOR: ROAD SAFETY OFFICER****RESPONSIBLE DIRECTOR: DIRECTOR INFRASTRUCTURE & WORKS**

EXECUTIVE SUMMARY:

The Local Traffic Committee is a statutory Committee with representatives from NSW Police, Transport for NSW (TfNSW), Local Members of Parliament, Councillors and Council staff.

The purpose of the Committee is to update Council on matters related to prescribed traffic control devices and traffic control facilities for which Council has delegated authority.

RECOMMENDATION:**THAT COUNCIL:**

1. Note the Minutes of the Local Traffic Committee held on 13 November 2024; and
2. Adopt the following recommendation/s from the Minutes:

ITEM 8.1 - REQUEST - VEHICLES TURNING AHEAD SIGNAGE - TUMUT VALLEY HOLIDAY PARK - TUMUT

That the committee recommend to Council:

1. Write to the Caravan Park advising that they are required to submit a Service Signage request to Transport for NSW.

ITEM 8.2 - REQUEST - DISABLED CAR PARK - CONNECTION MEDICAL CENTRE - TUMUT

That the committee recommend to council:

1. To review the parking ratio compliance and advise the applicant accordingly.

ITEM 8.3 - REQUEST - ONE-WAY ACCESS THROUGH ROTARY PARK LOOKOUT - TUMUT

That the Committee recommend to Council:

1. Grant approval for installation of a one-way road from Wynyard Street to Godfrey Street in Tumut.

ITEM 8.4 - SPECIAL EVENT APPLICATION - ANZAC DAY - ADELONG

That the Committee recommend to Council:

1. Support the Special Event Application for the Adelong 25 April 2025 ANZAC Day event, subject to Council's standard conditions, including application for a Road Occupancy License from TfNSW.

ITEM 8.5 - SPECIAL EVENT APPLICATION - ANZAC DAY - BATLOW

That the Committee recommend to Council:

1. Support the Special Event Application for the Batlow 25 April 2025 ANZAC Day event, subject to Council's standard conditions, including application for a Road Occupancy License from TfNSW.

ITEM 8.6 - SPECIAL EVENT APPLICATION - ANZAC DAY - TUMBARUMBA

That the Committee recommend to Council:

1. Support the Special Event Application for the Tumbarumba 25 April 2025 ANZAC Day event, subject to Council's standard conditions, including application for a Road Occupancy License from TfNSW.

ITEM 8.7 - SPECIAL EVENT APPLICATION - ANZAC DAY - TUMUT

That the Committee recommends to Council:

1. Support the Special Event Application for the Tumut 25 April 2025 ANZAC Day event, subject to Council's standard conditions.

ITEM 8.8 - SPECIAL EVENT APPLICATION - FALLING LEAF FESTIVAL TUMUT - 26-27 APRIL 2025

That the Committee recommends to Council:

1. Support the Special Event Application for the Falling Leaf Festival Tumut, subject to Council's standard conditions, including application for a Road Occupancy License from TfNSW.

ITEM 8.9 - SPECIAL EVENT APPLICATION - BATLOW CIDERFEST - 17 MAY 2025

That the Committee recommends to Council:

1. Support the Special Event Application for the Batlow Ciderfest event, subject to Councils' standard conditions, including application for a Road Occupancy License from TfNSW.

ITEM 8.10 - SPECIAL EVENT APPLICATION - SNOWY MOUNTAINS ENDURANCE RIDERS - TUMBARUMBA - 2025

That the Committee recommends to Council:

1. Support the Snowy Mountains Endurance Riders Easter Carnival 18-20 April, 2025, subject to Councils' standard conditions.

ITEM 8.11 - SPECIAL EVENT APPLICATION - TARGA CLASSIC - TUMBARUMBA

That the Committee recommends to Council:

1. To advise the applicant that a "Traffic Guidance Scheme" and detailed Program of Events and route is required prior to approval being granted.

BACKGROUND:

The Local Traffic Committee is primarily a technical review Committee with representatives from Transport for NSW, NSW Police, representatives of elected members of Parliament and Council representatives related to traffic control devices, facilities and events related to roads and transport within the Local Government area that are not Federal, State nor private roads.

REPORT:

At the Local Traffic Committee meeting held on 13 November 2024, key agenda items were discussed, and details are included in the attached Minutes.

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

4.3 Plan and provide a program to maintain the local road network

FINANCIAL AND RESOURCES IMPLICATIONS:

External resources are utilised to prepare the reports for the Local Traffic Committee and the provision of Executive Staff of the Committee.

The delivery of traffic safety initiatives proposed by the Local Traffic Committee are subject to the availability of funding. Council has allocated budget for the commencement of agreed road safety initiatives. The items outlined in this report will be actioned as time and resources are available.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

The requirements for Council to maintain a Local Traffic Committee are obtained within the *Roads Act 1993*, with Terms of Reference being provided by Transport for NSW (A Guide to the Delegates to Council's for the Regulation of Traffic (including the operation of Traffic Committees) RTA 2009.

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

Risk Management Assessments are provided with Special Event Applications.

Risk Management is considered as part of the roles to the Local Traffic Committee.

OPTIONS:

Council may choose to:

1. Endorse the recommendations made by the Local Traffic Committee as described in this report and the Minutes, as attached.
2. Endorse some the recommendations made by the Local Traffic Committee as described in this report and the Minutes, as attached.
3. Not endorse the recommendations made by the Local Traffic Committee as described in this report.
4. Reject or defer the report.

COUNCIL SEAL REQUIRED:

No

COMMUNITY ENGAGEMENT AND COMMUNICATION:

The traffic management of Events that occupy road reserves requires consultation with NSW Police, Transport for NSW, Snowy Valleys Council, Road Managers, Event Organisers and other stakeholders. Changes to the road environment require communication with the Community.

ATTACHMENTS

1. Minutes - Local Traffic Committee Meeting held 13 November 2024 (Under separate cover)

12.4. MINUTES - YOUTH COUNCIL COMMITTEE - 28 NOVEMBER 2024**REPORT AUTHOR: EVENTS AND GRANTS OFFICER****RESPONSIBLE DIRECTOR: DIRECTOR COMMUNITY & CORPORATE**

EXECUTIVE SUMMARY:

The Youth Council Committee is an Advisory Committee to Council to provide appropriate advice and recommendations on matters relevant to Youth in the Snowy Valleys Local Government Area and to provide a forum for discussion of Youth issues. The Youth Council Committee will report to Council following Committee meetings.

RECOMMENDATION:**THAT COUNCIL:**

1. **Note the Minutes of the Youth Council Committee held on 28 November 2024.**
2. **Adopt the following recommendation/s from the minutes:**
 - a. **Accept application for membership from Harrison Foster (Harry).**
 - b. **Terminate membership of Jack Moxey, as per the Council Committees Operation Manual - Member is absent without notification from 3 consecutive meetings of the committee.**
 - c. **Continue with face-to-face meetings with an option to join online.**
 - d. **Confirm the below dates and locations for 2025 Youth Council Committee meetings, each meeting commencing at 4:30pm:**
 - i. **13/02/2025 - Tumbarumba**
 - ii. **10/04/2025 - Tumut**
 - iii. **12/06/2025 - Tumbarumba**
 - iv. **14/08/2025 - Tumut**
 - v. **09/10/2025 - Tumbarumba**
 - vi. **04/12/2025 - Tumut**

BACKGROUND:

Council resolved (M270/20) at the November 2020 meeting to maintain the Youth Council as an Advisory Committee of Council. In October 2024, Council resolved (M198/24) that Cr Andrew Wortes be appointed Councillor delegate and the Events and Grants Officer as the Staff delegate of the Youth Council Committee.

During 2023, Council undertook a recruitment campaign and has successfully approved seven (7) voting members and one (1) Adult Facilitator/ Volunteer, resolution (M185/23) at the September 2023 meeting and (M240/23) at the November 2023 meeting.

The Youth Council Committee currently has six (6) voting members and one (1) adult facilitator/volunteer. In line with Council's Committee Operation Manual, committees can elect a minimum of three (3) and a maximum of twelve (12) voting members.

REPORT:

At the Youth Council Committee meeting held on 28 November 2024, key agenda items were discussed, and details are included in the attached minutes.

LINK TO COMMUNITY STRATEGIC PLAN AND DELIVERY AND OPERATIONAL PLAN:

Integrated Planning and Reporting Framework:

Delivery Program and Operation Plan Strategic Directions

Theme 5 - Our Civic Leadership

Community Strategic Plan 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 associated with the Youth Council Committee will be allocated to the youth development budget.

POLICY, LEGAL AND STATUTORY IMPLICATIONS:

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

RISK MANAGEMENT / COST BENEFIT ANALYSIS:

N/A

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:

N/A

ATTACHMENTS

1. 20241128 - Minutes - Youth Council Committee (Under separate cover)

13. 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:

11.4 CONFIDENTIAL ATTACHMENTS - INDIGO POWER - LICENCE AGREEMENT FOR COMMUNITY BATTERY, EV CHARGING STATION AND SOLAR PANELS - TUMBARUMBA

Attachment 1 (under separate cover) to Item 11.4 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 the 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.

13.1 CONFIDENTIAL - RFT 2024/13 - CONCEPT & DETAILED DESIGN CONSULTANCY SERVICES - KHANCOBAN WASTEWATER TREATMENT PLANT UPGRADE

Item 13.1 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.

13.2 CONFIDENTIAL - POTENTIAL ENFORCEMENT ACTION - LITTLE RIVER ROAD

Item 13.2 is confidential under the *Local Government Act 1993* Section 10A (2)(e) as it relates to information that would, if disclosed, prejudice the maintenance of law, and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

14. MEETING CLOSURE