

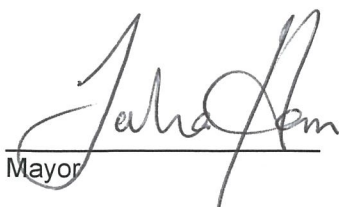


ORDINARY MEETING

MINUTES

Thursday, 20 February 2025

THE MEETING WAS HELD AT 2:00 PM
COUNCIL CHAMBERS CNR BRIDGE & WINTON STREET
TUMBARUMBA / VIA VIDEO LINK


Mayor


Acting General Manager



Thursday, 20 February 2025

Council Chambers Cnr Bridge & Winton Street Tumbarumba / Via Video Link

2:00 PM

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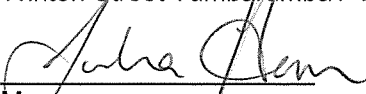
Mayor

Acting General Manager

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Mayor


Acting General Manager

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

The following speakers addressed the meeting:

- Allan Tonkin spoke against Item 6.1 Petition opposing the current location of the proposed multipurpose and evacuation centre and against Item 11.2 Snowy Valleys Multipurpose and Evacuation Centre Project Concept Design.
- Kristin Twomey spoke for Item 11.2 Snowy Valleys Multipurpose and Evacuation Centre Project Concept Design.
- Leigh McColl spoke against Item 11.1 Mannus Lake Blue-Green Algae Management.

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

M01/25 RESOLVED that the apology received from Cr Michael Inglis be received and granted.

Cr Sheldon/Cr Hardwick

CARRIED UNANIMOUSLY

M02/25 RESOLVED that the request received from Cr John Larter for remote attendance to today's meeting be received and granted.

Cr Sheldon/Cr Packard

CARRIED UNANIMOUSLY

4. DECLARATIONS OF PECUNIARY INTEREST

Acting General Manager, Jessica Quilty declared a non-pecuniary, significant interest in relation to report 13.3 Confidential Mayoral Minute - Appointment of Acting General Manager due to being the person of interest and will leave the room during discussion.

Acting General Manager, Jessica Quilty declared a non-pecuniary significant interest in relation to report 13.4 Confidential - NSW Land and Environment Court Matters Update due to being a neighbouring property and will leave the room during discussion.

5. CONFIRMATION OF MINUTES

5.1. MINUTES - ORDINARY COUNCIL - 12 DECEMBER 2024

M03/25 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 12 December 2024 be received and confirmed as an accurate record.

Cr Thomson/Cr Wortes

CARRIED UNANIMOUSLY

6. CORRESPONDENCE/PETITIONS

6.1. PETITION OPPOSING THE CURRENT LOCATION OF THE PROPOSED MULTIPURPOSE AND EVACUATION CENTRE

M04/25 RESOLVED:

THAT COUNCIL:

1. Receive the petition; and
2. Notify the chief petitioner of the upcoming opportunities for community participation in the project.

Cr Hardwick/Cr Sheldon

CARRIED UNANIMOUSLY

7. MAYORAL MINUTE

The Mayor spoke of valued staff member of Council and of the community, Neil Bombardier, who recently passed, and gave condolences to Neil's family.

The Mayor acknowledged Public Service medal recently awarded to Jill Ludford, Chief Executive of Murrumbidgee Local Health District, for her work in health.

Congratulations to all Australia Day award recipients, and thanks to event organisers.

Congratulations to Tumbatrek organisers and participants.

Refer to Item 13.3 Mayoral Minute - Appointment of Acting General Manager. This report 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 and will be addressed at the end of the meeting.

M05/25 RESOLVED to bring forward Item 11.1 Mannus Lake Blue Green Algae Management.

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY

11.1. MANNUS LAKE BLUE-GREEN ALGAE MANAGEMENT

MOTION:

THAT COUNCIL:

1. Support the ongoing monitoring program to identify an algae bloom on Mannus Lake and inform the downstream users group of any red alert notifications;
2. Support the implementation and treatment of Mannus Lake algae blooms using enzyme, bacterial or other nature-based additives subject to a review and costing of these treatments;
3. Support a University of Technology Sydney (UTS) application for an Australian Research Council (ARC) funding grant;
4. Endorse a \$74,000 allocation from Council's General Fund for the management of Mannus Lake and Pioneer Park Pond in the 2025-2026 Budget as a matched funding contribution towards the UTS grant application;
5. Update the current version of the Mannus Lake Blue-Green Algae Management Policy adopted in 2020 to reflect the latest "Best Practice" industry standards and guidelines for the management and treatment of blue-green algae;
6. Support the community to establish a Mannus Creek Working Group to make improvements to the Mannus Creek catchment upstream and downstream of Mannus Lake; and
7. Recommend that the Working Group develop a catchment management strategy for Mannus Creek to accompany Council's updated policy on the management of blue-green algae.
8. Investigate options and costs for the removal of the Mannus Dam wall and the rehabilitation of the dam bed and creek.

Cr Packard/Cr Thomson

M06/25 RESOLVED to move into Committee of the Whole.

Cr Thomson/Cr Sheldon

CARRIED UNANIMOUSLY

Cr Wortes left the meeting at 2.43pm and returned at 2.44pm.

Cr Hayes left the meeting at 2.45pm and returned at 2.48pm.

M07/25 RESOLVED to move out of Committee of the Whole.

Cr Hardwick/Cr Packard

CARRIED UNANIMOUSLY

M08/25 RESOLVED:

THAT COUNCIL:

1. Support the ongoing monitoring program to identify an algae bloom on Mannus Lake and inform the downstream users group of any red alert notifications;
2. Support the implementation and treatment of Mannus Lake algae blooms using enzyme, bacterial or other nature-based additives subject to a review and costing of these treatments;
3. Support a University of Technology Sydney (UTS) application for an Australian Research Council (ARC) funding grant;
4. Endorse a \$74,000 allocation from Council's General Fund for the management of Mannus Lake and Pioneer Park Pond in the 2025-2026 Budget as a matched funding contribution towards the UTS grant application;
5. Update the current version of the Mannus Lake Blue-Green Algae Management Policy adopted in 2020 to reflect the latest "Best Practice" industry standards and guidelines for the management and treatment of blue-green algae;
6. Support the community to establish a Mannus Creek Working Group to make improvements to the Mannus Creek catchment upstream and downstream of Mannus Lake; and
7. Recommend that the Working Group develop a catchment management strategy for Mannus Creek to accompany Council's updated policy on the management of blue-green algae.
8. As a matter of urgency investigate options and costs for the removal of the Mannus Dam wall and the rehabilitation of the dam bed and creek.

Cr Packard/Cr Thomson

CARRIED UNANIMOUSLY

M09/25 RESOLVED to return to the order of business.

Cr Thomson/Cr Sheldon

CARRIED UNANIMOUSLY

8. NOTICE OF MOTION/NOTICE OF RESCISSION

8.1. NOTICE OF MOTION - SWIMMING POOL ACCESS REVIEW - CR SHELDON, CR LARTER

M10/25 RESOLVED:

THAT COUNCIL:

1. Conduct a post swimming pool season workshop to investigate opportunities to increase accessibility by the public in preparation for the 2025/2026 season including but not limited to the following:

- Pools opening on Public Holidays, i.e. Boxing Day, New Years Day
- Potential to offer 10 free entry passes to SVC swimming pools for children under 16 years
- Introduction of free adult swimming lessons

Cr Sheldon/Cr Larter

CARRIED UNANIMOUSLY

8.2. NOTICE OF MOTION - DIGITAL WASTE VOUCHERS - CR SHELDON, CR LARTER

M11/25 RESOLVED:

THAT COUNCIL:

1. Conduct a refresher Resource Recovery Workshop on Council's Waste Strategy and Operations.

Cr Sheldon/Cr Larter

CARRIED UNANIMOUSLY

9. URGENT BUSINESS WITHOUT NOTICE

M12/25 RESOLVED:

THAT COUNCIL:

1. Authorise the Mayor and the Acting General Manager to produce a report for the March meeting and respond to the tabled correspondence from Deb Sturt regarding Cockatoo Road, with the view to Council liaising with Transgrid and key stakeholders.

Cr Ham/Cr Hardwick

CARRIED UNANIMOUSLY

10. GOVERNANCE AND FINANCIAL REPORTS

10.1. COUNCIL RESOLUTIONS ACTION REPORT - FEBRUARY 2025

M13/25 RESOLVED:

THAT COUNCIL:

1. Note the report on the Council resolution actions.

Cr Thomson/Cr Packard

CARRIED UNANIMOUSLY

10.2. DE-AMALGAMATION IMPLEMENTATION AND FINANCIAL SUSTAINABILITY PLANS - POST PUBLIC CONSULTATION

MOTION:

THAT COUNCIL:

1. Note the report on the submissions received on the De-amalgamation Implementation Plan (DIP) and the Financial Sustainability Plans (FSPs); and
2. Approve forwarding a copy of the Council report and the submissions received to the Local Government Boundaries Commission to further inform their examination of Council's de-amalgamation proposal.

Cr Packard/Cr Wortes

M14/25 RESOLVED to move into Committee of the Whole.

Cr Thomson/Cr Packard

CARRIED UNANIMOUSLY

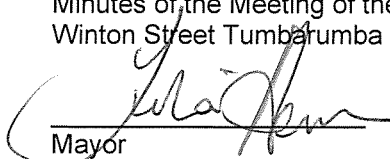
Cr Hayes left the meeting at 3.14pm and returned at 3.15pm.

Cr Sheldon left the meeting at 3.18pm and returned at 3.20pm.

M15/25 RESOLVED to move out of Committee of the Whole.

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY


Mayor


Acting General Manager

M16/25 RESOLVED:

THAT COUNCIL:

1. Note the report on the submissions received on the De-amalgamation Implementation Plan (DIP) and the Financial Sustainability Plans (FSPs); and
2. Approve forwarding a copy of the Council report and the submissions received to the Local Government Boundaries Commission to further inform their examination of Council's de-amalgamation proposal.

Cr Packard/Cr Wortes

CARRIED UNANIMOUSLY**10.3. LGNSW EXECUTIVE CERTIFICATE FOR ELECTED MEMBERS COURSE 7-8
FEBRUARY & 7-8 MARCH 2025****M17/25 RESOLVED:**

THAT COUNCIL:

1. Endorse the participation of Cr David Sheldon in the LGNSW Executive Certificate for Elected Members Course; and
2. Approve participation of other Councillors wishing to enrol in the LGNSW Executive Certificate for Elected Members course.

Cr Hayes/Cr Thomson

CARRIED UNANIMOUSLY**10.4. PECUNIARY INTEREST RETURN UPDATE - COUNCILLOR JULIA HAM****M18/25 RESOLVED:**

THAT COUNCIL:

1. Note the following updated Declaration of Pecuniary Interest Returns from Mayor Julia Ham as at 5 December 2024; and
2. Approve for the redacted Pecuniary Interest Returns for Mayor Julia Ham to be placed on Council's website in accordance with the current Information and Information Privacy Commission Guideline 1.

Cr Thomson/Cr Packard

CARRIED UNANIMOUSLY

10.5. SUBMISSION TO OLG - DRAFT MODEL CODE OF MEETING PRACTICE

M19/25 RESOLVED:

THAT COUNCIL:

1. Endorse the content of the submission to the Office of Local Government - regarding the Draft Model Code of Meeting Practice.

Cr Packard/Cr Sheldon

CARRIED UNANIMOUSLY

10.6. SIX MONTHLY DELIVERY PROGRAM & OPERATIONAL PLAN PROCESS REPORT (JULY TO DECEMBER 2024)

MOTION:

THAT COUNCIL:

1. Endorse the 2024-2025 Six Monthly combined Delivery Program and Operational Plan Progress Report (July to December 2024).

Cr Packard/Cr Sheldon

M20/25 RESOLVED to move into Committee of the Whole

Cr Sheldon/Cr Thomson

CARRIED UNANIMOUSLY

M21/25 RESOLVED to move out of Committee of the Whole

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY

M22/25 RESOLVED:

THAT COUNCIL:

1. Endorse the 2024-2025 Six Monthly combined Delivery Program and Operational Plan Progress Report (July to December 2024).

Cr Packard/Cr Sheldon

CARRIED UNANIMOUSLY

10.7. DRAFT INFORMATION GUIDE 2025 - FOR PUBLIC EXHIBITION**M23/25 RESOLVED:****THAT COUNCIL:**

1. Endorse the DRAFT Snowy Valleys Council Information Guide 2025 - SVC-EXE-GdI-001-06 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 DRAFT Snowy Valleys Council Information Guide 2025 - SVC-EXE-GdI-001-06 if no submissions are received on the day after the completion of the public exhibition period.

Cr Thomson/Cr Hardwick

CARRIED UNANIMOUSLY

10.8. DRAFT PRIVACY MANAGEMENT PLAN - FOR PUBLIC EXHIBITION**M24/25 RESOLVED:****THAT COUNCIL:**

1. Endorse the DRAFT Privacy Management Plan SVC-CorpPlan-Pln-018-02 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 Privacy Management Plan SVC-CorpPlan-Pln-018-02 if no submissions are received on the day after the completion of the public exhibition period.

Cr Packard/Cr Hardwick

CARRIED UNANIMOUSLY

10.9. DRAFT COMPLAINTS MANAGEMENT POLICY - FOR PUBLIC EXHIBITION**M25/25 RESOLVED:****THAT COUNCIL:**

1. Endorse the Draft Complaints Management Policy SVC-COR-PO-037-02 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 Complaints Management Policy SVC-COR-PO-037-02 if no submissions are received on the day after the completion of the public exhibition period.

Cr Sheldon/Cr Wortes

CARRIED UNANIMOUSLY

10.10. DRAFT STATEMENT OF BUSINESS ETHICS POLICY - FOR PUBLIC EXHIBITION**M26/25 RESOLVED:****THAT COUNCIL:**

1. Endorse the Draft Statement of Business Ethics Policy - SVC-EXE-stm-021-02 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 Statement of Business Ethics Policy -SVC-EXE-stm-021-02 if no submissions are received on the day after the completion of the public exhibition period.

Cr Wortes/Cr Hardwick

CARRIED UNANIMOUSLY**10.11. COUNCILLOR EXPENSES FOR THE SIX MONTH PERIOD ENDING 31 DECEMBER 2024****M27/25 RESOLVED:****THAT COUNCIL:**

1. Defer Item 10.11 Councillor Expenses for the Six Month Period Ending 31 December 2024 to the March Ordinary Meeting of Council.

Cr Hardwick/Cr Wortes

CARRIED UNANIMOUSLY**10.12. QUARTERLY BUDGET REVIEW AS OF 31 DECEMBER 2024**

Cr Hardwick left the meeting at 3.55pm and returned at 3.55pm.

M28/25 RESOLVED:**THAT COUNCIL:**

1. Receive and adopt the Quarterly Budget Review as at 31 December 2024; and
2. Adopt the Revenue, Expenditure and Capital Budget adjustments as noted in the 31 December 2024 Quarterly Budget Review.

Cr Sheldon/Cr Packard

CARRIED UNANIMOUSLY

10.13. STATEMENT OF INVESTMENTS - DECEMBER 2024

M29/25 RESOLVED:

THAT COUNCIL:

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

Cr Wortes/Cr Hardwick

CARRIED UNANIMOUSLY

10.14. STATEMENT OF INVESTMENTS - JANUARY 2025

M30/25 RESOLVED:

THAT COUNCIL:

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

Cr Wortes/Cr Hardwick

CARRIED UNANIMOUSLY

10.15. ALBURY WODONGA HEALTH ADVOCACY

M31/25 RESOLVED:

THAT COUNCIL:

1. Supports a new hospital for the Albury Wodonga regional area.
2. Authorise the Mayor and Acting General Manager to support advocacy endeavours to the Victorian and NSW State Governments and the Australian Government for additional funding for further development of health facilities to meet the needs of the region post 2032.

Cr Hayes/Cr Hardwick

CARRIED UNANIMOUSLY

11. MANAGEMENT REPORTS

11.2. SNOWY VALLEYS MULTIPURPOSE AND EVACUATION CENTRE PROJECT - CONCEPT DESIGN

M32/25 RESOLVED:

THAT COUNCIL:

1. Note the Concept Design for the Snowy Valleys Multipurpose and Evacuation Centre at Richmond Park, which subject to minor improvements as a result of consultation feedback, will be progressed to a Development Application; and
2. Note the continued community consultation opportunities as part of the Development Application process.

Cr Hayes/Cr Packard

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

Against: Cr Sheldon

CARRIED

6/1

12. MINUTES OF COMMITTEE MEETINGS

12.1. MINUTES - GLENROY HERITAGE RESERVE COMMITTEE - 16 OCTOBER 2024

M33/25 RESOLVED:

THAT COUNCIL:

1. Note the Minutes of the Glenroy Heritage Reserve Committee Meeting held on 16 October 2024.

Cr Hayes/Cr Wortes

CARRIED UNANIMOUSLY

Cr Larter left the meeting at 4.26pm and did not return.

12.2. MINUTES - TOOMA RECREATION RESERVE COMMITTEE - AGM - 8 OCTOBER 2024

M34/25 RESOLVED:

THAT COUNCIL:

1. Note the Minutes of the Tooma Recreation Reserve Committee Annual General Meeting held on 8 October 2024.

Cr Hayes/Cr Hardwick

CARRIED UNANIMOUSLY

Cr Sheldon left the meeting at 4.27pm and returned at 4.28pm.

13. CONFIDENTIAL

M35/25 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 TENDER - RFT 2024/17 DESIGN & REPLACEMENT OF FILTER MEDIA AND ASSOCIATED WORKS

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 TENDER - RFT 2024/18 - SUPPLY BULK MATERIALS

Item 13.2 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.

13.3 CONFIDENTIAL MAYORAL MINUTE - APPOINTMENT OF ACTING GENERAL MANAGER

Item 13.3 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.

13.4 CONFIDENTIAL - NSW LAND AND ENVIRONMENT COURT MATTERS UPDATE

Item 13.4 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.

Cr Hayes/Cr Thomson

CARRIED UNANIMOUSLY

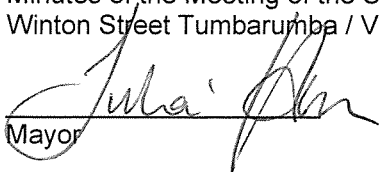
The meeting was closed to the public at 4.33pm.

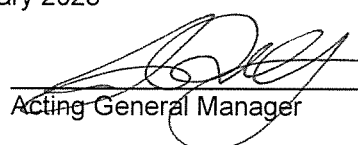
13.1. CONFIDENTIAL TENDER - RFT 2024/17 DESIGN & REPLACEMENT OF FILTER MEDIA AND ASSOCIATED WORKS - TUMUT WATER TREATMENT PLANT

M36/25 RESOLVED:

THAT COUNCIL:

1. Resolve in accordance with Section 178(3)(b) Local Government (General) Regulation 2021:
 - o Reject all offers for Request for Tender (RFT) 2024/17 for Tumut Water Treatment Plant upgrade due to all tenders exceeding the available budget;


Mayor


Acting General Manager

- Invite fresh tenders, because it is considered re-tendering, rather than negotiating, will attract additional suitable submissions.
- 2. Note that the Confidential Report relating to matters specified in Sections 10A (2)(d)(ii) be treated as confidential and remain confidential until Council determines otherwise; and
- 3. Write to the unsuccessful tenderers advising them of the outcome of the tender process.

Cr Hayes/Cr Packard

CARRIED UNANIMOUSLY

13.2. CONFIDENTIAL TENDER - RFT 2024/18 - SUPPLY BULK MATERIALS

M37/25 RESOLVED:

THAT COUNCIL:

1. Resolve in accordance with Section 178, Local Government (General) Regulation 2021 to accept the tender RFT 2024/18 from suppliers in the following categories:
 - a) Road Building Materials – Bald Hill Quarry, Brennans Quarries, Nigel Grant Contracting, Wyangle Quarry and S&K Whitehead
 - b) Supply of Bedding Material – Bald Hill Quarry, Brennans Quarries, Nigel Grant Contracting, Tegra Australia, Wyangle Quarry
 - c) Supply of Sealing Aggregates- Bald Hill Quarry and Wyangle Quarry
 - d) Supply of Landscaping Products – Tegra Australia
 - e) Supply of Pre-cast Concrete Units – Bruno Altin Co Pty Ltd and Reece Australia,
 - f) Supply of Pre-mixed Concrete Products – Brennan's Quarries and Tegra Australia
2. Once Council has resolved to accept this tender, information relating to the successful tenderers be published in Council's Register of Contracts as required by Government Information (*Public Access*) Act 2009 - Part 3 Division 5 - Government Contracts with the Private Sector;
3. Note that this Confidential Report relating to matters specified in Sections 10A (2)(d)(ii) be treated as confidential and remain confidential until Council determines otherwise; and
4. Write to the successful and unsuccessful tenderers advising of the outcomes of the tender process.

Cr Packard/Cr Hardwick

CARRIED UNANIMOUSLY

13.3. CONFIDENTIAL MAYORAL MINUTE - APPOINTMENT OF ACTING GENERAL MANAGER

The Acting General Manager left the meeting at 4.41pm.

M38/25 RESOLVED:

THAT COUNCIL:

1. Appoint Jessica Quilty to the position of Acting General Manager for a period of up to 12 months; and
2. Note that the terms of the Contract of Employment be in accordance with the Total Remuneration Package as set out in the Information Pack for the position.

Cr Hardwick/Cr Sheldon

CARRIED UNANIMOUSLY

13.4. CONFIDENTIAL - NSW LAND AND ENVIRONMENT COURT MATTERS UPDATE

M39/25 RESOLVED:

THAT COUNCIL:

1. Note the verbal update provided on current NSW Land and Environment Court Matters.

Cr Packard/Cr Sheldon

CARRIED UNANIMOUSLY

14. MEETING CLOSURE

M40/25 RESOLVED to move back into open session.

Cr Hardwick/Cr Sheldon

CARRIED UNANIMOUSLY

At this point, the time being 4.55pm the meeting moved back into open session.

The Acting General Manager returned to the meeting at 4.46pm.

The Mayor provided a verbal report of the resolutions made during confidential session.

There being no further business to discuss, the meeting closed at 5.00pm.