



ORDINARY MEETING

MINUTES

Thursday, 20 March 2025

THE MEETING WAS HELD AT 4:00 PM
COUNCIL CHAMBERS 76 CAPPER STREET TUMUT / VIA VIDEO LINK



Thursday, 20 March 2025

Council Chambers 76 Capper Street Tumut / Via Video Link

4:00 PM

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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 Andrew Wortes

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

1. PUBLIC FORUM

Hansie Armour addressed the meeting, speaking against Item 11.6 Riverglade Caravan Park Tumut Lot 2 Lease Agreement Reflections Holidays Parks.

2. ACKNOWLEDGEMENT OF COUNTRY

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

3. APOLOGIES, LEAVE OF ABSENCE AND REMOTE ATTENDANCE

M41/25 RESOLVED that the Leave of Absence from Cr Trina Thomson be received and granted.
Cr Hayes/Cr Sheldon

CARRIED UNANIMOUSLY

4. DECLARATIONS OF PECUNIARY INTEREST

Cr James Hayes declared a non-significant non-pecuniary interest in relation to report 11.4 New Amenities Facility on Council Reserve Licence Agreement - Victoria Hill Road Adelong - Adelong Progress Association due to being Council's delegate to the Adelong Progress Association and will remain in the room during discussion and participate in voting.

5. CONFIRMATION OF MINUTES

5.1. MINUTES - ORDINARY COUNCIL - 20 FEBRUARY 2025

M42/25 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 20 February 2025 be received and confirmed as an accurate record.

Cr Packard/Cr Sheldon

CARRIED UNANIMOUSLY

6. CORRESPONDENCE/PETITIONS

Nil.

7. MAYORAL MINUTE

7.1. MAYORAL MINUTE - RECOGNITION OF RECENT COMMUNITY EVENTS

M43/25 RESOLVED:

THAT COUNCIL:

1. Write to Tumut Hospital Auxiliary thanking the committee and volunteer members for 90 years of service to the Tumut area;
2. Write to the Tumbafest Committee thanking the committee and volunteers for their work with the successful Tumbafest music festival; and
3. Acknowledge the NSW South-West Slopes SES recipients for their long service and emergency awards.

CARRIED UNANIMOUSLY

7.2. MAYORAL MINUTE - REMOVAL OF BLACKBERRIES AS PRIORITY WEEDS - NSW STATE WEEDS ACTION PLAN

M44/25 RESOLVED:

THAT COUNCIL:

1. Continues to allocate resources to control blackberries through the Council area;
2. Supports the Murray Region Forestry Hub Blackberry Project Strategic Plan;
3. Write to Minister Moriarty to reclassify blackberries as a priority weed on the State Weeds Action Plan;

4. Write to the Local Land Service outlining the position of Snowy Valleys Council as a council that is committed to controlling weeds and the need for recurrent funding to continue its efforts.

CARRIED UNANIMOUSLY

8. NOTICE OF MOTION/NOTICE OF RESCISSION

Nil.

9. URGENT BUSINESS WITHOUT NOTICE

Nil.

10. GOVERNANCE AND FINANCIAL REPORTS

10.1. COUNCIL RESOLUTIONS ACTION REPORT - MARCH 2025

M45/25 RESOLVED:

THAT COUNCIL:

1. Note the report on the Council resolution actions as at March 2025.

Cr Larter/Cr Hardwick

CARRIED UNANIMOUSLY

10.2. DE-AMALGAMATION UPDATE

M46/25 RESOLVED:

THAT COUNCIL:

1. Note the report on the De-amalgamation Update as at March 2025.

Cr Hayes/Cr Wortes

CARRIED UNANIMOUSLY

10.3. 2025 LGNSW RURAL AND REGIONAL SUMMIT - 8 MAY SYDNEY

M47/25 RESOLVED:

THAT COUNCIL:

1. Endorse the attendance of Mayor Julia Ham and Deputy Mayor Hugh Packard at the 2025 LGNSW Rural and Regional Summit; and

2. Approve the attendance of other Councillors wishing to attend the 2025 LGNSW Rural and Regional Summit provided there are sufficient funds within budget allocations at the time of registering attendance.

Cr Larter/Cr Sheldon

CARRIED UNANIMOUSLY

10.4. 2025 NATIONAL GENERAL ASSEMBLY - 24-27 JUNE - CANBERRA

MOTION:

THAT COUNCIL:

1. Approve the registration of voting and non-voting Councillors nominated to attend the 2025 National General Assembly in person, provided there is sufficient funds within budget allocations at the time of registering attendance; and
2. Submit the following motions to the 2025 National General Assembly -

This National General Assembly calls on the Australian Government to:

- provide an increase of Financial Assistance Grants (FAGs) for all Local Government Areas across Australia;
- ensure that blackberries be considered as a priority weed and controlled for all Local Government Areas across Australia;
- mandate that all energy projects of State and National significance (such as hydro power, transmission lines, batteries and solar/wind farms) leave a lasting legacy fund to the communities that are impacted by such development.
- hold a Royal Commission into the handling of COVID-19.

Cr Sheldon/Cr Wortes

M48/25 RESOLVED to vote individually on each motion to be submitted to the Australian Local Government Association (ALGA) 2025 National General Assembly.

Cr Sheldon/Cr Wortes

CARRIED UNANIMOUSLY

M49/25 RESOLVED:

THAT COUNCIL:

1. Submit the following motion to the Australian Local Government Association (ALGA) 2025 National General Assembly:
 - This National General Assembly calls on the Australian Government to provide an increase of Financial Assistance Grants (FAGs) for all Local Government Areas across Australia.

Cr Sheldon/Cr Packard

CARRIED UNANIMOUSLY

M50/25 RESOLVED:

THAT COUNCIL:

1. Submit the following motion to the Australian Local Government Association (ALGA) 2025 National General Assembly:

- This National General Assembly calls on the Australian Government to ensure that blackberries be considered as a priority weed and controlled for all Local Government Areas across Australia.

Cr Sheldon/Cr Wortes

CARRIED UNANIMOUSLY**M51/25 RESOLVED:**

THAT COUNCIL:

1. Submit the following motion to the Australian Local Government Association (ALGA) 2025 National General Assembly:

- *This National General Assembly calls on the Australian Government to mandate that all energy projects of State and National significance (such as hydro power, transmission lines, batteries and solar/wind farms) leave a lasting legacy fund to the communities that are impacted by such development.*

Cr Hayes/Cr Larter

CARRIED UNANIMOUSLY**M52/25 RESOLVED:**

THAT COUNCIL:

1. Submit the following motion to the Australian Local Government Association (ALGA) 2025 National General Assembly:

- This National General Assembly calls on the Australian Government to hold a Royal Commission into the handling of COVID-19.

Cr Sheldon/Cr Hayes

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

Against: Cr Packard, Cr Wortes, Cr Inglis

CARRIED**5/3**

10.5. DRAFT REVISED SNOWY VALLEYS COMMUNITY STRATEGIC PLAN - TOWARDS 2042 - FOR PUBLIC EXHIBITION

M53/25 RESOLVED:

THAT COUNCIL:

1. Endorse the revised Snowy Valleys Community Strategic Plan - Towards 2042 for public exhibition for a minimum period of 28 days;
2. Note if any submissions are received during the exhibition, a further report will be provided;
3. Authorise the Acting General Manager to make any minor changes to the revised Community Strategic Plan -Towards 2042, if required; and
4. Endorse the Snowy Valleys Community Strategic Plan-Towards 2042 if no submissions are received, on the day after the completion of the public exhibition period.

Cr Sheldon/Cr Hardwick

CARRIED UNANIMOUSLY

10.6. DRAFT KERBSIDE COLLECTION POLICY - FOR PUBLIC EXHIBITION

M54/25 RESOLVED:

THAT COUNCIL:

1. Endorse the Draft Kerbside Collection Policy SVC-ENG-PO-134-01 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 Kerbside Collection Policy SVC-ENG-PO-134-01 if no submissions are received after the completion of the public exhibition period.

Cr Packard/Cr Hardwick

CARRIED UNANIMOUSLY

10.7. COUNCILLOR EXPENSES FOR THE SIX MONTH PERIOD ENDING 31 DECEMBER 2024

M55/25 RESOLVED:

THAT COUNCIL:

1. Note the report on Councillor Expenses for the six (6) month period ending 31 December 2024.

Cr Sheldon/Cr Larter

CARRIED UNANIMOUSLY

10.8. STATEMENT OF INVESTMENTS - FEBRUARY 2025

M56/25 RESOLVED:

THAT COUNCIL:

1. Note the report on Statement of Investments - February 2025.

Cr Larter/Cr Sheldon

CARRIED UNANIMOUSLY

11. MANAGEMENT REPORTS

11.1. MULTIPURPOSE AND EVACUATION CENTRE PROJECT - UPDATE - MARCH 2025

M57/25 RESOLVED:

THAT COUNCIL:

1. Note the Multipurpose and Evacuation Centre Project - Update - March 2025 Report.

Cr Sheldon/Cr Packard

CARRIED UNANIMOUSLY

11.2. HUMELINK PROJECT UPDATE NUMBER 2 - 20 MARCH 2025

M58/25 RESOLVED:

THAT COUNCIL:

1. Note the HumeLink Project Update Report Number 2 - 20 March 2025.

Cr Packard/Cr Wortes

CARRIED UNANIMOUSLY

11.3. INNOVATE RECONCILIATION ACTION PLAN 2025-2026 UPDATE

M59/25 RESOLVED:

THAT COUNCIL:

1. Note the report on the Innovate Reconciliation Action Plan 2025-2026 update.

Cr Sheldon/Cr Hardwick

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

Against: Cr Larter

CARRIED

7/1

11.4. NEW AMENITIES FACILITY ON COUNCIL RESERVE LICENCE AGREEMENT - VICTORIA HILL ROAD ADELONG - ADELONG PROGRESS ASSOCIATION**MOTION:**

THAT COUNCIL:

1. Note the report on the Licence Agreement that Council has negotiated with Adelong Progress Association on the construction, operation and maintenance of a new Amenities Building located within Council's Road Reserve on Council Road Reserve at Victoria Hill Road, Adelong, and part of Crown Reserve 84101, Golden Gully Park.

Cr Hayes/Cr Packard

M60/25 RESOLVED to move into Committee of the Whole

Cr Hayes/Cr Hardwick

CARRIED UNANIMOUSLY

Cr Wortes left the meeting at 4.56pm and returned at 4.58pm.

M61/25 RESOLVED to move out of Committee of the Whole

Cr Hayes/Cr Sheldon

CARRIED UNANIMOUSLY**M62/25 RESOLVED:**

THAT COUNCIL:

1. In consultation with the Adelong Progress Association, not proceed with the Licence Agreement that Council has negotiated with Adelong Progress Association on the construction, operation and maintenance of a new Amenities Building located within Council's Road Reserve on Council Road Reserve at Victoria Hill Road, Adelong, and part of Crown Reserve 84101, Golden Gully Park.
2. Take over maintenance and cleaning of the facility in accordance with its normal cleaning schedule for public amenities in Adelong.

Cr Hayes/Cr Packard

CARRIED UNANIMOUSLY**11.5. REVIEW - ENERGY TARIFFS AND SUPPLY AGREEMENTS - MOVING TOWARDS 100 PERCENT RENEWABLE ENERGY****M63/25 RESOLVED:**

THAT COUNCIL:

1. Undertake a Request for Tender (RFT) process for its nine (9) large retail energy sites plus streetlighting on a two (2) year agreement;

2. As part of the RFT process, request renewable energy supply rates for its large retail energy sites and streetlighting to be priced from 50% through to 100% renewable energy supply so that the cost to Council of moving towards 100% renewable energy supply can be fully understood;
3. Engage Chargeworks for \$11,500.00 plus GST to run the Request for Tender (RFT) process on Council's behalf; and
4. Note the recommendation from Chargeworks for Council to transition its one hundred and forty (140) x small sites, to the Shell 3062 offer available through Buy NSW which has access to 100% Greenpower. This will potentially save Council \$207,022 per annum whilst reducing yearly emissions by 1,410 tonnes. Chargeworks advises that Council can sign up to this offer without further quotes or tenders and can opt out of the agreement at any time.

Cr Packard/Cr Hardwick

CARRIED UNANIMOUSLY

11.6. RIVERGLADE CARAVAN PARK TUMUT - LOT 2 - LEASE AGREEMENT - REFLECTIONS HOLIDAY PARKS

M64/25 RESOLVED:

THAT COUNCIL:

1. Note the information contained in this report which relates directly to the Confidential Report – Report No 13.1 that is being presented at this Council meeting, and has had all confidential information removed; and
2. Note that the information in this report contains all the same information in the Confidential Report that was presented to Council at the 7 November 2024 Extraordinary Meeting of Council, being Report No 13.1 "Riverglade Caravan Park Lease Agreement Lot 2 DP868871 – Reflections Holiday Parks", with all the confidential information removed.

Cr Larter/Cr Packard

CARRIED UNANIMOUSLY

12. MINUTES OF COMMITTEE MEETINGS

12.1. MINUTES - FIRST NATIONS LIAISON COMMITTEE - 19 FEBRUARY 2025

M65/25 RESOLVED:

THAT COUNCIL:

1. Note the Minutes of the First Nations Committee meeting held on 19 February 2025; and
2. Adopt the following recommendation/s from the minutes:
 - 2a. Approve the nomination and re-nomination from Dean Freeman, Sonia Piper, Meegan Cameron, Shirley Marlowe, Olivia Williams, Suzanne Bulger, Jenny Hodges, Mary Greenhalgh, Jenna Small, Craig Wilesmith, June Wolter, Mark Small, Sandra Casey and Sam Hughes to the First Nations Liaison Committee.

Cr Hayes/Cr Hardwick

CARRIED UNANIMOUSLY

12.2. MINUTES - LOCAL TRAFFIC COMMITTEE - 12 FEBRUARY 2025**M66/25 RESOLVED:**

THAT COUNCIL:

1. Note the Minutes of the Local Traffic Committee Meeting held on the 12 February 2025; and
2. Adopt the following recommendations from the Minutes:

ITEM 8.1 REQUEST ADDITIONAL DISABILITY PARKING SPOTS IN WYNYARD STREET TUMUT

That the committee recommend to Council:

1. To undertake an Education Program around timed parking for "Mobility Parking Permit Holders".

ITEM 8.2 REQUEST SIGNAGE BANKSIA & WILGA STREET TUMUT

That the committee recommend to Council:

1. Consider the installation of appropriate 'children at play' advisory signage in the proposed locations as a part of the standard operations.

ITEM 8.3 REQUEST 2 HOUR PARKING FOR WYNYARD STREET TUMUT

That the committee recommend to Council:

1. Consider the request for Wynyard Street, Tumut parking to be changed from the current 1-hour limit to the newly proposed limit of 2 hours.
2. Review and consider appropriate signage and locations for signage should the change be approved.

Cr Packard/Cr Hardwick

Cr Sheldon left the meeting at 5.17pm and returned at 5.18pm.

CARRIED UNANIMOUSLY**12.3. MINUTES - TUMUT AERODROME COMMITTEE - 11 FEBRUARY 2025****M67/25 RESOLVED:**

THAT COUNCIL:

1. Note the Minutes of the Tumut Aerodrome Committee held on 11 February 2025; and
2. Adopt the following recommendation/s from the minutes:
 - 2a. Approve the re-nomination from Glenyce Francis, Fred Kell, Graham Smith, Bridget Ryan, Peter Wilson, and Tony Clee to the Tumut Aerodrome Committee.
3. In relation to the use of Council land at the Tumut Aerodrome for the purpose of a hangar development, write to the Commissioner of Rural Fire Service Mr Rob Rogers and request a response in accordance with NSW policy statement on the Application of Competitive Neutrality (TPP 02-1) from NSW Treasury with respect to the possible misuse of market power and operations that would be considered in breach of policy statement on the application of Competitive Neutrality and *Competition and Consumer Act 2010*, section 46 Misuse of market power.

Cr Larter/Cr Sheldon

CARRIED UNANIMOUSLY

12.4. MINUTES - GLENROY HERITAGE RESERVE COMMITTEE - 5 FEBRUARY 2025

M68/25 RESOLVED:

THAT COUNCIL:

1. Note the Minutes of the Glenroy Heritage Reserve Committee Meeting held on 5 February 2025; and
2. Adopt the following recommendation from the minutes:
Approve the provision of a load of FOGO material to the Glenroy Heritage Reserve.

Cr Hayes/Cr Sheldon

CARRIED UNANIMOUSLY

13. CONFIDENTIAL

M69/25 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:

13.1 CONFIDENTIAL - RIVERGLADE CARAVAN PARK TUMUT - LOT 2 - LEASE AGREEMENT - REFLECTIONS HOLIDAY PARKS

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.

Cr Hardwick/Cr Wortes

CARRIED UNANIMOUSLY

The meeting was closed to the public at 5.30pm.

13.1. CONFIDENTIAL - RIVERGLADE CARAVAN PARK TUMUT - LOT 2 - LEASE AGREEMENT - REFLECTIONS HOLIDAY PARKS

MOTION:

THAT COUNCIL:

1. Enter into a long term lease arrangement with Reflections Holiday Parks for Lot 2 - DP868871 – 1.529 Ha of land which Council owns in Freehold to enable the Tumut Caravan Park to continue to operate as a Caravan Park in its current form on a 10 year lease with two x 5 x 5 year lease options to extend the lease;
2. Enter into the new lease arrangement with Reflections Holiday Parks for Lot 2 - DP868871 which Council owns in Freehold on the lease payment terms and lease conditions outlined in the Draft

Heads of Agreement which is for \$137,500 Pa or \$11,458.33 per month, plus a CPI increases applied at the anniversary of the executed lease agreement each year (Annual rental increase);

3. Note the other capital improvements to the Tumut Caravan Park site valued at \$500,000 that Reflections Holiday Parks have committed to undertake in the first three (3) years of the new lease and which are incorporated as lessee obligations to be fulfilled under the new lease;
4. Note that Reflections Holiday Parks have committed to undertake maintenance of the Tumut Wetlands which immediately adjoins the western boundary of the site as part of the new lease. The maintenance obligations are outlined in the draft heads of agreement;
5. Authorise the Acting General Manager or delegate to enter into direct negotiation and finalise the draft Lease with Reflections Holiday Parks;
6. Authorise the Acting General Manager at the end of successful negotiations to enter into a new lease arrangement with Reflections Holiday Parks for the Council-owned property Lot 2 - DP868871 – 1.529 Ha of land at the Tumut Caravan Park;
7. Authorise the Acting General Manager and Mayor to affix the Council Seal and execute all associated documentation to the lease agreement;
8. Upon execution of the lease, advertise 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
9. Treat matters in the Confidential Report specified in Sections 10A(2)(d)(ii) as confidential and remain confidential until Council determines otherwise.

Cr Inglis/Cr Hardwick

M70/25 RESOLVED to move into Committee of the Whole.

Cr Inglis/Cr Hardwick

CARRIED UNANIMOUSLY

M71/25 RESOLVED to move out of Committee of the Whole.

Cr Larter/Cr Hardwick

CARRIED UNANIMOUSLY

M72/25 RESOLVED:

THAT COUNCIL:

1. Enter into a long term lease arrangement with Reflections Holiday Parks for Lot 2 - DP868871 – 1.529 Ha of land which Council owns in Freehold to enable the Tumut Caravan Park to continue to operate as a Caravan Park in its current form on a 10 year lease with two x 5 x 5 year lease options to extend the lease;
2. Enter into the new lease arrangement with Reflections Holiday Parks for Lot 2 - DP868871 which Council owns in Freehold on the lease payment terms and lease conditions outlined in the Draft Heads of Agreement at \$150,000 Pa (ex GST) or \$12,500.00 (ex GST) per month, plus CPI increases applied at the anniversary of the executed lease agreement each year (Annual rental increase);

3. Note the other capital improvements to the Tumut Caravan Park site valued at \$500,000 that Reflections Holiday Parks have committed to undertake in the first three (3) years of the new lease and which are incorporated as lessee obligations to be fulfilled under the new lease;
4. Authorise the Acting General Manager or delegate to enter into direct negotiation and finalise the draft Lease with Reflections Holiday Parks;
5. Authorise the Acting General Manager at the end of successful negotiations to enter into a new lease arrangement with Reflections Holiday Parks for the Council-owned property Lot 2 - DP868871 – 1.529 Ha of land at the Tumut Caravan Park;
6. Authorise the Acting General Manager and Mayor to affix the Council Seal and execute all associated documentation to the lease agreement;
7. Upon execution of the lease, advertise 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
8. Treat matters in the Confidential Report specified in Sections 10A(2)(d)(ii) as confidential and remain confidential until Council determines otherwise.

Cr Inglis/Cr Hardwick

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

Against: Cr Ham

CARRIED

7/1

Cr Sheldon left the meeting at 6.02pm and returned at 6.04pm.

M73/25 RESOLVED to move back into open session.

Cr Hardwick/Cr Larter

CARRIED UNANIMOUSLY

At this point, the time being 6.14pm the meeting moved back into open session.

The Mayor 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 6.17pm.