



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Bungendore Council Chambers on Wednesday, 27 November 2019 commencing at 5.30pm.

## ATTENDANCE

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

**Staff:** P Tegart, CEO/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 D Fulton, A/Portfolio General Manager Organisational Capability.

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

### 1. OPENING

The meeting opened at 5.30pm.

### 2. ACKNOWLEDGEMENT OF COUNTRY

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

### 3. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

There were no apologies.

### 4. CONFIRMATION OF MINUTES

#### 4.1 Minutes of the Ordinary Meeting of Council held on 23 October 2019

378/19

#### **RESOLVED (Taylor/Schweikert)**

That the Minutes of the Ordinary Meeting of Council held in the Bungendore Council Chambers on Wednesday 23 October 2019 be confirmed.

The resolution was carried unanimously.

**4.2 Minutes of the Planning and Strategy Committee of the Whole held on 13 November 2019**

379/19

**RESOLVED (Bray/Taylor)**

That the Minutes of the Planning and Strategy Committee of the Whole held in the Queanbeyan Council Chambers on Wednesday 13 November 2019 be confirmed.

The resolution was carried unanimously.

**5. DISCLOSURES OF INTERESTS**

380/19

**RESOLVED (Taylor/Bray)**

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

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

Against: Cr Schweikert

**6. ADJOURNMENT FOR PUBLIC FORUM**

At this stage of the proceedings, the time being 5.32pm., Cr Overall advised that the meeting should now adjourn for the Public Forum.

381/19

**RESOLVED (Overall/Schweikert)**

That the meeting be adjourned to conduct the Public Forum.

The resolution was carried unanimously.

**ADJOURNMENT:**

The meeting adjourned for the Public Forum at 5.32pm and resumed at 6.32pm.

**7. MAYORAL MINUTE**

There was no Mayoral Minute.

**8. NOTICES OF MOTIONS OF RESCISSION**

There were no notices of motion of rescission.

**Procedural Motion**

382/19

**RESOLVED (Biscotti/Taylor)**

That items 9.15, 9.23 and 11.1 be brought forward for consideration following Item 9.2.

The resolution was carried unanimously.

**9. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION**

**9.1 Community Consultation Results on Skate Park Concept and Location - Braidwood**

383/19

**RESOLVED (Schweikert/Hicks)**

That Council:

1. Confirm the Braidwood Recreation Ground as the preferred site for a skate park facility.
2. Endorse the concept design for the Braidwood Recreation Ground Concept with minor modifications to address water flow.
3. Consider funding to construct a skate park at the Braidwood Recreation Ground, in the next Delivery Plan of Council, subject to securing grant funding.

The resolution was carried unanimously.

**9.2 DA Modification 66-2018.A - Two Lot Subdivision - 419 Captains Flat Road, Carwoola**

384/19

**RESOLVED (Taylor/Harrison)**

That:

1. Approval be granted to a variation to Clause 7.9 – Essential Services within the Queanbeyan Local Environmental Plan 2012 to service the proposed subdivision with off-grid solar power installation for the following reasons:
  - (a) The services will be supplied at subdivision stage ensuring the lot will have suitable electricity supply;
  - (b) The development is for one lot only that has been pre-sold to a family member, assuring Council the service will be installed;
  - (c) The energy supply uses natural sources that are not damaging to the environment in terms of energy supply which should be encouraged for a small development such as this one;
  - (d) The panels are being supplied by the subdivider at their expense.
2. Modification application 66-2018.A for a two lot subdivision and erection of ground mounted solar panels on Lot 4 DP 777829, No. 419 Captains Flat Road, Carwoola be granted conditional approval subject to the amended conditions of consent listed below:

Modified Conditions of Consent

Condition 18

Prior to the Issue of Subdivision Certificate (Torrens), a Notice of Arrangement (NOA) shall be requested from Essential Energy which states that satisfactory supply arrangements have been

made for the provision of electricity to the proposed development.

Alternatively, an off-grid ground mounted solar system complying with the approved specifications provided by Gasniers Electrical Pty Ltd, Ref No: Booth 2 may be installed to provide power to any future dwelling. Prior to the issue of Subdivision Certificate (Torrens) a statement from a suitably qualified solar supplier must be obtained which states that the solar electricity supply has generally been installed to satisfactorily allow for the provision of electricity to sustain the lot and any proposed dwelling house.

#### Condition 20

Prior to the issue of any Subdivision Certificate written evidence from the relevant service authority or a suitably accredited person that satisfactory arrangements have been made for the supply of reticulated electricity, telephone services and fibre-ready facilities if available to each lot must be submitted to Council. If servicing for telephone and fibre ready facilities is not available, evidence from the relevant body is required to be submitted to Council.

#### Condition 23

An easement for provision of electricity supply must be created across proposed Lot 2 in favour of proposed Lot 1. The easement must be created to Essential Energy's requirements and where the creation of this easement affects adjoining properties, written permission must be obtained from affected land owners for the creation of this easement.

#### New Condition 23A

A section 88B legal instrument burdening proposed Lot 1 is to be created prior to issue of a subdivision certificate. It is to specify that the on-going maintenance and replacement of any panels, batteries, inverters and any parts that form part of the operation of the solar electricity supply system for the life of the dwelling must be maintained in good order and condition. Prior to any sale, evidence as to the age of the system and its maintenance status is to be provided to any potential purchasers.

The resolution was carried unanimously.

**9.15 Closure of part of Brown St Queanbeyan**

385/19

**RESOLVED (Hicks/Marshall)**

That:

1. Council having completed the procedures required in accordance with Part 4 Division 3 of the *Roads Act 1993*, agree to close part of Brown Street Queanbeyan as outlined in the report.
2. The closure be advertised in the NSW Government Gazette.
3. A survey plan of the proposed road closure be prepared for lodgement with Land Registry Services.
4. The Queanbeyan Golf Club and parties that have lodged submissions be advised of this decision and the appeal rights.
5. The closed road be classified as community land – sportsgrounds in accordance with S 36F of the *Local Government Act 1993*.
6. The Council support in principle the renewal of a five year licence agreement for the Queanbeyan Golf Club including the area of closed road and undertake the procedures required in accordance with s 47A of the *Local Government Act 1993* and if no objections to the proposal are received the agreement be executed.
7. The Licence Agreement require the Lessee to provide a public walking track from Dodsworth St across the Golf Course as indicated in the report, as well as emergency egress and relevant easements through the course.

The resolution was carried unanimously.

**9.23 Presentation of 2018-19 Audited Financial Statements**

386/19

**RESOLVED (Bray/Biscotti)**

That Council adopt the Annual Financial Statements 2018-19 and accept the Auditor's Reports, as submitted by the Audit Office of NSW.

The resolution was carried unanimously.

**11. REPORTS OF COMMITTEES**

**11.1 Local Traffic Committee - 16th October 2019**

387/19

**RESOLVED (Schweikert/Marshall)**

That Council:

1. Note the minutes of Local Traffic Committee held on 16 October 2019.
2. Adopt recommendations LTC 34/19 to LTC 47/19 from the meeting held on 16<sup>th</sup> October 2019.

LTC 34/19 Approve the TCP for the QPRC Bungendore Christmas Party on Saturday 7<sup>th</sup> December 2019, pending modification to the TCP and correction of dates in Road Closure

Notifications.

LTC 35/19 Under the *Roads Act 1993* approve the TCP for the QPRC Braidwood Community Christmas Party on Friday 13 December 2019, pending receipt of approved ROL.

LTC 36/19 Under the *Roads Act 1993* approve the TCP's for the QPRC Queanbeyan Community Christmas Party for Saturday 14 December 2019, subject to receipt of approved ROL.

LTC 38/19 Under the *Roads Transportation Act 2013* approve the installation of the 'Left Turn Only' sign as per the design on Collett Street, Queanbeyan.

LTC 39/19 Under the *Roads Transportation Act 2013* approve the installation of the No Parking signs as per the design in Patterson Parade, Queanbeyan.

LTC 40/19 Under the *Roads Transportation Act 2013* install a 20m barrier line in Capital Terrace as per the design.

LTC 41/19 Under the *Roads Transportation Act 2013* install the double barrier line as per the design at Christopher Crescent, Karabar.

LTC 42/19 Under the *Roads Transportation Act 2013* approve the installation of proposed signs and mobility parking as per the design and defer the proposed upgrade of the children's crossing to a future meeting pending further checks with CBD Masterplan.

LTC 43/19 Under the *Roads Transportation Act 2013* approve the design for the Children's Crossing in Rosa Street, Googong.

LTC 44/19 Defer design approval pending recommended amendments for the Capital Windfarm - Tarago Road safety upgrades.

LTC 45/19 Under the *Roads Transportation Act 2013* approve the upgrades to mobility parking on Majara Street, Bungendore as per the design.

LTC 46/19 Under the *Roads Transportation Act 2013* install the timed parking restrictions, disabled parking and stopping signs as per the design at 257 Crawford Street, Queanbeyan.

LTC 47/19 Under the *Roads Transportation Act 2013* install the mobility parking as per the design at Campbell Street, Queanbeyan.

The resolution was carried unanimously.

388/19                    **9.3      Request for Use of Section 94 Funds - RFS Improvement**  
**RESOLVED (Marshall/Harrison)**

That Council:

1. Authorise a total of \$23,240 (including GST) from developer contributions collected under Tallaganda Shire Council Section 94 Contributions Plan No. 4 - Bushfire Control and Suppression for payment of the hardstand area at the Nerriga rural fire station and submission of the building information certificate.
2. Request the RFS to liaise with staff to identify any future project over the next 10 years that the RFS are likely to request assistance for from developer contribution funds.
3. Request that the RFS submit a building information certificate for the hardstand area and associated paving.

The resolution was carried unanimously.

389/19                    **9.4      Appointment of Technical Representative to Southern Regional Planning Panel**  
**RESOLVED (Taylor/Harrison)**

That:

1. Consultant Planner, Ms Chelsea Newman be nominated as the second Council appointed member and planning expert on the Southern Region Planning Panel.
2. The Minister for Planning be notified accordingly.
3. The remuneration level be set as follows:  
A flat minimum of \$600 per meeting plus \$120 per hour of meeting time up to a maximum total of \$1440 per meeting (inclusive of the base \$600 payment). This is inclusive of all incidental costs including travel and accommodation. The \$120 per hour would be paid in relation to any briefing meetings or site visits held as well as the main JRPP meeting. All fees are exclusive of GST.

The resolution was carried unanimously.

**9.5 Outcome of Noise Monitoring from Security Awareness Training at Goolabri Country Resort**

390/19

**RESOLVED (Schweikert/Biscotti)**

That:

1. Council issue a Prevention Notice under the *Protection of the Environment Operations Act 1997* on the owners of Goolabri Country Resort, 202 Goolabrai Drive, Sutton, and the security training company using simulated blank gunfire at that address, restricting that activity as follows:
  - a) No more than four events<sup>1</sup> involving simulated gunfire to be carried out each calendar month and on weekdays only.
  - b) Blank firing limited to the hours of 10.30am – 3.30pm only with a greater emphasis on single shot.
  - c) All neighbours within 500m of the conference centre are to be advised of the time and date that training will take place, preferably as soon as dates are set, but no later than two days before the training takes place.
  - d) Blank rounds used should be at 'half load'<sup>2</sup>.
2. The complainant be advised of Council's determination.

<sup>1</sup> An event is a single day.

<sup>2</sup> Powder/propellant in each cartridge loaded at half the usual weight, with weapons used for training modified to cycle the lower pressure ammunition.

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

Against: Crs Harrison

**9.6 Tender Recommendation for Refurbishment of Braidwood Pool**

391/19

**RESOLVED (Hicks/Taylor)**

That:

1. Council award the tender for the refurbishment works at the Braidwood Memorial Pool to Endeavour Pools Pty Ltd.
2. Provide an additional \$113,600 from infrastructure reserves to complete the specified work.

The resolution was carried unanimously.

**9.7 Tender Recommendation - Refurbishment of Rusten House**

392/19

**RESOLVED (Marshall/Taylor)**

That Council:

1. Not accept any tender for the refurbishment of Rusten House.
2. Construction manage the final stage of the restoration using current staff resources and selected sub-contractors from established trades and services panels.

The resolution was carried unanimously.



**9.8 Award Contract RFT 2019-52 - Supply and Installation of Road Safety Barrier Systems**

393/19

**RESOLVED (Schweikert/Harrison)**

That:

1. Council award contract 52-2019 for the Supply and Installation of Road Safety Barrier Systems to Western Safety Barriers Group Pty Ltd for the estimated contract price of \$420,721.95 including GST. The exact contract value will depend on quantity and unit price quoted in the Part K Pricing Schedule.
2. The term of agreement be for a period of three (3) years commencing in November 2019, with an option to extend the contract for two (2) additional periods of 12 months each.

The resolution was carried unanimously.

**9.9 Award Panel Contract RFT 2019-51 - Supply and Delivery of Bridge Componentry**

394/19

**RESOLVED (Harrison/Schweikert)**

That:

1. Council appoint Waeger Constructions Pty Ltd and InQuik Pty Ltd to the Panel Contract 2019-51 for the Supply and Delivery of Bridge Componentry.
2. The term of contract be for a period of three years, commencing December 2019, with an option to extend the contract for two additional years subject to performance.

The resolution was carried unanimously.

**9.10 Award Panel Contract 2019-53 - Wet & Dry Plant Hire Tender**

395/19

**RESOLVED (Hicks/Schweikert)**

That Council:

1. Award Wet & Dry Plant Hire Panel Contracts to the suppliers within their nominated categories as listed in the attached Recommendation Report at section 5.2.
2. Undertake the establishment of these panel contracts for a contract term of three (3) years commencing November 2019 with two (2) x one (1) year options to extend subject to contractor performance.

The resolution was carried unanimously.

Cr Bray left the chambers at 7.10pm.

**9.11 Bungendore Carpark - Community Consultation**

**MOVED (Schweikert/Biscotti)**

That Council:

1. Note the public consultation report.
2. Approve the amended concept design for the Bungendore Carpark.
3. Receive a further report following the tendering of the construction of the carpark.

Cr Marshall foreshadowed a CONTRARY motion: ["That Council not proceed with the Bungendore carpark until the business case and analysis is provided."]

396/19

**RESOLVED (Schweikert/Biscotti)**

That Council:

1. Note the public consultation report.
2. Approve the amended concept design for the Bungendore Carpark.
3. Receive a further report following the tendering of the construction of the carpark.

For: Crs Biscotti, Brown, Harrison, Hicks, Noveska, Overall, Schweikert, Taylor and Winchester  
Against: Cr Marshall

**9.12 Proposed Changes to Queanbeyan Waste Minimisation Centre Opening Hours**

397/19

**RESOLVED (Schweikert/Biscotti)**

That Council amend the public opening hours of the Queanbeyan Waste Minimisation Centre to 9.15am to 4.15pm Monday to Friday, and 7.15am to 4.15pm Saturday and Sunday.

The resolution was carried unanimously.

Cr Bray returned to the chambers at 7.14pm.

**9.13 QPRC Directional Signage Policy**

398/19

**RESOLVED (Harrison/Schweikert)**

That Council, after considering the submissions received during the public exhibition period, formally adopt the QPRC Directional Signage Policy 2019, as amended.

The resolution was carried unanimously.

**9.14 Community Engagement and Participation Plan**

399/19

**RESOLVED (Marshall/Biscotti)**

That Council:

1. Note and receive the Community Consultation Report.
2. Adopt the Community Engagement and Participation Plan and place it on the NSW Planning Portal.
3. Note that the public notification clauses of the Queanbeyan Development Control Plan 2012, Googong Development Control Plan and Palerang Development Control Plan 2014 will need to be reviewed and repealed as a separate exercise as those clauses are now outlined in the Community Engagement and Participation Plan.

The resolution was carried unanimously.

**9.15 Closure of part of Brown St Queanbeyan**

This item was dealt with in earlier business.

**9.16 Summer Activation Events 2019/2020**

400/19

**RESOLVED (Biscotti/Noveska)**

That Council approve:

1. Waiving the general entry fees for QPRC Braidwood, Bungendore and Queanbeyan Pools on Thursday, 19 December 2019, Saturday 7 December 2019 and Saturday 1 February 2020 respectively for Summer Activation events.
2. Distributing the gold coin donations from each venue to the Braidwood Swimming Club, the Bungendore Swimming Club and the Queanbeyan Leagues Swimming Club.

The resolution was carried unanimously.

**9.17 Alcohol Free Zones - 2019 Community Christmas Parties**

401/19

**RESOLVED (Brown/Taylor)**

That Council approve the suspension of the Alcohol-Free Zones for the following locations:

1. Bungendore – Majara Street from Gibraltar Street to Turallo Terrace between 4.00pm and 10.00pm on 7 December 2019.
2. Braidwood – Wilson Street between Wallace Street and Park Lane between 4.00pm and 10.00pm on 13 December 2019.
3. Queanbeyan – Crawford Street from Monaro Street to Morisset Street between 4.00pm and 10.00pm on 14 December 2019.

The resolution was carried unanimously.

**9.18 Queanbeyan CBD Spatial Master Plan**

402/19

**RESOLVED (Biscotti/Taylor)**

That Council:

1. Note and receive the Community Engagement Report.
2. Endorse the Queanbeyan CBD Spatial Master Plan with the recommended changes:
  - amend any inaccurate property boundary alignment and labels in Block Plans
  - Add a new Stage 7 – Morisset St River Boulevard to the Stages of Implementation
3. Endorse QPRC seeking updated costs on the remaining stages 3-6 of the CBD Spatial Master Plan.
4. Receive further reports on key actions including Exemplar Catalyst Project program, Main Street Retail Zone, Design Review Panel and developing other incentives that support growth and activation within the CBD by encouraging appropriate and quality development that provides employment and economic growth.
5. Update or prepare the relevant development contributions plans to recover appropriate costs from the CBD stages of construction.

The resolution was carried unanimously.

**9.19 Renew our Libraries - Phase 2**

403/19

**RESOLVED (Schweikert/Hicks)**

That Council:

1. Endorse the *Renew Our Libraries Phase Two* initiative.
2. Make representation to the local State Member, The Hon John Barilaro MP, in relation to the need for a sustainable state funding model for the ongoing provision of public library services.
3. Write to The Hon Don Harwin MLC, Minister for the Arts and The Hon Walt Secord MLC, Shadow Minister for the Arts, calling for bi-partisan support for Consumer Price Index (CPI) indexation of state funding for NSW public libraries, as well as legislation of all elements of the 2019-20 to 2022-23 NSW state funding model.
4. Support LGNSW and NSW PLA taking a leading role in lobbying for sustainable state government funding for libraries.

The resolution was carried unanimously.

**9.20 Annual Report 2018-19**

404/19

**RESOLVED (Bray/Noveska)**

That Council:

1. Endorse the Annual Report 2018-19 as amended.
2. Approve posting a copy of the Annual Report on Council's website.
3. Provide a copy of the Annual Report to the Minister for Local Government.

The resolution was carried unanimously.

**ADJOURNMENT:** The meeting adjourned at 7.33pm and resumed at 7.55pm.

**9.21 Merger Report - 2016-19**

405/19

**RESOLVED (Schweikert/Taylor)**

That Council note the Merger Report 2016-19.

The resolution was carried unanimously.

**9.22 Local Government Remuneration Tribunal**

**MOVED (Harrison/Marshall)**

That Council prepare a draft submission to the Local Government Remuneration Tribunal for consideration by Council at its meeting on 18 December 2019, addressing the four matters identified for its review of the categories of councils and the fees payable to mayors and councillors.

**AMENDMENT (Hicks/Brown)**

That Council:

1. Support the inclusion of Queanbeyan-Palerang Council in a proposed new category "Regional Centre" within Non-Metropolitan Councils.
2. Prepare a draft submission to the Local Government Remuneration Tribunal for consideration by Council at its meeting on 18 December 2019, addressing the four matters identified for its review of the categories of councils and the fees payable to mayors and councillors.

The AMENDMENT (of Crs Hicks and Brown) was PUT and CARRIED, and became the motion.

For: Crs Biscotti, Bray, Brown, Hicks, Novska, Overall, Schweikert, Taylor and Winchester

Against: Crs Harrison and Marshall

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

406/19

**RESOLVED (Hicks/Brown)**

That Council:

1. Support the inclusion of Queanbeyan-Palerang Council in a proposed new category "Regional Centre" within Non-Metropolitan Councils.
2. Prepare a draft submission to the Local Government Remuneration Tribunal for consideration by Council at its meeting on 18 December 2019, addressing the four matters identified for its review of the categories of councils and the fees payable to mayors and councillors.

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

Against: Cr Harrison

**9.23 Presentation of 2018-19 Audited Financial Statements**

This item was dealt with in earlier business.

**9.24 Quarterly Budget Review Statement for the Quarter Ending 30th September 2019**

407/19

**RESOLVED (Bray/Taylor)**

That Council:

1. Adopt the September 2019 Quarterly Budget Review Statement and variations as outlined in this report.
2. Note the predicted consolidated surplus of \$3.583m.

The resolution was carried unanimously.

**9.25 Investment Report - October 2019**

408/19

**RESOLVED (Bray/Taylor)**

That Council:

1. Note the 2019/20 investment income for October 2019 was \$407,939.
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. Receive the Investment Report for the month of October 2019.

The resolution was carried unanimously.

**9.26 Rates Harmonisation Community Engagement Plan**

**MOVED (Schweikert/Biscotti)**

That Council:

1. Adopt the draft rates harmonisation community engagement plan, as outlined in the report.
2. Receive additional, detailed modelling of rates structure options 2 and 4, incorporating new land values, at a future Council workshop
3. Appoint representatives to the Community Reference Panel in accordance with separate report provided at the meeting.
4. Adopt the draft Terms of Reference for the Rates Harmonisation Reference Panel.
5. Consult with the Community Reference Panel on Council's preferred rate structure options.
6. Seek feedback from the Community Reference Panel on the taxation principles, the proposed subcategories, and proposed base and ad valorem rate structure.

**AMENDMENT (Marshall/Harrison)**

That Council:

1. Adopt the draft rates harmonisation community engagement plan, as outlined in the report.
2. Receive additional, detailed modelling of rates structure options 2 and 4, incorporating new land values, at a future Council workshop
3. Appoint representatives to the Community Reference Panel and two Councillors in accordance with separate report provided at the meeting.
4. Adopt the draft Terms of Reference for the Rates Harmonisation Reference Panel.
5. Consult with the Community Reference Panel on Council's preferred rate structure options.
6. Seek feedback from the Community Reference Panel on the taxation principles, the proposed subcategories, and proposed base and ad valorem rate structure.

The AMENDMENT (of Crs Marshall and Harrison) was PUT and LOST.

For: Crs Brown, Harrison, Marshall, Noveska and Winchester

Against: Crs Biscotti, Bray, Hicks, Overall, Schweikert and Taylor

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

409/19

**RESOLVED (Schweikert/Biscotti)**

That Council:

1. Adopt the draft rates harmonisation community engagement plan, as outlined in the report.
2. Receive additional, detailed modelling of rates structure options 2 and 4, incorporating new land values, at a future Council workshop
3. Appoint representatives to the Community Reference Panel in accordance with separate report provided at the meeting.
4. Adopt the draft Terms of Reference for the Rates Harmonisation Reference Panel.
5. Consult with the Community Reference Panel on Council's preferred rate structure options.
6. Seek feedback from the Community Reference Panel on the taxation principles, the proposed subcategories, and proposed base and ad valorem rate structure.

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

Against: Cr Harrison

**10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION**

There were no Items for Information.

**11. REPORTS OF COMMITTEES**

**11.1 Local Traffic Committee - 16th October 2019**

This item was dealt with in earlier business.

**11.2 Minutes of the Environment and Sustainability Advisory Committee meeting held 4 September 2019**

410/19

**RESOLVED (Marshall/Noveska)**

That Council note the minutes of Environment and Sustainability Advisory Committee held on 4 September 2019.

The resolution was carried unanimously.

**11.3 Audit, Risk and Improvement Annual Report 2018/19**

411/19

**RESOLVED (Harrison/Biscotti)**

That Council note the 2018/19 Annual Report of the Audit, Risk and Improvement Committee.

The resolution was carried unanimously.



**11.4 Minutes of Audit, Risk and Improvement Committee Meeting of 18 September 2019**

412/19

**RESOLVED (Harrison/Winchester)**

That the report be received for information.

The resolution was carried unanimously.

**11.5 Wamboin Hall Management s.355 Committee**

413/19

**RESOLVED (Harrison/Winchester)**

That Council note the minutes of the Wamboin Hall Management s.355 Committee's meeting held on 10 October 2019.

The resolution was carried unanimously.

**12. NOTICES OF MOTIONS**

**12.1 Constitutional Referendum**

**MOVED (Overall/Biscotti)**

That:

1. Council agree to undertake a constitutional referendum at the September 2020 Local Government elections to seek voters' views on having a directly elected mayor.
2. Council seek the advice from the Electoral Commission for the appropriate wording for the referendum.
3. The CEO notify the NSW Electoral Commission of Council's intention to have a referendum within 21 days of Council resolving such, and arrange and distribute appropriate information to voters.

During discussion Cr Taylor raised a point of order stating that some of Cr Noveska's comments are out of line.

Cr Brown foreshadowed a CONTRARY motion: ["That:

1. Council agree to add a further question to the constitutional referendum seeking views on the introduction of wards in QPRC.
2. The CEO bring a report to Council on the introduction of wards."]

**Procedural motion**

**MOVED (Winchester/Brown)**

That this item be deferred to a Councillor workshop and the motion be considered at an Extraordinary meeting on 29 January 2020 meeting.

The motion (of Crs Winchester and Brown) was PUT and LOST.

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

During discussion Cr Marshall raised a point of order stating the Mayor was misrepresenting what he said.

The Mayor requested that Cr Brown give notice at the next meeting of the contrary motion that he foreshadowed.

The motion (of Crs Overall and Biscotti) was PUT and CARRIED.

414/19

**RESOLVED (Overall/Biscotti)**

That:

1. Council agree to undertake a constitutional referendum at the September 2020 Local Government elections to seek voters' views on having a directly elected mayor.
2. Council seek the advice from the Electoral Commission for the appropriate wording for the referendum.
3. The CEO notify the NSW Electoral Commission of Council's intention to have a referendum within 21 days of Council resolving such, and arrange and distribute appropriate information to voters.

For: Crs Biscotti, Bray, Hicks, Overall, Schweikert and Taylor

Against: Cr Brown, Harrison, Marshall, Noveska and Winchester

**13. REPORTS TO COUNCIL - DELEGATES REPORTS**

**13.1 Delegates' Reports**

415/19

**RESOLVED (Taylor/Harrison)**

That Council note the Delegates' Reports.

The resolution was carried unanimously.

**14. QUESTIONS WITH NOTICE**

**14.1 Responses to Councillors' Questions**

416/19

**RESOLVED (Hicks/Biscotti)**

That the report be received for information.

The resolution was carried unanimously.

**Procedural motion**

417/19

**RESOLVED (Overall/Hicks)**

That Council not adjourn for the scheduled supper break but continue with the meeting and complete the agenda.

The resolution was carried unanimously.

**15. 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.

There were no presentations.

Cr Bray left the chambers at 9.30pm and returned 9.33pm.

**16. REPORTS FOR CLOSED SESSION**

**MOVED (Overall/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 16.1 Southern Phone Company Ltd**

*Item 16.1 is confidential in accordance with s10(A) (di) of the Local Government Act 1993 because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

**Item 16.2 Payment Arrangement Agreement - Property ID 160842**

*Item 16.2 is confidential in accordance with s10(A) (a) of the Local Government Act 1993 because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

**AMENDMENT (Marshall/Schweikert)**

That Item 16.1 be dealt with in open session and pursuant to Section 10A of the *Local Government Act, 1993*, Item 16.2 be dealt with in Closed Session for the reason specified below:

**Item 16.2 Payment Arrangement Agreement - Property ID 160842**

*Item 16.2 is confidential in accordance with s10(A) (a) of the Local Government Act 1993 because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

The AMENDMENT (of Crs Marshall and Schweikert) was PUT and CARRIED unanimously, and became the motion.

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

418/19

**RESOLVED (Marshall/Schweikert)**

That Item 16.1 be dealt with in open session and pursuant to Section 10A of the *Local Government Act, 1993*, Item 16.2 be dealt with in Closed Session for the reason specified below:

**Item 16.2 Payment Arrangement Agreement - Property ID 160842**

*Item 16.2 is confidential in accordance with s10(A) (a) of the Local Government Act 1993 because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

The resolution was carried unanimously.

**16.1 Southern Phone Company Ltd**

**MOVED (Schweikert/Overall)**

That:

1. Council agree to the sale of its Southern Phone shares to AGL Energy in line with the attached share sale agreement.
2. Council delegate authority to the Chief Executive Officer to execute any relevant documentation.
3. Funds from the sale be ring-fenced pending a Councillor workshop.

During discussion Cr Harrison raised a point of order stating the mover of the motion should speak to the motion. The Mayor upheld the point of order.

419/19

**RESOLVED (Schweikert/Overall)**

That:

1. Council agree to the sale of its Southern Phone shares to AGL Energy in line with the attached share sale agreement.
2. Council delegate authority to the Chief Executive Officer to execute any relevant documentation.
3. Funds from the sale be ring-fenced pending a Councillor workshop.

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

Against: Crs Harrison and Marshall

The meeting then moved into Closed Session at 9.43pm to discuss Item 16.2.

**16.2 Payment Arrangement Agreement - Property ID 160842**

420/19

**RESOLVED (Hicks/Marshall)**

That Council accept the proposed arrangement for Property ID 160842, being repayments of \$1,000 per month on arrears, cease accrual of future interest and writes off interest of \$8,885.97 once all outstanding amounts have been paid; and on the condition that rates falling due within the repayment period are paid as they become due.

The resolution was carried unanimously.

421/19

**RESOLVED (Overall/Taylor)**

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 9.45pm.

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 decision of Council made in Closed Session.

**17. CONCLUSION OF THE MEETING**

The time being 9.46pm, Cr Overall announced that the agenda for the meeting had now been completed.

**CR TIM OVERALL  
MAYOR  
CHAIRPERSON**