




## **ORDINARY MEETING**

## **MINUTES**

**Thursday, 18 May 2023**

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

  
Mayor

  
General Manager



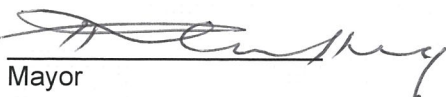
Thursday, 18 May 2023

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

2:00 PM

## MINUTES

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Mayor

  
General Manager

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Mayor  
General Manager

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## 1. ACKNOWLEDGEMENT OF COUNTRY

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

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

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Nil.

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## 3. DECLARATIONS OF PECUNIARY INTEREST

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Nil.

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## 4. CONFIRMATION OF MINUTES

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### 4.1. MINUTES - ORDINARY COUNCIL - 20 APRIL 2023

#### M64/23 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 20 April 2023 be received and confirmed as an accurate record.

Cr Trina Thomson/Cr Brent Livermore

**CARRIED UNANIMOUSLY**

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## 5. CORRESPONDENCE/PETITIONS

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Nil.

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## 6. NOTICE OF MOTION/NOTICE OF RESCISSION

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### 6.1. NOTICE OF MOTION - RECORDING / MINUTING WORKSHOPS

#### M65/23 RESOLVED:

THAT:

1. Council apply the Code of Meeting Practice clauses (3.33 – 3.38) applying to pre-meeting briefing sessions to ensure matters are debated and determined in the formal meeting;
2. Notes be taken of discussion at all workshops.

Cr Johanna (Hansie) Armour/Cr Trina Thomson

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

**Against:** Cr Hayes, Cr Larter

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**CARRIED**

  
Mayor

  
General Manager



## 6.2. NOTICE OF MOTION - HUMELINK PRESENTATION TO COUNCIL AND COMMUNITY

### M66/23 RESOLVED:

#### THAT COUNCIL:

1. Invite Penny Sharpe, Minister for Climate Change, Energy Environment and Minister for Heritage and Brett Redman, Senator David Pocock, and CEO of Transgrid to address the Council and the community about the Humelink project;
2. Request a review of the Humelink project in view of the delays being experienced by Snowy 2.0.

Cr Julia Ham/Cr John Larter

**CARRIED UNANIMOUSLY**

## 7. MAYORAL MINUTE

Nil.

## 8. URGENT BUSINESS WITHOUT NOTICE

### M67/23 RESOLVED:

That Council consider an urgent motion in respect to anti-social behaviour at the Tumut Youth Recreation area.

Cr Trina Thomson/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

### M68/23 RESOLVED:

That Council approach police with the objective of working together to develop a strategy to address the anti-social and inappropriate behaviours that seem to be escalating at the Tumut Youth Recreation area, Fitzroy Street.

Cr Trina Thomson/Cr Johanna (Hansie) Armour

**CARRIED UNANIMOUSLY**

## 9. GOVERNANCE AND FINANCIAL REPORTS

### 9.1. LOCAL GOVERNMENT NSW - DESTINATION AND VISITOR ECONOMY CONFERENCE 2023 - 29-31 MAY

#### M69/23 RESOLVED:

##### THAT COUNCIL:

1. Note the report on Local Government NSW - Destination and Visitor Economy Conference 2023 - 29-31 May;
2. Endorse the approval granted by the Mayor for Cr Ham's attendance at the Destination and Visitor Economy Conference 2023;



Mayor



General Manager

3. Endorse the approval granted by the Mayor for Cr Hayes attendance at the Destination and Visitor Economy Conference 2023.

Cr John Larter/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

## 9.2. FEES FOR COUNCILLORS AND MAYOR 2023/24 FINANCIAL YEAR

### MOTION:

THAT COUNCIL:

1. Determine the annual Councillor and Mayoral fee for 2023/24 financial year in accordance with sections 248 and 249 respectively of the *Local Government Act 1993*.

Cr James Hayes/Cr John Larter

**M70/23 RESOLVED** to move into Committee of the Whole

Cr James Hayes / Cr Julia Ham

**CARRIED UNANIMOUSLY**

**M71/23 RESOLVED** to move out of Committee of the Whole

Cr John Larter / Cr Julia Ham

**CARRIED UNANIMOUSLY**

### M72/23 RESOLVED:

THAT COUNCIL:

1. Note the Local Government Remuneration Tribunal's determination for a 3% increase in mayoral and councillor fees for the 2023/24 financial year.
2. Note the Tribunal's determination to change Council's Category as per section 239 of the *Local Government Act 1993* from 'Rural' to 'Rural Large' effective 1 July 2023.
3. Set the annual Councillor Fee for the period 1 July 2023 to 30 June 2024 at the maximum amount of \$17,680 under the 'Rural Large' Category rate in accordance with the provisions of section 248 of the *Local Government Act 1993*.
4. Set the annual additional Mayoral Fee for the period 1 July 2023 to 30 June 2024 at the maximum amount of \$37,925 under the 'Rural Large' Category rate in accordance with the provisions of section 249 of the *Local Government Act 1993*.
5. Approve to pay the deputy mayor the proportion of the additional mayoral fee for such time as the deputy mayor acts in the office of the mayor, which is to be deducted from the mayor's annual fee.

Cr James Hayes/Cr John Larter

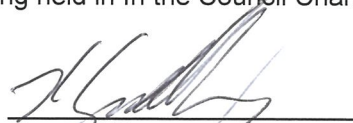
**For:** Cr Ham, Cr Hughes, Cr Ivill, Cr Larter, Cr Hayes

**Against:** Cr Armour, Cr Chaffey, Cr Livermore, Cr Thomson

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**CARRIED**

  
Mayor

  
General Manager

### **9.3. DRAFT 2023-24 COMBINED DELIVERY PROGRAM & OPERATIONAL PLAN, BUDGET and FEES & CHARGES - FOR PUBLIC EXHIBITION**

**M73/23 RESOLVED:**

THAT COUNCIL:

1. Receive the report on Draft 2023-24 Combined Delivery Program / Operational Plan, Budget, Fees & Charges, Revenue Policy and Long Term Financial Plan for Public Exhibition.

Cr Trina Thomson/Cr Julia Ham

**CARRIED UNANIMOUSLY****M74/23 RESOLVED** to move into Committee of the Whole

Cr Trina Thomson/Cr Julia Ham

**CARRIED UNANIMOUSLY****M75/23 RESOLVED** to move out of Committee of the Whole

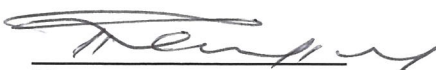
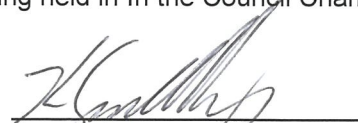
Cr Julia Ham/Cr John Larter

**CARRIED UNANIMOUSLY****M76/23 RESOLVED:**

THAT COUNCIL:

1. Endorse the following draft Integrated Planning & Reporting documents to be placed on public exhibition for a minimum period of 28 days commencing 19 May 2023:
  - a. Draft Combined Delivery Program and 2023-24 Operational Plan including:
    - i. Draft 2023-24 Operational Budget
    - ii. Draft 2023-24 Capital Budget
  - b. Draft 2023-24 Fees and Charges
  - c. Draft 2023-24 Revenue Policy
  - d. Draft Long Term Financial Plan including scenarios 2 and 3 that show future potential special rate variations;
2. Hold a further workshop to review the IP&R documentation;
3. Hold an Extraordinary Meeting on Thursday 29 June 2023 to consider submissions and adoption of the documents following public exhibition.
4. That Council provides a vote of thanks to the staff in preparing and reviewing the IP&R documentation.

Cr Julia Ham/Cr John Larter

**CARRIED UNANIMOUSLY**  
Mayor  
General Manager



#### **9.4. MAJOR PROJECTS OVERSIGHT COMMITTEE - TERMS OF REFERENCE - FOR ENDORSEMENT**

**M77/23 RESOLVED:**

That Council defer the establishment of the Committee pending commencement of the Director Infrastructure and Works.

Cr Trina Thomson/Cr Julia Ham

**CARRIED UNANIMOUSLY**

#### **9.5. STATEMENT OF INVESTMENTS - APRIL 2023**

**M78/23 RESOLVED:**

THAT COUNCIL:

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

Cr Julia Ham/Cr Brent Livermore

**CARRIED UNANIMOUSLY**

### **10. MANAGEMENT REPORTS**

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#### **10.1. AUSTRALIA DAY 2024**

**M79/23 RESOLVED:**

THAT COUNCIL:

1. Receive the report on Australia Day 2024.
2. Encourage and provide support to the community-led Australia Day events each year.
3. Award a Snowy Valleys Council Citizen of the Year from the pool of local Australia Day award winners in those categories.
4. Hold a Civic Reception after Australia Day to celebrate local Australia Day Award Winners, present the Snowy Valleys Council Award winners and conduct the Citizenship Ceremony.
5. Continue to apply for Australia Day grant funding and participate in the Ambassador program.

Cr Trina Thomson/Cr Julia Ham

**CARRIED UNANIMOUSLY**

#### **10.2. DOLLY PARTON IMAGINATION LIBRARY**

**M80/23 RESOLVED:**

THAT COUNCIL:

1. Receive the report on the Dolly Parton Imagination Library;

  
Mayor  
General Manager



2. Thank United Way for their administration of the Program to Snowy Valleys Council;
3. Continue to focus and strengthen the promotion of Library services to children of preschool age, especially after the Dolly Parton Imagination initiative has concluded.

Cr Julia Ham/Cr Sam Hughes

**CARRIED UNANIMOUSLY**

### **10.3. DRAFT LIBRARY STRATEGIC PLAN 2022-2026**

**M81/23 RESOLVED:**

THAT COUNCIL:

1. Receive the report on the Draft Library Strategic Plan 2022-2026;
2. Adopt the Draft Library Strategic Plan 2022-2026 without any changes;
3. Write to the submitter, thanking them for their input and advising them of the outcome to their submission.

Cr Julia Ham/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

### **10.4. DEVELOPMENT APPLICATION 2022-0099 - RESIDENTIAL ALTERATIONS AND ADDITIONS LOT 32 DP 1120073, LITTLE RIVER ROAD, LITTLE RIVER 2720**

**M82/23 RESOLVED:**

THAT COUNCIL:

1. Approve Development Application 2022/0099 for proposed residential alterations and additions to an existing secondary dwelling at Lot 32, DP1120073 known as Little River Road, Little River subject to the draft conditions of consent in Attachment 3 to the report.

Cr Johanna (Hansie) Armour/Cr Brent Livermore

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

**CARRIED UNANIMOUSLY**

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

### **11.1. MINUTES - DISABILITY INCLUSION ACCESS REFERENCE GROUP - 27 APRIL 2023**

**M83/23 RESOLVED:**

THAT COUNCIL:

1. Receive and Note the Minutes of the Disability Inclusion Action Reference Group held on 27 April 2023.

  
Mayor

  
General Manager

2. Adopt the following recommendation/s from the minutes:
  - a. Change the date of the next Disability Inclusion Access Reference Group from 22 June 2023 to 29 June 2023, commencing at 11.00am

Cr Trina Thomson/Cr Mick Ivill

**CARRIED UNANIMOUSLY**

## 12. CONFIDENTIAL

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### **M84/23 RESOLVED:**

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

#### **12.1. CONFIDENTIAL - DIRECTION TO REMOVE ITEMS UNDER THE ROADS ACT 1993**

Item 12.1 is confidential under the Local Government Act 1993 Section 10A (2)(e) and (2)(g) as it relates to information that would, if disclosed, prejudice the maintenance of law, advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege, and Council considers that discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Cr Mick Ivill/Cr Brent Livermore

**CARRIED UNANIMOUSLY**

The meeting was closed to the public at 3.47pm.

Cr Mick Ivill left the meeting at 4.20pm and returned at 4.21pm.

**M85/23 RESOLVED** to return to open council.

Cr Mick Ivill/Cr Sam Hughes

**CARRIED UNANIMOUSLY**

The meeting was re-opened to the public at 4.27pm.

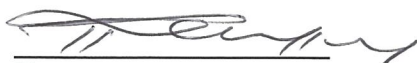
The General Manager advised that during the closed session, Council made the following resolutions:

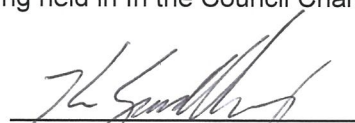
#### **12.1. CONFIDENTIAL - DIRECTION TO REMOVE ITEMS UNDER THE ROADS ACT 1993**

### **M86/23 RESOLVED:**

**THAT COUNCIL:**

1. Proceed to remove any obstructions or encroachments on Council's Little River Road and road related areas in the event that these items are not removed in accordance with Council's directions issued under the *Roads Act 1993* dated 24 April 2023.

  
Mayor

  
General Manager

2. Return to the owner any items / articles that are removed by Council in giving effect to the direction issued under the *Roads Act 1993* dated 24 April 2023.
3. Seek to recover the full costs of giving effect to the prescribed direction in accordance with section 238 of the *Roads Act 1993*.

Cr Julia Ham/Cr Mick Ivill

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

**Against:** Cr Armour, Cr Hayes


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**CARRIED**

### **13. MEETING CLOSURE**

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There being no further business to discuss, the meeting closed at 4.28pm.

  
\_\_\_\_\_  
Mayor

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