

THE MINUTES OF THE COUNCIL MEETING HELD IN THEBATLOW RSL, 6 MAYDAY ROAD, BATLOW, ON WEDNESDAY 9 AUGUST 2017 COMMENCING AT 2.10pm

PRESENT: Administrator Paul Sullivan

IN ATTENDANCE: Acting Interim General Manager Kay Whitehead, Director Strategy, Community and Development Gus Cox, Director Assets and Infrastructure Matt Chistensen, Director Internal Services Robyn Harvey and Administrator's Assistant Amanda Hobson

DEFINING THE COUNCIL CHAMBERS AREA

M116/17 RESOLVED:

That the building known as the Batlow RSL be determined to be the Council Chambers, under the meaning of the Local Government Act 1993, for this Extraordinary Meeting of Snowy Valleys Council and the meeting of Council in Committee of the Whole.

Paul Sullivan

1. ACKNOWLEDGEMENT OF COUNTRY

An acknowledgement of the Traditional Custodians of the land was delivered by Council's Administrator, Paul Sullivan.

2. APOLOGIES

Nil

3. DECLARATIONS OF INTEREST

Nil

4. ADMISSION OF LATE REPORTS

Nil

5. ADMINISTRATOR MINUTE

5.1 RECRUITMENT OF GENERAL MANAGER

M117/17 RESOLVED:

That a recruitment process for the General Manager of Snowy Valleys Council commence during August 2017, with the newly elected Council to determine the selection and appointment process at its first meeting to be held in September 2017.

Paul Sullivan

5.2 TERMINATION OF APPOINTMENT OF ACTING INTERIM GENERAL MANAGER KAY WHITEHEAD

M118/17 RESOLVED:

1. That Kay Whitehead's temporary appointment as the Acting Interim General Manager is to cease upon the appointment of a replacement Acting General Manager effective from a date to be determined by the Administrator, but no later than 8 September 2017.
2. In light of Ms Whitehead's permanent position as Deputy General Manager being made redundant following the recent organisational restructure, Ms Whitehead will cease her employment with Council effective from her final day as Acting Interim General Manager.
3. Ms Whitehead will receive a termination payment in reliance upon clauses 10.3.5 and 11.3 of the Standard Contract of Employment to be calculated from her final day of employment.
4. The Administrator is to publish a press release recognising the significant long term service of Ms Whitehead to Tumbarumba Shire and, more recently, Snowy Valleys Council.

Paul Sullivan

6. GOVERNANCE AND FINANCIAL REPORTS

6.1 UNCOMPLETED WORKS 2016-2017

M119/17 RESOLVED:

1. That Council note the list of projects transferred to reserve.
2. That the transfers to Uncompleted Reserve, Capital Works Reserve, Plant Replacement Reserve, Water and Sewer reserves totalling \$6,818,015 be carried forward and endorsed for expenditure in 2017/2018.

Paul Sullivan

7. MANAGEMENT REPORTS

7.1 REQUEST FOR SPONSORSHIP

M120/17 RESOLVED:

That Council approve the request from Upper Murray Challenge event organisers for \$1,200 cash sponsorship and in-kind support for the 2017 event.

Paul Sullivan

7.2 PROPOSED CROWN ROAD CLOSURE

M121/17 RESOLVED:

That Council not support the closure of public roads outlined in Cluster 583976.

Paul Sullivan

8. MINUTES OF COMMITTEE MEETINGS

8.1 MINUTES OF THE BUILDING COMMITTEE MEETING HELD ON THURSDAY 22 JUNE 2017

M122/17 RESOLVED:

That the Minutes of the Building Committee meeting held on 22 June 2017 be received and the following recommendations contained therein be adopted:

4.1 Depot Upgrade

RECOMMENDATION:

That Council endorse the additional funding of \$75,000 for the Depot upgrade to enable the project to be finalised.

4.2 Khancoban Rose Garden

RECOMMENDATION:

That the following amendments be made to the Landscape Specification document and then proceed to Tender:

1.7 Access to Site and Storage - SVC is to advise where on site stock piling can occur.

2.2.4 Relocation of Existing Roses – the Director Engineering Services to ascertain if there are any ashes located within the rose garden memorial site.

- 5.5 Signage – to be the responsibility of SVC. Should contain history, species. Signage will not be part of the Tender.

4.3 Khancoban Swimming Pool Upgrade

RECOMMENDATION:

That an additional \$20,000 be allocated from the general fund towards upgrading of the toddlers pool at Khancoban at a total estimated cost of \$85,000 with the remainder (\$65,000) to be funded from savings in the redevelopment of the main pool and from funds held in Khancoban community reserves.

4.5 Tumbarumba Creek Caravan Park Upgrade

RECOMMENDATION:

1. That the workers accommodation be located on the northern side of the Tumbarumba Creek on the existing mod football field, subject the mod field being included in the redevelopment of the showground oval.
2. That the Director Environmental Services provide a detailed budget report for consideration to the next Building Committee meeting.
3. That the Hyne Community Trust be flagged as a possible source for additional funding.

Paul Sullivan

9.1 STRONGER COMMUNITIES FUNDING

M123/17 RESOLVED:

That Council endorse \$8.8 million of funds for projects that build more vibrant, sustainable and inclusive local communities through the Snowy Valleys Council Stronger Communities Major Infrastructure Fund. These projects are listed below:

- a. Brindabella Road Upgrade: \$308,000
- b. Tumut Indoor Swim Centre and Community 'Hub': \$1,008,000
- c. Adelong Connected Creek and Caravan Park: \$782,000
- d. Batlow Beautification and Masterplan: \$1,763,000
- e. Tumbarumba Creekscape and Sporting Facilities: \$1,545,000

- f. Tumut CBD Amenity and Sporting Facilities: \$2,271,000
- g. Brungle Picnic Area: \$5,000
- h. Jingellic Multi-Use Track: \$35,000
- i. Khancoban Streetscape and General Store: \$594,000
- j. Rosewood Beautification and Play Area: \$346,000
- k. Talbingo Beautification and Play Area: \$200,000
- l. Tooma Amenity: \$80,000

Paul Sullivan

9.2 COMMUNITY INFRASTRUCTURE GRANT FUNDING OPPORTUNITIES

M124/17 RESOLVED:

1. That Council endorse the following projects in priority order for funding applications under the Stronger Country Communities program:
 - a) New Batlow Library;
 - b) Tumut Bull Paddock playing fields upgrade;
 - c) Tumbarumba pump track and playground extension.
2. That Council endorses the following projects for funding applications under other elements of the NSW Regional Growth Fund or other grant programs, where the projects meet the eligibility guidelines:
 - Installation of solar heating at Tumbarumba and Tumut pools;
 - Replacement of toddler pool at Tumbarumba in partnership with Tumbarumba Swimming Club;
 - Tumut indoor swim centre and 'community 'hub'';
 - Tumut multi-purpose basketball and netball sporting complex;
 - Adelong Theatre upgrade;
 - Batlow street-scape upgrade;
 - Tumbarumba AFL/Cricket/Athletics oval drainage and resurfacing.
 - Enhancement of Adelong Falls site as a tourist attraction;
 - Adelong Showground redevelopment;
 - Tumut industrial estate;
 - Tumut indoor swimming community 'hub'';
 - Adelong Creek bank stabilisation;
 - Jingellic beautification;

- Talbingo walking track.

Paul Sullivan

9. COMMITTEE OF THE WHOLE

M125/17 RESOLVED:

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

9.3 ACQUISITION OF LAND

Item 9.3 is confidential under the Local Government Act 1993 Section 10A 2 (c) as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Paul Sullivan

At this stage, the time being 2,23pm Council went into Committee of the Whole.

M126/17 RESOLVED:

That at this stage, the time being 2.27pm, Council returned to Open Council.

Paul Sullivan

M127/17 RESOLVED:

That the General Manager's report on the resolutions made while in Committee of the Whole meeting be adopted.

Paul Sullivan

9.3 ACQUISITION OF LAND

M128/17 RESOLVED:

1. That Council authorise the Interim General Manager or delegate to

- commence private negotiations with the owners of Part Lot 22 DP1097085; and Part Lot 2 DP222218 Wynyard Street Tumut, to purchase that land by private agreement.
2. In the event that no binding agreement has been entered into by August 31, 2017 for the purchase by Council of Part Lot 22 DP1097085; and Part Lot 2 DP222218 Wynyard Street Tumut, (collectively the Acquisition Land), Council resolves to:
 - a) Compulsorily acquire any part of the Acquisition Land which is not the subject of a binding agreement for purchase; and
 - b) Make an application (whether before or after August 31 2017) to the Minister for Local Government the Compulsory Acquisition (Just Terms) Compensation Act 1991 to compulsorily acquire any parts of the Acquisition Land which is not the subject of a binding agreement for purchase.
 3. Council authorise the Interim General Manager (or delegate) to write to the Minister for Local Government and the Chief Executive of the Office of Local Government to advise of Council's intention to compulsorily acquire all or part of the Acquisition Land in the event that no binding agreement to purchase any property forming part of the Acquisition Land is entered into on or before August 31, 2017.
 4. Council authorise the Interim General Manager (or her delegate) to undertake such work as is necessary to obtain the required approvals or agreements from relevant State or Crown Authorities to compulsorily acquire all or parts of the Acquisition Land.
 5. Council delegate any administrative or incidental functions to the Interim General Manager (or delegate) in order to implement the above resolutions
 6. Council acknowledge for the avoidance of doubt, that nothing in this resolution prevents Council continuing negotiations with the proprietors of all or parts of the Acquisition Land after
 - a) August 31, 2017; or
 - b) An application has been made to the Minister for Local Government and the Governor pursuant to Part 12 for the compulsory acquisition of all or parts of the Acquisition Land.

Paul Sullivan

There being no further business to discuss, the meeting closed at 2.30pm.