



MINUTES OF THE EXTRAORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Council Chambers, 253 Crawford Street, Queanbeyan on Wednesday, 20 September 2017 commencing at 5.30pm.

## ATTENDANCE

**Councillors:** Cr Overall (Chair), Crs Biscotti, Bray AM, Brown, Harrison, Hicks, Marshall, Noveska, Schweikert, Taylor, Winchester.

**Staff:** P Tegart, Interim General Manager; M Thompson, Portfolio General Manager Natural and Built Character; P Hansen, Portfolio General Manager Community Connections; J Richards, Portfolio General Manager Community Choice and P Spyve, A/Portfolio General Manager Organisation Capability.

**Also Present:** W Blakey (Clerk of the Meeting) and L Ison (Minute Secretary).

### 1. APOLOGIES

Nil

The Interim General Manager opened the meeting. Items 4.1, 4.2 and 4.3 were brought forward and dealt with at this juncture.

#### 4.1 Oath or Affirmation of office for Councillors

234/17

##### **RESOLVED (Brown/Bray)**

That in accordance with Section 233A of the *Local Government Act 1993*, each Councillor be invited to take either the oath of office or affirmation of office before the General Manager and the taking of the oath or affirmation of office by each Councillor be recorded in the minutes of this meeting, and signed copies be retained for the record.

The following affirmations were declared before the Interim General Manager on 15 September 2017:

I, Cr Brian Brown, solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

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I, Cr Peter Marshall, solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

The following oaths were declared before the Interim General Manager on 20 September 2017:

I, Cr Michele Biscotti, swear that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

I, Cr Peter Bray, swear that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

I, Cr Pete Harrison, swear that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

I, Cr Trevor Hicks, swear that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

I, Cr Trudy Taylor, swear that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

I, Cr Kenrick Winchester, swear that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

The following affirmations were declared before the Interim General Manager on 20 September 2017:

I, Cr Radmila Noveska, solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

I, Cr Tim Overall, solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

I, Cr Mark Schweikert, solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of the Queanbeyan-Palerang Region and the Queanbeyan-Palerang Regional Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgment.

**4.2 Method of Ballot and the Election of Mayor for the 2017-2019 Term**

235/17

**RESOLVED (Brown/Noveska)**

That:

1. Council elect the Mayor for the 2017-2019 term.
2. The method of ballot for the position of Mayor be by show of hands, pursuant to Schedule 7, Part 1(3) of the Local Government (General) Regulation 2005.

The Interim General Manager, acting as Returning Officer, called for nominations for the position of Mayor for 2017/19. There were two signed nominations received, those of Cr Overall and Cr Winchester.

Following the vote by show of hands, resulting in seven votes for Cr Overall, the Returning Officer declared Cr Overall duly elected as Mayor for the 2017/19 term.

Cr Overall assumed the Chair.

**4.3 Election of Queanbeyan-Palerang Regional Council Deputy Mayor**

236/17

**RESOLVED (Taylor/Schweikert)**

That:

1. Council elect a Deputy Mayor for a period of 12 months.
2. The method of ballot for the position of Deputy Mayor be by show of hands, pursuant to Schedule 7, Part 1(3) of the Local Government (General) Regulation 2005.

The Interim General Manager, acting as Returning Officer, called for nominations for the position of Deputy Mayor for 2017/18. There were two signed nominations received, those of Cr Hicks and Cr Noveska.

Following the vote by a show of hands, resulting in seven votes for Cr Hicks, the Returning Officer declared Cr Hicks duly elected as Deputy Mayor for the 2017/18 term.

**2. PRESENTATIONS FROM THE GALLERY RELATING TO LISTED ITEMS ON THE AGENDA AND PETITIONS**

237/17

**RESOLVED (Overall/Winchester)**

That Council allow for public presentations at this Extraordinary meeting.

ADJOURNMENT: The meeting adjourned at 5.46pm and resumed at 5.56pm to enable presenters to be listed.

The following presenter was heard:

Mr Greg Nye - Item 4.8 - Appointment of Committee Delegates and Representatives 2017-2018

**3. DISCLOSURES OF INTERESTS**

238/17

**RESOLVED (Taylor/Schweikert)**

That the Councillors and staff now disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

No declarations were received.

**4.9 Managing Casual Vacancies**

The Interim General Manager advised the Office of Local Government confirmed the regulations had not been made to enable consideration of Item 4.9 Managing Casual Vacancies. Accordingly, that report is withdrawn from the agenda.

**4. DETERMINATION REPORTS**

**4.1 Oath or Affirmation of office for Councillors**

This item was dealt with in earlier business.

**4.2 Method of Ballot and the Election of Mayor for the 2017-2019 Term**

This item was dealt with in earlier business.

**4.3 Election of Queanbeyan-Palerang Regional Council Deputy Mayor**

This item was dealt with in earlier business.

**4.4 Ballot papers for Mayor and Deputy Mayoral Elections**

It be noted that no ballot papers were used in this election.

**4.5 Delegations to the Queanbeyan-Palerang Regional Council Mayor and Deputy Mayor**

239/17

**RESOLVED (Marshall/Winchester)**

That pursuant to Section 377(1) of the *Local Government Act 1993*, the delegations to the Mayor, Cr Tim Overall, and Deputy Mayor, Cr Trevor Hicks, be granted and remain in force until revoked by resolution of Council.

**4.6 Council Delegations - Chief Executive Officer/General Manager**

240/17

**RESOLVED (Schweikert/Taylor)**

That:

1. The Council delegate to the person holding the position, acting in, or performing the duties of CEO/General Manager, the powers, duties and functions set out in the attached (Attachment 1) Instrument of Delegation to the General Manager subject to the conditions and limitations specified in that Instrument.
2. The Instrument of Delegation to the CEO/General Manager comes into force immediately the Common Seal of Council is affixed.
3. On the coming into force of the instrument all previous delegations to the CEO/General Manager are revoked.
4. The duties and functions set out in the above-mentioned instruments must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.
5. Council note that the instrument under the Local Government Act includes a power of delegation to other persons or bodies in accordance with section 378(2) of the Act.
6. For the purposes of this resolution references in paragraphs 1 and 2 above to the position of CEO/General Manager are taken to be references to the position of Chief Executive Officer.

**4.7 Council Meeting Schedule**

241/17

**RESOLVED (Brown/Noveska)**

That the Council meeting schedule be deferred for consideration at the next Council meeting to be held on 27 September 2017 at 5.30pm at Bungendore.

**4.8 Appointment of Committee Delegates and Representatives 2017-2018**

**MOTION (Bray/Biscotti)**

That:

1. Council appoint its delegates, alternates and representatives for 2017-2018 on the organisation, regional and s.355 committees and external committees, as outlined in Table 1 in the report.
2. If more than one nomination is received for a position, determine the method of ballot for the election of representatives and delegates be by open voting, pursuant to Schedule 7, Part 1(3) of the Local Government (General) Regulation 2005.
3. Terms of reference for the committees be noted, and confirmed/revise at the first meeting of the committees.
4. Delegates reports and minutes of the s355 and advisory committees, be reported to Council.
5. That the following amendments to the listed Committees be made:
  - a. Australia Day Community Awards Committee be known as Australia Day and Community Awards Committee ( Serial 3 );
  - b. membership of the Q Advisory Board include one Councillor in place of Mayor and Chair of the Cultural Advisory Committee (Serial 15 );
  - c. membership of the General Manager's Performance Review Committee be Mayor, Deputy Mayor and two Councillors ( Serial 20 );
  - d. membership of the Local Traffic Committee include a Councillor ( Serial 28 );
  - e. the Delegate to the Queanbeyan Trust Committee as referred to in the report be taken to mean all Councillors ( Serial 43 );
  - f. Council appoint a Councillor representative and an Alternate Councillor to the Southern Regional Planning Panel ( SRPP ) in place of the Community Representative (serial 63 );
  - g. the Youth Advisory Committee be known as the Youth Advisory Council, the membership provide for the Chair and Deputy Chair to be elected from the community membership and a quorum for a meeting be a majority of the membership, and
  - h. the Sports Council committee have two Councillor representatives.

Cr Brown foreshadowed a MOTION: ["That this item of business be deferred and workshopped."]

**Point of Order**

**Cr Harrison** re consideration of matter in open Committee of the Whole as available in the Code of Meeting Practice.

242/17

**Procedural Motion**

**RESOLVED (Harrison/Schweikert)**

That Council move into open Committee of the Whole to discuss the Committees.

Council moved into open Committee of the Whole at 6.26pm.

243/17

**RESOLVED (Brown/Taylor)**

That Council return to the Extraordinary meeting.

Council returned to the Extraordinary meeting at 6.37pm.

The motion [of Crs Bray and Biscotti] was WITHDRAWN.

244/17

**RESOLVED (Brown/Noveska)**

That:

1. Council defer to a workshop the consideration of the structure of committees.
2. The items listed in the substantive motion be considered in that workshop.
3. Council appoint a delegate and an alternate delegate to the Southern Joint Regional Planning Panel.
4. Council delegate to the Planning and Strategy Committee the appointment of members to the committees.

Nominations were called for the position of delegate to the Southern Joint Regional Planning Panel. Two nominations were received, those of Cr Bray and Cr Brown. A vote was taken by show of hands, and with Cr Bray receiving seven votes, the Mayor declared Cr Bray as the delegate.

Nominations were called for the position of alternate delegate to the Southern Joint Regional Planning Panel. One nomination was received, that of Cr Harrison. The Mayor declared Cr Harrison as the alternate delegate.

245/17

**RESOLVED (Taylor/Hicks)**

That Cr Bray be appointed as the delegate and Cr Harrison as the alternate to the Southern Joint Regional Planning Panel.

**4.9 Managing Casual Vacancies**

This item of business was WITHDRAWN.

**4.10 Code of Conduct and Code of Meeting Practice**

246/17

**RESOLVED (Brown/Bray)**

That Council:

1. Endorse the Code of Meeting Practice and the Code of Conduct with the following amendments to the Code of Meeting Practice:
  - by removing the requirement for Councillors to stand when speaking, and
  - clarifying that live streaming will only be provided at Council meetings and Committee of the Whole.
2. Review the Codes when the Office of Local Government releases new model Codes.

**5. SUPPLEMENTARY REPORTS**

**5.1 Notice of Motion - Premises for the Queanbeyan Senior Citizens Association**

247/17

**RESOLVED (Marshall/Winchester)**

That:

1. The General Manager brief Council at its Extraordinary Meeting of 20<sup>th</sup> September 2017 on the future arrangements for the Queanbeyan Senior Citizens Association.
2. Council consider any consequential actions.

The Portfolio General Manager Community Choice, at the request of the General Manager, briefed Council on the matter.

**6. NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION**

Nil

The time being 7.05pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL  
MAYOR  
CHAIRPERSON**