



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Bungendore Council Chambers on Wednesday, 24 April 2019 commencing at 5.30pm.

ATTENDANCE

Councillors: Cr Overall (Chair), Crs Biscotti, Bray AM, Brown (from 5.32pm), Harrison, Hicks, Marshall, Noveska (from 5.33pm), Schweikert, Taylor and Winchester (from 5.41pm).

Staff: P Tegart, CEO/General Manager; P Hansen, Portfolio General Manager Community Connections; J Richards, Portfolio General Manager Community Choice; T Geyer, A/Portfolio General Manager Natural and Built Character and D Fulton, A/Portfolio General Manager Organisational Capability.

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

1. OPENING

The Mayor acknowledged the traditional custodians of the land upon which the meeting was held.

2. APOLOGIES

There were no apologies.

3. DISCLOSURES OF PECUNIARY INTERESTS

120/19

RESOLVED (Taylor/Schweikert)

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

The resolution was carried unanimously.

Cr Hicks declared a less than significant non-pecuniary interest in Item 12.3 - Request for Tender 2019-39 - Supply & Installation of Sportsground Floodlighting at Campese Oval, Yass Road, Queanbeyan, stating he is a family friend of a tenderer.

4. CONFIRMATION OF MINUTES**4.1 Minutes of the Ordinary Meeting of Council held on 27 March 2019**

121/19

RESOLVED (Schweikert/Taylor)

That the Minutes of the Ordinary Meeting of Council held in the Bungendore Council Chambers on Wednesday 27 March 2019 be confirmed.

The resolution was carried unanimously.

Cr Brown joined the meeting at 5.32pm.

122/19

RESOLVED (Hicks/Harrison)

That the Minutes of the Planning and Strategy Committee of the Whole meeting held in the Queanbeyan Council Chambers on Wednesday 10 April 2019 be confirmed.

The resolution was carried unanimously.

5. PRESENTATION BY DEPARTMENTAL OR OTHER REPRESENTATIVES

There were no presentations.

6. BUSINESS ARISING FROM THE MINUTES

There was no business arising.

Cr Noveska joined the meeting at 5.33pm.

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

The following presenters were heard:

Mr Travis Robinson – Item 12.1 - Bungendore Dog Off Lead Area Consultation Report

Mr Richard Graham – Item 12.2 - MOD.2018.127 - Modification of DA.2016.163 - Lots 5-10, Section 24, DP 758183, 55 Ellendon Street, Bungendore

8. MAYORAL REPORT

There was no Mayoral Report.

9. MAYORAL MINUTE

There was no Mayoral Minute.

10. NOTICES OF MOTIONS OF RESCISSION

There were no Notices of Motion of Rescission.

11. NOTICES OF MOTIONS**11.1 Queanbeyan Aquatic Centre**

During discussion, Cr Winchester joined the meeting at 5.41pm.

123/19

RESOLVED (Taylor/Biscotti)

1. That Council:
 - a. Prepare a report on the condition of the Queanbeyan Aquatic Centre, including all maintenance required, priorities for works and estimated funding, for the May Ordinary Meeting; and
 - b. Consider funding to undertake priority works as a submission in the 2019-20 draft budget.
2. That Council investigate the extension of the change room facilities to include a minimum of two new family/disability change rooms, including costs, with a report to come back to Council as soon as practicable.

The resolution was carried unanimously.

11.2 Braidwood Sensory Garden

124/19

RESOLVED (Taylor/Noveska)

That Council work with the community to identify options for a sensory garden in Braidwood.

The resolution was carried unanimously.

11.3 Measures to Reduce Helium-filled Balloons**MOTION (Marshall)**

That Council receive a report on measures to reduce the release of helium-filled balloons into the environment.

The motion (of Cr Marshall) lapsed for want of a seconder.

12. ITEMS FOR DETERMINATION**12.1 Bungendore Dog Off Lead Area Consultation Report**

125/19

RESOLVED (Harrison/Brown)

That Council:

1. Note the report and that the majority of respondents support the retention of the current Turrallo Terrace site as the off-leash area.
2. Note there is insufficient justification to fence the area at this time.

The resolution was carried unanimously.

12.2 MOD.2018.127 - Modification of DA.2016.163 - Lots 5-10, Section 24, DP 758183, 55 Ellendon Street, Bungendore

MOVED Schweikert/Hicks

That:

1. Modification application MOD.2018.127 for the addition of boom gates on Lots 5-10, Section 24, DP758183, 55-59 Ellendon Street be granted approval.
2. Those persons who lodged a submission(s) on the application be advised in writing of the determination of the application.

Cr Harrison foreshadowed a CONTRARY motion: ["That:

1. Modification application MOD.2018.127 for the addition of boom gates on Lots 5-10, Section 24, DP758183, 55-59 Ellendon Street be granted conditional approval, subject to the addition of the following condition:
 - a) Access Gates
Prior to the issue of any Occupation Certificate, the boom gate structures and control boxes are to be finished in a sympathetic colour.
Reason: To ensure that the access gates are compatible with surrounding heritage development.
2. Those persons who lodged a submission(s) on the application be advised in writing of the determination of the application."]

The motion (of Crs Schweikert and Hicks) was PUT and CARRIED.

126/19

RESOLVED (Schweikert/Hicks)

That:

1. Modification application MOD.2018.127 for the addition of boom gates on Lots 5-10, Section 24, DP758183, 55-59 Ellendon Street be granted approval.
2. Those persons who lodged a submission(s) on the application be advised in writing of the determination of the application.

For: Crs Biscotti, Bray, Brown, Hicks, Noveska, Taylor and Schweikert

Against: Crs Harrison, Marshall, Overall and Winchester

Cr Hicks declared an interest in this item and left the Chambers at 6.05pm.

12.3 Request for Tender 2019-39 - Supply & Installation of Sportsground Floodlighting at Campese Oval, Yass Road, Queanbeyan

127/19

RESOLVED (Schweikert/Winchester)

That Council:

1. Award Tender 2019-39 to Tenderer number 1 - Gasnier's Electrical, for the supply and installation of sportsground floodlights at Campese Oval in Yass Road, Queanbeyan.
2. Assign a total budget cost of \$227,000 for the project.

The resolution was carried unanimously.

Cr Hicks returned to the Chambers at 6.05pm.

12.4 Sports Assistance Scheme Request

128/19

RESOLVED (Biscotti/Taylor)

That Council approve a grant to the Queanbeyan Leagues Amateur Swim Club from the Community Assistance Scheme of \$300 to support Ms Kiara Virgo attending the 2019 Australian National Age Championships.

The resolution was carried unanimously.

12.5 Braidwood Memorial Pool Refurbishment Tender - 2019/24

129/19

RESOLVED (Harrison/Taylor)

That:

1. Council not accept any tender for the Braidwood Memorial Pool refurbishment.
2. The refurbishment works be project managed in-house by Council staff, utilising Council's pre-approved trades and services panel, where possible.

The resolution was carried unanimously.

12.6 Draft Operational Plan, Revenue Policy and Fees and Charges for 2019-20

130/19

RESOLVED (Schweikert/Hicks)

That Council endorse the draft Operational Plan (with the addition of depot facilities at Braidwood), Revenue Policy, and Fees and Charges for public exhibition from 26 April until 3 June 2019.

The resolution was carried unanimously.

12.7 Queanbeyan CBD Spatial Business Plan

131/19

RESOLVED (Biscotti/Overall)

That Council:

1. Receive and note the Queanbeyan CBD Spatial Business Plan report.
2. Re-title the Queanbeyan CBD Spatial Business Plan to the Queanbeyan CBD Spatial Masterplan.
3. Exhibit the Queanbeyan CBD Spatial Masterplan for 28 days and hold information sessions for CBD business and property owners, as outlined in the report.
4. Establish a focus group to provide input into the Queanbeyan CBD Spatial Masterplan and engagement process.
5. Endorse funding of \$55k for 2019/20 for a staff resource to manage the ongoing consultation with the CBD business community, general community and promote the Queanbeyan CBD Spatial Masterplan.

The resolution was carried unanimously.

12.8 Cultural Arts Assistance Scheme Application

132/19

RESOLVED (Hicks/Taylor)

That Council approve the allocation of a grant of \$1,500 from the Cultural Arts Assistance Scheme to the Queanbeyan Art Society to assist with marketing and prizes for their Annual Art Exhibition.

The resolution was carried unanimously.

12.9 Grant for Smart Cities roll out at Googong

133/19

RESOLVED (Brown/Schweikert)

That Council:

1. Execute a Deed of Agreement with Googong Township Pty Ltd for the roll out of smart technology at Googong as part of the Smart Cities and Suburbs Program Round 2.
2. Exempt this project under S55 (3) (b) and (i) of the *Local Government Act 1993* from the need to call tenders.

The resolution was carried unanimously.

12.10 Queanbeyan, Bungendore and Braidwood Customer Centres**MOVED (Harrison/Marshall)**

That Council:

1. Note the report on customer centres.
2. Approve \$129,000 for the customer centre refurbishment at Queanbeyan, funded from 2018/19 maintenance allocations and the property reserve.
3. Engage with the Braidwood and Bungendore communities regarding the proposed changes to the customer centres and the possible inclusion of a smart hub in Braidwood.
4. Refer any subsequent modifications to the Braidwood office to the Braidwood Heritage Committee.

Cr Schweikert foreshadowed a CONTRARY motion: ["That Council:

1. Note the report on customer centres.
2. Approve the conversion of part of the Braidwood administration building to a smart hub and community meeting room.
3. Approve \$280,000 for the customer centre refurbishment (Bungendore and Braidwood) and Braidwood smart hub work, funded from 2018/19 maintenance allocations and the property reserve.
4. Approve \$129,000 for the customer centre refurbishment at Queanbeyan, funded from 2018/19 maintenance allocations and the property reserve.
5. Refer the proposed modifications to the Braidwood office to the Braidwood Heritage Committee."]

The motion (of Crs Harrison and Marshall) was PUT and CARRIED.

134/19

RESOLVED (Harrison/Marshall)

That Council:

1. Note the report on customer centres.
2. Approve \$129,000 for the customer centre refurbishment at Queanbeyan, funded from 2018/19 maintenance allocations and the property reserve.
3. Engage with the Braidwood and Bungendore communities regarding the proposed changes to the customer centres and the possible inclusion of a smart hub in Braidwood.
4. Refer any subsequent modifications to the Braidwood office to the Braidwood Heritage Committee.

For: Crs Biscotti, Bray, Brown, Harrison, Marshall, Noveska, Overall, Taylor and Winchester

Against: Crs Hicks and Schweikert

12.11 Request for Donation for Hire of the Braidwood National Theatre Community Centre

135/19

RESOLVED (Marshall/Harrison)

That Council:

1. Advise the applicant that, on this occasion, Council is unable to provide a donation of \$150 to be used for the hire of the Braidwood National Theatre Community Centre by a community group in December 2018 for the following reasons:
 - (a) The request needs to be considered as an application within Council's annual community grants program, rather than as a one-off application following the 2018 round;
 - (b) Funding in the 2018 round has been fully expended;
 - (c) All applications for community grant funding should be submitted in accordance with the provisions of Part 5 Categories A and B of the QPRC Donations Policy.
2. Encourage the applicant to consider submitting an application, addressing all criteria, in the 2019 round of the community grants program.

The resolution was carried unanimously.

12.12 Araluen Recreation Reserve Trust

136/19

RESOLVED (Hicks/Winchester)

That Council accede to the Araluen Recreation Reserve Trustees' request to re-purpose the balance of their grant under the Stronger Communities Fund for additional improvements to facilities on the Reserve.

The resolution was carried unanimously.

12.13 Investment Report - March 2019

137/19

RESOLVED (Brown/Bray)

That Council:

1. Note the 2018/19 investment income for March 2019 was \$704,903.
2. Note the investment portfolio has been made in accordance with the Local Government Act 1993, the Local Government (General) Regulation 2005 and Queanbeyan-Palerang Regional Council's investment policy.
3. Adopt the Investment Report for the month of March 2019.

The resolution was carried unanimously.

12.14 Complaint Management Framework

138/19

RESOLVED (Harrison/Taylor)

That Council:

1. Endorse the QPRC Complaint Management Framework.
2. Endorse for exhibition the Draft Charter of Individual Rights and Mutual Responsibilities of the Parties to a Complaint, the Complaint Management, Unreasonable Complainant Conduct, and Competitive Neutrality Complaints policies and place them on public exhibition for period 26 April till 24 May 2019 prior to reporting back to Council for their final adoption.

The resolution was carried unanimously.

12.15 Petition Policy

139/19

RESOLVED (Hicks/Noveska)

That Council:

1. Note the public feedback provided on the draft Petition Policy.
2. Adopt the Petition Policy as amended, and that it take effect with the adoption of the new QPRC Code of Meeting Practice.

The resolution was carried unanimously.

12.16 Adoption of QPRC Code of Meeting Practice

140/19

RESOLVED (Harrison/Biscotti)

That Council:

1. Note the submissions received on the Consultation Draft of the QPRC Code of Meeting Practice.
2. Adopt the amended QPRC Code of Meeting Practice and that it become operational as of 1 May 2019.

For: Crs Biscotti, Bray, Brown, Harrison, Marshall, Noveska,
Overall, Schweikert, Taylor and Winchester

Against: Cr Hicks

12.17 Updating and Harmonisation of Council Policies - Second Tranche

141/19

RESOLVED (Schweikert/Bray)

That Council:

1. Adopt the following policies:
 - Reporting Legal Matters Policy
 - Community Meetings Policy
 - Request for Assistance with Legal Costs Policy
2. Rescind all previous versions of these policies listed in Item 1 which had been adopted by the former Queanbeyan City Council and Palerang Council.

3. Endorse the public exhibition of the following policies for the statutory period of 28 days to seek public comment prior to reporting back for adoption:
 - Bus Stops Policy
 - Parking Enforcement Priority Policy
 - Street Verge Maintenance Policy
 - Relocated Dwellings Policy
 - Street Names and New Subdivisions Policy
4. Rescind the following policies which have been superseded by NSW Government and other QPRC policies:
 - Councillor and Staff Access to Information Policy
 - Councillor Invitations – Civic Functions Policy
 - Council Meetings December/January Policy
 - Travel Expenditure Policy
 - Tourism Assistance Policy
 - Queanbeyan Economic Development Strategic Group Policy
 - QPRC Social Media Policy
 - Former PC Councillor Training & Professional Development Policy
 - Former QCC Access to Information held by Queanbeyan City Council Policy

The resolution was carried unanimously.

13. ITEMS FOR INFORMATION

13.1 NSW Government Agency Restructures

142/19

RESOLVED (Schweikert/Harrison)

That Council note the Administrative Arrangements Orders 2019 following the 2019 NSW State election and the new Ministerial cluster arrangements from 1 July 2019.

The resolution was carried unanimously.

13.2 Canberra Region Prospectus

143/19

RESOLVED (Harrison/Hicks)

That Council note the Canberra Region Prospectus, prepared by the Canberra Region Joint Organisation and the ACT Government.

The resolution was carried unanimously.

PROCEDURAL MOTION

144/19

RESOLVED (Schweikert/Taylor)

That Items 14.1 to 14.7 be dealt with as a bloc.

The resolution was carried unanimously.

145/19 **RESOLVED (Schweikert/Taylor)**
That Items 14.1 to 14.7 be adopted as per the recommendation.

The resolution was carried unanimously.

14. COMMITTEE REPORTS AND RECOMMENDATIONS

146/19 **14.1 Braidwood Showground Reserve Trust s.355 Committee**
RESOLVED (Schweikert/Taylor)
That Council note the minutes of Braidwood Showground Reserve Trust's meeting held on 15 November 2018.

The resolution was carried unanimously.

147/19 **14.2 Les Reardon Reserve s.355 Committee**
RESOLVED (Schweikert/Taylor)
That Council note the minutes of the Les Reardon Reserve s.355 Committee meeting held on 3 December 2018.

The resolution was carried unanimously.

148/19 **14.3 Royalla Common s.355 Committee Meeting**
RESOLVED (Schweikert/Taylor)
That Council note the minutes of the Royalla Common s.355 Committee meeting held on 30 January 2019.

The resolution was carried unanimously.

149/19 **14.4 Fernleigh Park s.355 Committee Meetings**
RESOLVED (Schweikert/Taylor)

That Council:

1. Note the minutes of the Fernleigh Park s.355 Committee's Annual General Meeting held on 21 February 2019.
2. Note the minutes of the Fernleigh Park s.355 Committee's meeting held on 7 March 2019.
3. Approve the following office-bearers and Committee membership for 2019-20:

Chair: Michael Doyle

Deputy Chair: Chris Kenyon

Secretary: Melinda Roughsedge

Treasurer: Malcom Brooks

Social Media Officer: Melinda Dwyer

Landcare: Bill Hall

Committee: Barbara Harvey, Colleen Krestensen, Melinda Leahy, Deslyn Dowden

The resolution was carried unanimously.

- 150/19 **14.5 Minutes of the Environment and Sustainability Advisory Committee - 6 March 2019**
- RESOLVED (Schweikert/Taylor)**
- That Council note the minutes of the Environment and Sustainability Advisory Committee meeting held on 6 March 2019.
- The resolution was carried unanimously.

- 151/19 **14.6 Local Traffic Committee Extraordinary Meeting - 9 April 2019**
- RESOLVED (Schweikert/Taylor)**
- That Council:
1. Note the minutes of Local Traffic Committee held on 9 April 2019.
 2. Adopt recommendation LTC16/2019 from the extraordinary meeting held via email on 9 April 2019.
- The resolution was carried unanimously.

- 152/19 **14.7 Audit, Risk and Improvement Committee meeting of 7 March 2019**
- RESOLVED (Schweikert/Taylor)**
- That Council note the minutes of the Audit, Risk and Improvement Committee meeting of 7 March 2019.
- The resolution was carried unanimously.

15. DELEGATES' REPORTS

Cr Schweikert reported on his attendance at the official launch of 2019 Queanbeyan-Palerang Youth Week.

Cr Overall reported on his attendance at the Braidwood Locality Committee meeting.

Cr Hicks reported on his attendance at the Burra Locality Committee meeting.

16. RESPONSES TO COUNCILLORS' QUESTIONS

- 153/19 **16.1 Responses to Councillors' Questions**
- RESOLVED (Marshall/Taylor)**
- That the report be received for information.
- The resolution was carried unanimously.

17. MATTERS OF WHICH NOTICE HAS NOT BEEN GIVEN BUT RULED BY THE CHAIR TO BE CONSIDERED

There were no matters.

18. COUNCILLORS' QUESTIONS FOR NEXT MEETING

There were no questions.

19. NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION

At this stage of the proceedings, Cr Overall advised that there were items on the Agenda that should be dealt with in Closed Session.

Cr Overall then asked if, in accordance with Clause 59.6 of the Council's Code of Meeting Practice, there were any presentations as to why the matters listed below should not be dealt with in Closed Session.

PRESENTATIONS

There were no presentations.

154/19

RESOLVED (Harrison/Taylor)

That pursuant to Section 10A of the *Local Government Act, 1993* the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

Item 20.1 Council Property Portfolio

Item 20.1 is confidential in accordance with s10(A) (c) (dii) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND information that would, if disclosed, confer a commercial advantage on a competitor of the council and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 20.2 Property Acquisition - Braidwood

Item 20.2 is confidential in accordance with s10(A) (c) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

The resolution was carried unanimously.

The meeting then moved into Closed Session at 6.58pm to discuss the matters listed above.

20.1 Council Property Portfolio

155/19

RESOLVED (Hicks/Bray)

That Council:

1. Note the report on the Property Portfolio and associated property and rental policies.
2. Endorse the Property Portfolio and proposed actions to acquire, dispose, gift or lease property.
3. Note that individual reports will be presented to Council for a decision on each proposed acquisition or sale of property.
4. Publish an addendum with the Operational Plan and Annual Report, summarising the planned and actual acquisitions, disposals and returns from the Property Portfolio.

For: Crs Biscotti, Bray, Brown, Hicks, Marshall, Noveska, Overall, Schweikert and Taylor

Against: Crs Harrison

Cr Winchester (did not vote)

20.2 Property Acquisition - Braidwood

156/19

RESOLVED (Winchester/Biscotti)

That Council endorse the acquisition of 41 Ryrie Street Braidwood, on the terms outlined in the report.

For: Crs Biscotti, Bray, Brown, Hicks, Marshall, Noveska, Overall, Taylor and Winchester

Against: Crs Harrison and Schweikert

157/19

RESOLVED (Taylor/Hicks)

That the meeting now returns to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 7.23pm.

The doors of the Chambers were opened to allow the public to enter.

In accordance with Clause 253 of the Local Government (General) Regulations 2005, the Mayor then read out the decisions of Council made in Closed Session.

The time being 7.25pm Cr Overall announced that the Agenda for the meeting had now been completed.

CR TIM OVERALL
MAYOR
CHAIRPERSON