



MINUTES OF THE EXTRAORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Queanbeyan Council Chambers on Wednesday, 12 February 2020 commencing at 7.30pm.

## ATTENDANCE

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

**Staff:** M Thompson, A/CEO/General Manager; D Tooth, Portfolio General Manager Community Connections; J Richards, Portfolio General Manager Community Choice and A Knight, Portfolio General Manager Organisational Capability.

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

### 1. OPENING

The meeting commenced at 7.11pm.

### 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

029/20

#### **RESOLVED (Taylor/Winchester)**

That apology for non-attendance from Cr Marshall be received and that leave of absence be granted.

The resolution was carried unanimously.

### 4. DISCLOSURES OF INTERESTS

030/20

#### **RESOLVED (Taylor/Harrison)**

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, Noveska, Overall, Taylor and Winchester

Against: Cr Schweikert

There were no disclosures.

**5. 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, if there were any presentations as to why the matters listed below should not be dealt with in Closed Session.

There were no presentations.

**6. REPORTS FOR CLOSED SESSION**

031/20

**RESOLVED (Overall/Hicks)**

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

**Item 6.1 Land Acquisition - Bungendore**

*Item 6.1 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 7.13pm to discuss the matters listed above.

**6.1 Land Acquisition - Bungendore**

032/20

**RESOLVED (Winchester/Brown)**

That:

1. Having attempted to negotiate with the interest holder of the Lot 2 DP1137743 for acquisition of an area of 24.29 hectares for the purpose of the proposed Bungendore Sports Hub, a road reserve and provision for expansion of the Bungendore Sewer Treatment Works and not having reached agreement, Council hereby RESOLVES that the acquisition of the property as shown and described as Lots 1 and 2 and road reserve in the proposed plan of subdivision of Lot 2 DP 1137743 be carried out by compulsory process in accordance with Part 1 of Chapter 8 of the *Local Government Act 1993* and the *Land Acquisition (Just Terms Compensation) Act 1991* being:

- Council seek approval from the Minister for Local Government in accordance with section 187 of the *Local Government Act 1993* to give all necessary Proposed Acquisition Notices in accordance with the *Land Acquisition*

*(Just Terms Compensation) Act 1991;*

- Council take each further step as is necessary to obtain approval from the Minister, the Governor or any public authority as may be necessary, and take all actions as may be necessary, to give notices and otherwise carry out the acquisitions by means of compulsory acquisition;
  - Following receipt of the Minister's approval, Council serve a Property Acquisition Notice (PAN) and take each other action necessary to carry out the acquisition;
  - Following receipt of the Governor's approval, Council give effect to the acquisition by publication of an Acquisition Notice in the NSW Government Gazette and such other publication as may be required by law;
  - Council pay compensation to all interest holders entitled to compensation by virtue of the compulsory acquisition on the terms set out in the *Land Acquisition (Just Terms Compensation) Act 1991*, funded by the sports grant, roads and sewer reserves in accord with the respective areas of land.
2. Council authorise the Chief Executive Officer to complete and execute all documentation necessary to finalise and bring into force Council's acquisition of the Property and if necessary to fix the Council seal to the application to the Minister, the Governor, the Register General or any public authority for the compulsory acquisition.
  3. Upon acquisition, Council classify the acquired property as proposed Lot 1 community land proposed Lot 2 operational land and public road reserve (following a 28 day public submission period) pursuant to section 31 of the *Local Government Act 1993*.
  4. Council lodge a Development Application for the subdivision of the land to facilitate the Just Terms acquisition.
  5. The acquisition of Lot 2 DP 5489291 not be progressed.

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

033/20

**RESOLVED (Overall/Taylor)**

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 7.28pm.

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.

**7. CONCLUSION OF THE MEETING**

The time being 7.32pm, Cr Overall announced that the agenda for the meeting had now been completed.

**CR TIM OVERALL  
MAYOR  
CHAIRPERSON**