



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Ordinary Council Meeting

12 December 2024

**ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON THURSDAY 12 DECEMBER 2024**

MINUTES

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Unconfirmed

**MINUTES OF THE ORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630**

**ON THURSDAY, 12 DECEMBER 2024
COMMENCING AT 1:00 PM**

PRESENT: Mayor Christopher Hanna
Deputy Mayor Tricia Hopkins
Councillor Narelle Davis
Councillor Nick Elliott
Councillor Tanya Higgins
Councillor John Rooney
Councillor Reuben Rose
Councillor Bob Stewart
Councillor Lynda Summers
Councillor Andrew Thaler
Councillor Luke Williamson

APOLOGIES: Nil

Staff: Stephen Dunshea, Chief Executive Officer
David Rawlings, Chief Strategy Officer
Simon Rennie, Chief Financial Officer
John Gargett, Acting Chief Infrastructure & Projects Officer
Tony Murray, Chief Community Services Officer
Angela Sommerville, Chief People & Organisational Performance Officer
Patricia Swain, Secretary Council and Committees
Megan Haigh, EA to CEO, Mayor and Councillors

1. OPENING MEETING

The Mayor opened the meeting at 1:00 PM

2. ACKNOWLEDGEMENT OF COUNTRY

3. COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL

COUNCIL RESOLUTION

276/24

That Council approve the remote attendance of Deputy Mayor Hopkins and Councillor Williamson at the meeting on 12 December 2024, via audio-visual link.

Moved Mayor Hanna

Seconded Councillor Thaler

CARRIED

Record of Voting

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson.

Councillors Against: Nil.

At 01.02pm Adjourn for public forum.

At 01.15pm Cr Williamson joined the meeting.

At 01.40pm Resumed meeting.

4. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil

5. DISCLOSURE OF INTEREST

5.1 COUNCILLOR DAVIS

Councillor Davis declared an interest in Item 8.1 as she has a conflict of interest in this item due to "Husband is president of the Cooma Rotary Branch". Councillor Davis left the meeting at 2.04pm and returned at 2.08pm Councillor Davis did not take part in discussion or voting on this item.

5.2 COUNCILLOR HOPKINS

Councillor Hopkins declared an interest in Item 8.1 as she has a conflict of interest in this item due to "a non-pecuniary interest as a member of the body putting in the Application". Councillor Hopkins left the meeting at 2.04pm and returned at 2.08pm Councillor Hopkins did not take part in discussion or voting on this item.

5.3 COUNCILLOR SUMMERS

Councillor Summers declared an interest in Item 8.1 as she has a conflict of interest in this item due to "being a regular store holder". Councillor Summers interest is not of such weight that precludes participation and voting.

6. MATTERS DEALT WITH BY EXCEPTION

Items by Exception

Nil.

Procedural Motion

MOTION

COUNCIL RESOLUTION**277/24**

That Item 9.2.1 - Noting the 2023/24 Audited Financial Statements and the presentation by Sue Pritchard of the Australian Audit Office be brought forward.

Moved Mayor Hanna**Seconded Councillor Davis****CARRIED****Record of Voting**

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson.

Councillors Against: Nil.

7. CONFIRMATION OF MINUTES

7.1 ORDINARY COUNCIL MEETING 14 NOVEMBER 2024

COUNCIL RESOLUTION**278/24**

That the minutes of the Ordinary Council Meeting held on 14 November 2024 are confirmed as a true and accurate record of proceedings.

Moved Councillor Davis**Seconded Councillor Summers****CARRIED****Record of Voting**

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson.

Councillors Against: Nil.

7.2 CLOSED SESSION OF THE ORDINARY COUNCIL MEETING 14 NOVEMBER 2024

COUNCIL RESOLUTION		279/24
That the minutes of the Closed Session of the Ordinary Council Meeting held on 14 November 2024 are confirmed as a true and accurate record of proceedings.		
Moved Councillor Davis	Seconded Councillor Summers	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson.</i>	
<i>Councillors Against:</i>	<i>Nil.</i>	

8. PLANNING AND DEVELOPMENT APPLICATION MATTERS

At 02:04 pm Deputy Mayor Hopkins left the meeting.

At 02:04 pm Councillor Davis left the meeting.

8.1 DEVELOPMENT APPLICATION 10.2024.241.1 - COOMA ROTARY MONTHLY MARKET - CENTENNIAL PARK

Record No: I24/626

Applicant Number:	10.2024.241.1
Applicant:	Rotary Club of Cooma Incorporated
Owner:	Snowy Monaro Regional Council
DA Lodged:	14/10/2024
Property Description:	Centennial Park, 91 Sharp Street COOMA 2630 Lot: 701 DP: 1023496
Zone:	RE1 - Public Recreation
Current Use:	Recreational Use
Proposed Use:	Temporary Use of the site – Rotary Market
Permitted in Zone:	Yes
Recommendation:	Approve with conditions

COUNCIL RESOLUTION

280/24

That pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979 (as amended)* Council grants consent to 10.2024.241.1 for temporary use of the site – monthly Rotary Market on Lot: 701 DP: 1023496 known as Centennial Park, 91 Sharp Street COOMA 2630 with conditions of consent attached to this report.

Moved Councillor Thaler

Seconded Councillor Elliott

CARRIED

Record of Voting

Councillors For: Councillor Elliott, Mayor Hanna, Councillor Higgins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson.

Councillors Against: Nil.

At 02:08 pm Deputy Mayor Hopkins returned to the meeting.

At 02:08 pm Councillor Davis returned to the meeting.

9. OTHER REPORTS TO COUNCIL

9.1 OPERATIONS

9.1.1 OUTCOME OF THE BOMBALA LAUNDROMAT EOI

Record No: I24/672

COUNCIL RESOLUTION

281/24

That Council cease operating the Bombala Laundromat with a view for developing a new sustainable plan for a Laundromat at the site in the future.

Moved Councillor Rose

Seconded Councillor Thaler

LOST

Record of Voting

Councillors For: Councillor Elliott, Councillor Rose, Councillor Thaler and Councillor Williamson.

Councillors Against: Councillor Davis, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Stewart and Councillor Summers.

At 02:30 pm Councillor Williamson left the meeting.

FORESHADOWED MOTION

COUNCIL RESOLUTION

282/24

That Council:

- A. Notes that no submissions were received during the expression of interest advertising and the expression of interest process is now deemed complete.
- B. Continue to operate the facility with two working dryers.
- C. Upon finalisation of a Plan of Management for the land an expression of interest process for a license or lease for use of the facility for a laundromat be commenced with a further report to Council on the matter.
- D. Seek grant funding to replace two washers and dryers.

Moved Councillor Rooney

Seconded Councillor Davis

CARRIED

Record of Voting

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Stewart and Councillor Summers.

Councillors Against: Councillor Rose and Councillor Thaler.

9.2 FINANCE

9.2.1 NOTING THE 2023/24 AUDITED FINANCIAL STATEMENTS

Record No: I24/648

COUNCIL RESOLUTION

283/24

That Council:

- A. Receive and note the 2023/24 Audited Financial Statements for the year ended 30 June 2024.
- B. That any public submissions about the 2023/24 Financial Statements be referred to the Auditor.

Moved Councillor Summers

Seconded Councillor Davis

CARRIED

Record of Voting

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson

Councillors Against: Nil.

9.3.2 CODE OF CONDUCT COMPLAINTS ANNUAL REPORT

Record No: I24/674

COUNCIL RESOLUTION

286/24

That Council receive and note the code of conduct complaints report for the period 1 September 2023 to 31 August 2024.

Moved Councillor Davis

Seconded Councillor Summers

CARRIED

Record of Voting

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers and Councillor Thaler.

Councillors Against: Nil.

9.4 COMMUNICATIONS

Nil

9.5 EXECUTIVE OFFICE

9.5.1 RESOLUTION ACTION SHEET UPDATES

Record No: I24/676

This is an information only report.

COUNCIL RESOLUTION

287/24

That Council note Resolution Action Sheet Updates.

Moved Councillor Davis

Seconded Councillor Summers

CARRIED

Record of Voting

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers and Councillor Thaler.

Councillors Against: Nil.

9.5.2 RECRUITMENT OF CEO

Record No: I24/691

COUNCIL RESOLUTION	288/24
That McArthur be appointed to undertake the recruitment of the CEO.	
Moved Councillor Davis	Seconded Councillor Elliott CARRIED
Record of Voting	
<i>Councillors For:</i>	<i>Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers and Councillor Thaler.</i>
<i>Councillors Against:</i>	<i>Nil.</i>

9.6 WORKFORCE

Nil

10. REPORTS OF COMMITTEES

10.1 MINUTES FROM MANAGEMENT AND ADVISORY COMMITTEES

Record No: I24/642

COUNCIL RESOLUTION	289/24
That Council receive the minutes of the Bombala Exhibition Ground Management Committee minutes of meeting held 9 October 2024.	
Moved Councillor Summers	Seconded Councillor Davis CARRIED
Record of Voting	
<i>Councillors For:</i>	<i>Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers and Councillor Thaler.</i>
<i>Councillors Against:</i>	<i>Nil.</i>

11. NOTICE OF MOTION

11.1 IMPROVING COUNCIL BUSINESS PAPERS

Record No: I24/647

Councillor Rose has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

MOTION - WITHDRAWN

That Council management shall provide all recommendations in a one-plus-four format: A one-page executive summary outlining the key issues and staff recommendations, accompanied by a supporting document of no more than four pages. Additional documents may be provided to fulfil legal requirements, but the one-plus-four format should contain essential information to make informed decisions.

11.2 INSTALL SPEAKERS AT COOMA TIPSHOP

Record No: I24/649

Councillor Thaler has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION

290/24

That Snowy Monaro Regional Council install speakers into the Cooma Tip Shop, and/or Cooma Landfill.

Moved Councillor Thaler

Seconded Councillor Stewart

LOST

Record of Voting

Councillors For: Councillor Rose and Councillor Thaler.

Councillors Against: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Stewart and Councillor Summers.

At 03:18 pm Councillor Summers left the meeting.

At 03:21 pm Councillor Summers returned to the meeting.

At 03:50 pm Councillor Stewart left the meeting.

At 03:52 pm Councillor Stewart returned to the meeting.

11.3 SMRC MOBILE LIBRARY TRUCK

Record No: I24/650

Councillor Thaler has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION

291/24

That:

- A. Council cease all activities and efforts to dispose of the Mobile Library Van and Prime-mover. To assist in further strategic decision-making.
- B. Staff to provide a report on the past 5 years cost-of-operation of the Library truck, including:
 - a. Fuel usage
 - b. Maintenance & Upkeep Costs
 - c. Staffing costs
 - d. Any NSW state government funding support received
 - e. Comprehensive report on the condition of the library truck and trailer.
- C. SMRC councillors be provided a full copy of the 'Village Library Outreach Survey' and Engagement Summary.
- D. SMRC councillors be provided with a copy of the survey responses, comments and submissions.
- E. Council convene a workshop to identify opportunities which could be explored to use the library truck to facilitate community engagement via its mobile platform. Additionally, opportunities be explored to provide mobile internet with the library truck for library users to access.
- F. Explore state library funding opportunities.

Moved Councillor Thaler

Seconded Councillor Elliott

LOST

Record of Voting

Councillors For: Councillor Elliott, Councillor Rose, Councillor Stewart and Councillor Thaler.

Councillors Against: Councillor Davis, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney and Councillor Summers.

FORESHADOWED MOTION

COUNCIL RESOLUTION	292/24	
That Council convene a workshop to review the results of consultation with community and stakeholders about the newly introduced Library Outreach Service.		
Moved Deputy Mayor Hopkins	Seconded Councillor Davis	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Davis, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney and Councillor Summers.</i>	
<i>Councillors Against:</i>	<i>Councillor Elliott, Councillor Rose, Councillor Stewart and Councillor Thaler</i>	

11.4 JANUARY 2025 COUNCIL MEETING

Record No: I24/651

Councillor Thaler has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION	293/24	
That Council:		
A. Rescind part D of resolution 236/24.		
B. SMRC hold a January 2025 meeting.		
C. That the January 2025 meeting be held on 23 rd January 2025, at 1pm in Cooma.		
Moved Councillor Thaler	Seconded Councillor Rose	LOST
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Rose and Councillor Thaler.</i>	
<i>Councillors Against:</i>	<i>Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Councillor Rooney, Councillor Stewart and Councillor Summers.</i>	

At 04:22 pm Councillor Williamson returned to the meeting.

At 04:23 pm Deputy Mayor Hopkins left the meeting.

11.5 TIP STAFF

Record No: I24/654

Councillor Thaler has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION	294/24
That Council direct the CEO to explore opportunities for cross-training of staff to assist with tip and waste facility operations during low staff events.	
Moved Councillor Thaler	Seconded Councillor Rose CARRIED
Record of Voting	
<i>Councillors For:</i>	<i>Councillor Elliott, Mayor Hanna, Councillor Rooney, Councillor Stewart, Councillor Thaler and Councillor Williamson.</i>
<i>Councillors Against:</i>	<i>Councillor Davis, Councillor Higgins, Councillor Rose and Councillor Summers.</i>

Procedural Motion

ADJOURNMENT

COUNCIL RESOLUTION	295/24
That the Council Ordinary meeting be adjourned at 4.40pm for a break and resume at 4.50pm.	
Moved Mayor Hanna	Seconded Councillor Thaler CARRIED

Procedural Motion

RESUMPTION OF MEETING

COUNCIL RESOLUTION	296/24
That the Ordinary Council Meeting be resumed at 4.53pm.	
Moved Mayor Hanna	CARRIED

11.6 SPECIAL ENTERTAINMENT PRECINCTS

Record No: I24/661

Councillor Thaler has given notice that at the Ordinary Meeting of Council on 12 December 2024, He will move the following motion.

COUNCIL RESOLUTION

297/24

That Council direct the CEO to make enquiries into the appropriateness of seeking funding support under this program, specifically for town centres across our shire area who might benefit.

Moved Councillor Thaler

Seconded Councillor Williamson

CARRIED

Record of Voting

Councillors For: Councillor Elliott, Councillor Higgins, Councillor Rose, Councillor Stewart, Councillor Williamson and Councillor Thaler.

Councillors Against: Councillor Davis, Mayor Hanna, Councillor Rooney and Councillor Summers.

At 05:31 pm Councillor Thaler left the meeting.

At 05:33 pm Councillor Thaler returned to the meeting.

PUT MOTION - 11.7 SMRC's Weed Control Strategy

COUNCIL RESOLUTION

That the motion/amendment be put without further debate.

Moved Councillor Davis

Seconded Councillor Summers

LOST

Record of Voting

Councillors For: Councillor Davis, Councillor Higgins, Councillor Rooney and Councillor Summers.

Councillors Against: Councillor Elliott, Mayor Hanna, Councillor Rose, Councillor Stewart, Councillor Thaler and Councillor Williamson.

11.7 SMRC'S WEED CONTROL STRATEGY

Record No: I24/666

Councillor Rose has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION

298/24

That Council convene a workshop early in 2025 to reconsider SMRC’s weed control strategy and expenditure, with a view to review weed control expenditure.

Moved Councillor Rose

Seconded Councillor Thaler

LOST

Record of Voting

Councillors For: Councillor Rose, Councillor Thaler and Councillor Williamson.

Councillors Against: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Higgins, Councillor Rooney, Councillor Stewart and Councillor Summers.

At 06:01 pm Councillor Summers left the meeting.

At 06:04 pm Councillor Summers returned to the meeting.

11.8 COST OF SECURITY OPERATIONS

Record No: I24/667

Councillor Rose has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION

299/24

That the Interim CEO provide costs of all security operations (guards, cameras etc) over the last eighteen months and the rationale for these decisions.

Moved Councillor Rose

Seconded Councillor Stewart

CARRIED

Record of Voting

Councillors For: Councillor Elliott, Mayor Hanna, Councillor Rose, Councillor Stewart, Councillor Thaler and Councillor Williamson.

Councillors Against: Councillor Davis, Councillor Higgins, Councillor Rooney and Councillor Summers.

At 06:11 pm Councillor Higgins left the meeting.

11.9 RATEPAYER SURVEY

Record No: I24/668

Councillor Rose has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION

300/24

That when the current ratepayer survey is complete, that through the CEO, the relevant council staff review the results of this survey together with the results of the last three surveys, to propose an action plan, to be presented to councillors along with the results of the surveys, to address the top priorities indicated by the survey results. This to be completed no later than the end of the first quarter of 2025.

Moved Councillor Rose

Seconded Councillor Thaler

CARRIED

Record of Voting

Councillors For: Councillor Elliott, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Thaler and Councillor Williamson.

Councillors Against: Councillor Davis, Mayor Hanna and Councillor Summers.

11.10 STAFF SURVEY BRIEFING

Record No: I24/669

Councillor Rose has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION

301/24

That councillors receive a full briefing about the staff survey that was completed in the last three months. This briefing should include a live online briefing from the survey company to discuss the results and how they compare with other councils or similar organisations.

Moved Councillor Rose

Seconded Councillor Thaler

CARRIED

Record of Voting

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers, Councillor Thaler and Councillor Williamson.

Councillors Against: Nil.

11.11 PROVISION OF CURRENT ORGANISATION CHART

Record No: I24/693

Councillor Elliott has given notice that at the Ordinary Meeting of Council on 12 December 2024, he will move the following motion.

COUNCIL RESOLUTION	302/24	
That the CEO:		
A. Provide Councillors with a current organisation chart showing all positions within the organisation including currently vacant positions.		
B. Show the chart on the SMRC website for the general public.		
C. Advise councillors of the number of qualified engineers by qualification, within the Council and the divisions that those engineers work in.		
Moved Councillor Elliott	Seconded Councillor Stewart	CARRIED
Record of Voting		
<i>Councillors For:</i>	<i>Councillor Davis, Councillor Elliott, Mayor Hanna, Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Thaler and Councillor Williamson.</i>	
<i>Councillors Against:</i>	<i>Councillor Summers</i>	

12. MAYORAL MINUTES

Nil

13. QUESTIONS WITH NOTICE

13.1 NIJONG OVAL AMENITIES WATER

Record No: I24/653

This item is for information only.

13.2 COUNCIL POLICY UPDATES AND COMPLIANCE

Record No: I24/655

This item is for information only.

13.3 COOMA REGIONAL SPORTS CENTRE SUSTAINABILITY

Record No: I24/656

This item is for information only.

13.4 COUNCIL INSURANCE ARRANGEMENTS & COSTS

Record No: I24/657

This item is for information only.

13.5 SECURITY GUARDING COSTS

Record No: I24/658

This item is for information only.

13.6 BIODIVERSITY OFFSET CREDIT VALUES

Record No: I24/659

This item is for information only.

13.7 UPDATE ON RESOLUTION 110/24 BUSINESS CASE GRANT FOR MONARO RAIL TRAIL

Record No: I24/660

This item is for information only.

13.8 COOMA GUN CLUB LAND

Record No: I24/663

This item is for information only.

13.9 PROVISION OF INFORMATION - RESOLUTION 243/24

Record No: I24/664

This item is for information only.

13.10 COUNCIL EXPLAIN THE IMPOSITION OF A UCC UPON CR THALER COUNCIL EMAIL.

Record No: I24/665

This item is for information only.

14. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

1. That pursuant to Section 10A subsections 2 & 3 and Section 10B of the Local Government Act, 1993 (as amended) the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:
 - 14.1 Legal Action and Potential Claims Against SMRC**
Item 14.1 is confidential in accordance with s10(A)(2)(e) of the Local Government Act because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.
 - 14.2 Request for Legal Advice**
Item 14.2 is confidential in accordance with s10(A)(2)(g) of the Local Government Act because it contains advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.
2. The press and public be excluded from the proceedings of the Council in Closed Session on the basis that these items are considered to be of a confidential nature.
3. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matter be treated as confidential and be withheld from access by the press and public, until such time as the Council resolves that the reason for confidentiality has passed or become irrelevant.
4. That the resolutions made by the Council in Closed Session be recorded in the Minutes of the Council Meeting.
5. That upon this recommendation being moved and seconded, the Chairperson invite representations from the public as to whether this part of the meeting should be closed to consider the nominated item.

Moved Mayor Hanna

CARRIED

Record of Voting

Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Deputy Mayor Hopkins,

*Councillor Rooney, Councillor Rose, Councillor Stewart, Councillor Summers,
Councillor Williamson and Councillor Thaler.*

Councillors Against: Nil.

Note 1: Invitation to Public

Upon the above motion being moved and seconded, the Mayor invited representations from the public as to whether this part of the meeting should be closed to consider the nominated items. There were no requests by members of the public to make any representations.

Note 2: Confidential Session of Committee

At 6.34 pm the meeting was closed to the press and public.

Note 3: Resumption of Open Committee Meeting

At 6.46 pm the Closed Session ended and the Council meeting continued in Open Session.

15. REPORT FROM CONFIDENTIAL SESSION

14.1 LEGAL ACTION AND POTENTIAL CLAIMS AGAINST SMRC

COUNCIL RESOLUTION

303/24

That Council note the information in the Legal Actions and Potential Claims Against SMRC report.

Moved Mayor Hanna

CARRIED

Record of Voting

*Councillors For: Councillor Davis, Councillor Elliott, Mayor Hanna, Deputy Mayor Hopkins,
Councillor Rooney, Councillor Stewart, Councillor Summers, Councillor Williamson
and Councillor Thaler.*

Councillors Against: Nil.

14.2 REQUEST FOR LEGAL ADVICE

COUNCIL RESOLUTION

304/24

That Council note the response to the Request for Legal Advice.

Moved Councillor Thaler

Seconded Councillor Stewart

CARRIED

Record of Voting

Councillors For: Councillor Elliott, Mayor Hanna, Councillor Higgins, Deputy Mayor Hopkins, Councillor Rooney, Councillor Stewart, Councillor Williamson and Councillor Thaler.

Councillors Against: Councillor Davis and Councillor Summers.

Moved Councillor Thaler

Seconded Councillor Stewart

CARRIED

At 06:35 pm Councillor Rose left the meeting.

At 06:37 pm Councillor Rose returned to the meeting.

There being no further business the Mayor declared the meeting closed at 6.46 pm.

CHAIRPERSON

The above minutes of the Ordinary Council Meeting of Snowy Monaro Regional Council held on 12 December 2024 were confirmed by Council at a duly convened meeting on 20 February 2025 at which meeting the signature hereon was subscribed.