



Ordinary Meeting of Council

AGENDA

24 March 2021

Commencing at 5.30pm

Queanbeyan Council Chambers

On-site Inspections - Nil

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LIST OF ATTACHMENTS –

(Copies available from General Manager's Office on request)

Open Attachments

- Item 9.3 Investment Report - February 2021
Attachment 1 Investment Report Pack - February 2021 (Under Separate Cover)
- Item 10.1 Adoption of Recommendations - NSW Productivity Commission's Review of Local Infrastructure Contributions
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- Item 14.1 Responses to Councillors' Questions
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Closed Attachments

- Item 9.1 Review of Applicants for Community Representatives on Bungendore Floodplain Risk Management Committee
Attachment 1 Bungendore FRMC Member Evaluation Report (Under Separate Cover)
- Item 9.2 Request for Donation for Rates Relief
Attachment 1 Donation Application - Kano Jujutsu (Under Separate Cover)
- Item 14.1 Responses to Councillors' Questions
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MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Bungendore Council Chambers on Wednesday, 24 February 2021 commencing at 5.30pm.

ATTENDANCE (in person unless nominated otherwise)

Councillor: Cr Overall (Chair)
Cr Biscotti
Cr Harrison
Cr Hicks
Cr Marshall - via Zoom
Cr Noveska (from 6.03pm) - via Zoom
Cr Schweikert
Cr Taylor
Cr Winchester

Staff: P Tegart, CEO
M Thompson, Portfolio General Manager Natural & Built Character
P Hansen, Portfolio General Manager Community Connections
J Richards, Portfolio General Manager Community Choice
A Knight, Portfolio General Manager Organisational Capability

Also Present: W Blakey, Clerk of the Meeting
L Ison, Minute Secretary

1. OPENING

The meeting commenced 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

037/21

RESOLVED (Taylor/Biscotti)

That the apology for non-attendance from Cr Brown be received and noted, and the late arrival of Cr Noveska be noted.

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

Against: Cr Schweikert

4. CONFIRMATION OF MINUTES

4.1 Minutes of the Ordinary Meeting of Council held on 27 January 2021

038/21

RESOLVED (Taylor/Biscotti)

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 27 January 2021 be confirmed subject to the following change:

Item 3: Apologies and Applications for a Leave of Absence by Councillors, be amended as follows:

For: Crs Biscotti, Overall and Winchester

Against: Crs Harrison, Hicks, Schweikert and Taylor

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

For: Crs Biscotti, Harrison, Hicks, Overall, Schweikert, Taylor and Winchester

Against: Cr Marshall

4.2 Minutes of the Planning and Strategy Committee of the Whole held on 10 February 2021

039/21

RESOLVED (Schweikert/Hicks)

That the Minutes of the Planning and Strategy Committee of the Whole held in the Queanbeyan Council Chambers on Wednesday 10 February 2021 be confirmed.

The resolution was carried unanimously.

5. DISCLOSURES OF INTERESTS

040/21

RESOLVED (Taylor/Biscotti)

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.

There were no disclosures.

6. ADJOURNMENT FOR PUBLIC FORUM

At this stage of the proceedings, the time being 5.35pm, Cr Overall advised that the meeting should now adjourn for the Public Forum.

041/21

RESOLVED (Overall/Taylor)

That the meeting be adjourned to conduct the Public Forum.

The resolution was carried unanimously.

ADJOURNMENT:

The meeting adjourned for the Public Forum at 5.35pm and resumed at 5.37pm.

7. MAYORAL MINUTE

7.1 Music by the River

042/21

RESOLVED (Overall/Schweikert)

That Council:

1. Note the report.
2. Request the CEO, in consultation with the Portfolio General Managers of Community Connections and Community Choice, to oversee the convening of an urgent meeting of the Local Traffic Committee (LTC) to consider the Traffic Control Plan prepared for the Music by the River event, 27 February 2021.
3. Delegate responsibility to the CEO, for the consideration and adoption of a recommendation/s from the LTC in regard to the event.

The resolution was carried unanimously.

8. NOTICES OF MOTIONS OF RESCISSION

There were no Notices of Motions of Rescission.

9. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

9.1 Tender for Design Construct Civil Works - Regional Sports Complex

043/21

RESOLVED (Schweikert/Biscotti)

That Council accept the tender from Huon Contractors Pty Ltd for the Design and Construct Civil Works – Regional Sports Complex project under contract 2020-29 for the lump sum of \$17,593,026.90 (excluding GST).

The resolution was carried unanimously.

9.2 Tender for Supply and Delivery of Centrifuge and Polymer Dosing for Queanbeyan STP Upgrade

044/21

RESOLVED (Taylor/Schweikert)

That Council:

1. Award Contract 2020-60 for the Supply and Delivery of Centrifuge and Polymer Dosing for the Queanbeyan STP Upgrade to GEA Westfalia Separator Pty Ltd subject to satisfactory financial stability and negotiation of commercial terms.
2. Approve a total budget of \$934,472 including GST for the Centrifuge and Polymer Dosing for the Queanbeyan STP.

The resolution was carried unanimously.

9.3 Local Roads and Community Infrastructure Projects - Phase 2

MOVED (Overall/Hicks)

That Council:

1. Accept the Local Roads and Community Infrastructure (LRCI) Program Phase 2 grant of \$2,624,598.
2. Include the following projects to be funded in FY21 and FY22, for lodgement of a works schedule with the Government:
 - a. Bungendore - Playground: construct Bungendore Playground - \$700,000
 - b. Bungendore - Halfway Creek Crossing: construct bridge over Halfway Creek to access the Bungendore Sports Hub - \$650,000
 - c. Nerriga - Bindi Brook Causeway: replace the existing Bindi Brook low level causeway with a box culvert - \$600,000
 - d. Queanbeyan – Williamsdale Road: extend seal by 1,000m on Williamsdale Road from Monaro Highway end - \$674,598
3. Consider including the Braidwood Skate Park in the 2021/22 Operational plan for priority grant funding.

During discussion Cr Schweikert foreshadowed a CONTRARY motion: “[This item be deferred to a Councillor workshop.]”

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

045/21

RESOLVED (Overall/Hicks)

That Council:

1. Accept the Local Roads and Community Infrastructure (LRCI) Program Phase 2 grant of \$2,624,598.
2. Include the following projects to be funded in FY21 and FY22, for lodgement of a works schedule with the Government:
 - a. Bungendore - Playground: construct Bungendore Playground - \$700,000
 - b. Bungendore - Halfway Creek Crossing: construct bridge over Halfway Creek to access the Bungendore Sports Hub - \$650,000
 - c. Nerriga - Bindi Brook Causeway: replace the existing Bindi Brook low level causeway with a box culvert - \$600,000
 - d. Queanbeyan – Williamsdale Road: extend seal by 1,000m on Williamsdale Road from Monaro Highway end - \$674,598
3. Consider including the Braidwood Skate Park in the 2021/22 Operational plan for priority grant funding.

For: Crs Biscotti, Harrison, Hicks, Overall and Taylor

Against: Crs Marshall, Schweikert and Winchester

9.4 Asset Management Strategy

046/21

RESOLVED (Taylor/Hicks)

That the draft Asset Management Strategy be endorsed for exhibition for 28 days with a further report back to Council.

The resolution was carried unanimously.

9.5 Cultural Arts Assistance Scheme (CAAS) Grants

047/21

RESOLVED (Hicks/Harrison)

That Council endorse:

1. The change of name from Cultural Arts Assistance Scheme (CAAS) to QPRC Cultural Grants.
2. The change of eligibility categories for cultural grants.
3. The draft grant application form.

The resolution was carried unanimously.

9.6 Land Classifications Lot 1-3 DP1262898 - Bungendore Sports Hub - Road Corridor and Future Sewer Treatment Plant Extensions

048/21

RESOLVED (Schweikert/Hicks)

That Council resolve, in accordance with Section 31(2) of the *Local Government Act 1993 (NSW)*, that the land classifications below be adopted:

1. Lot 1 DP1262898 Bungendore – Community Land
2. Lot 2 DP1262898 Bungendore – Operational Land
3. Lot 3 DP1262898 Bungendore – Operational Land

The resolution was carried unanimously.

9.7 Land Acquisition - Bungendore Water

049/21

RESOLVED (Schweikert/Taylor)

That Council:

1. Authorise the acquisition of the land and the easements as detailed in the proposed plan of subdivision for the sum of \$24,500.
2. Upon the acquisition being finalised, the land be classified as “Operational Land” in accordance with the provisions of the *Local Government Act 1993*.

The resolution was carried unanimously.

9.8 Asset Accounting Policies

050/21

RESOLVED (Harrison/Schweikert)

That Council adopt the draft Asset Accounting Policies:

1. Asset Class Definitions Policy
2. Asset Capitalisation Policy
3. Asset Depreciation and Impairment Policy
4. Asset Revaluation Policy
5. Agency Asset Policy

The resolution was carried unanimously.

9.9 Quarterly Budget Review Statement for the Quarter Ending 31st December 2020

051/21

RESOLVED (Hicks/Taylor)

That Council:

1. Receive the December 2020 Quarterly Budget Review Statement and adopt the recommended budget variation as outlined in the report.
2. Note the estimated consolidated budget deficit of \$4,571,000, consisting of \$6,137,000 General Fund deficit and \$1,566,000 water and sewer fund surplus.

The resolution was carried unanimously.

9.10 Investment Report - January 2021

052/21

RESOLVED (Schweikert/Taylor)

That Council:

1. Note the investment return for January 2021 was \$135,365.
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 January 2021.

The resolution was carried unanimously.

During discussion Cr Noveska joined the meeting at 6.03pm.

SUPPLEMENTARY REPORTS

9.11 Loan Program 2020/21

053/21

RESOLVED (Harrison/Schweikert)

That Council:

1. Note that financing has been offered for the full \$72.924m required for QCCP from TCorp and commercial lenders.
2. Accept the financing offer from NSW Treasury Corporation and authorise the Mayor and CEO to enter a loan agreement for a total of \$69,250,000 that includes:
 - i) \$19,752,000 2020/21 drawdown for QCCP
 - ii) \$32,605,000 2021/22 – 2022/23 drawdown for QCCP
 - iii) \$10,000,000 2020/21 drawdown for Regional Sports Complex
 - iv) \$6,893,000 2020/21 drawdown for remaining projects with loan financing in accordance with the report.

3. Note the indicative TCorp interest rate of 2.32% as at February 2021, and note that the fixed interest rate will be set at the time of the loan drawdowns.
4. Once Council enters a construction contract for QCCP, review the project cashflow forecast and draw loan funds in 2020/21 to match current year project costs.
5. Review the cashflow forecast for the Regional Sports Complex and the remaining projects as the projects progress in the coming months, and draw loan funds in 2020/21 to match current year expected project costs.
6. Note that the drawdown amount may be lower than the TCorp approval for 2020/21, and authorise the CEO to apply to TCorp for financing to be held over to the next financial year, to match project requirements.
7. Seek further competitive quotes from commercial lenders for the 2021-22 QCCP project cost, to ensure best value for money is obtained.

For: Crs Biscotti, Harrison, Noveska, Overall, Taylor and Winchester

Against: Crs Hicks and Marshall

9.12 Report on Request for Tender of Queanbeyan Civic and Cultural Precinct

054/21

RESOLVED (Taylor/Biscotti)

That in relation to Request for Tender C2020-31 for the Design Finalisation and Construction of the Queanbeyan Civic and Cultural Precinct:

1. Council decline to accept any of the tenders in accordance with Clause 178(1)(a) of the Regulation, as tenders are not advantageous to Council, having regard to all the circumstances.
2. Council enter into negotiations with Tenderer 1 as the highest scoring tenderer in accordance with Clause 178(3)(3) of the Regulation.
3. Should negotiations not achieve a favourable outcome with Tenderer 1, Council enter into negotiations with Tenderer 5 as the second highest scoring tender in accordance with Clause 178(3)(3) of the Regulation.
4. Council delegate to the Planning and Strategy Committee Meeting of the Whole, the authority to award the contract for the Design Finalisation and Construction of the Queanbeyan Civic and Cultural Precinct.

The resolution was carried unanimously.

10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.1 Monaro Street Upgrade

055/21

RESOLVED (Harrison/Taylor)

That the report be received for information.

The resolution was carried unanimously.

10.2 Country Passenger Transport Infrastructure Grant Scheme (CPTIGS) 2019/21

056/21

RESOLVED (Schweikert/Taylor)

That the report be received for information.

The resolution was carried unanimously.

10.3 Bushfire Recovery Report

057/21

RESOLVED (Schweikert/Hicks)

That the report be received for information.

The resolution was carried unanimously.

10.4 Delivery Program Update - July-December 2020

058/21

RESOLVED (Hicks/Taylor)

That the report be received for information.

The resolution was carried unanimously.

11. REPORTS OF COMMITTEES

11.1 Local Traffic Committee - 2nd February 2021

059/21

RESOLVED (Schweikert/Hicks)

That Council:

1. Note the minutes of the Local Traffic Committee held on 2 February 2021.
2. Adopt recommendations LTC 1/2021 to LTC 6/2021 from the meeting held on 2 February 2021.

LTC 1/2021 PROPOSED SOLUTION: Under *Road Transport Act 2013* install 'No Stopping' signage as per the design on Campbell Street, Queanbeyan.

LTC 2/2021 PROPOSED SOLUTION: Under *Road Transport Act 2013* install the new safety signage at Honey Suckle Bridge on Majors Creek Road as per the design.

LTC 3/2021 PROPOSED SOLUTION: Under *Road Transport Act 2013* install the new signage and line marking at Tempe Crescent, Googong as per the design.

LTC 4/2021 Under the *Roads Act 1993* approve the TCP and associated road closures for the Bungendore ANZAC Day Ceremonies on 25th April 2021.

LTC 5/2021 PROPOSED SOLUTION: Under *Roads Act 1993* approve the TCP and associated road closures for ANZAC Day Ceremonies 2021 on 25th April 2021, pending ROL approval.

LTC 6/2021 PROPOSED SOLUTION: Under *Roads Act 1993* approve the TCP for the Bungendore Country Rocks Event from 26th March to 28th March 2021.

The resolution was carried unanimously.

12. NOTICES OF MOTIONS

There were no Notices of Motions.

13. REPORTS TO COUNCIL - DELEGATES REPORTS

There were no Delegates Reports.

14. QUESTIONS WITH NOTICE

14.1 Responses to Councillors' Questions

060/21

RESOLVED (Taylor/Schweikert)

That the report be received for information.

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.

16. REPORTS FOR CLOSED SESSION

061/21

RESOLVED (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 Request for Bushfire Assistance - Development Application

Item 16.1 is confidential in accordance with s10(A) (b) of the Local Government Act 1993 because it contains discussion in relation to the personal hardship of a resident or ratepayer and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 16.2 was dealt with in open Council – see Item 9.12

Item 16.3 2021 Arts Awards Proposal

Item 16.3 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 16.4 Quarterly Legal Report - October to December 2020

Item 16.4 is confidential in accordance with s10(A) (g) of the Local Government Act 1993 because it contains advice concerning litigation, or advice 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.

Item 16.5 was dealt with in open Council – see Item 9.11

Item 16.6 Write-off Water Usage due to Undetected Leak

Item 16.6 is confidential in accordance with s10(A) (b) of the Local Government Act 1993 because it contains discussion in relation to the personal hardship of a resident or ratepayer and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 16.7 Request for Change to Business Rating Sub-Category

Item 16.7 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.

The meeting then moved into Closed Session at 6.17pm to discuss the matters listed above.

16.1 Request for Bushfire Assistance - Development Application

062/21

RESOLVED (Hicks/Overall)

That Council not provide a concession for application fees payable under the *Environmental Planning and Assessment Act 1979* and *Local Government Act 1993* in relation to the Nerriga property listed in this report.

The resolution was carried unanimously.

16.2 Report on Request for Tender of Queanbeyan Civic and Cultural Precinct

This item was dealt with in open Council, see Item 9.12.

16.3 2021 Arts Awards Proposal

063/21

RESOLVED (Hicks/Harrison)

That Council:

1. Accept the sponsorship agreement with Palerang Financial Services to increase the QPRC Arts Awards.
2. Agree to waive the 25% commission on sales for the Awards in the 2021 year.

The resolution was carried unanimously.

16.4 Quarterly Legal Report - October to December 2020

064/21

RESOLVED (Schweikert/Taylor)

That Council receive the report for information.

The resolution was carried unanimously.

16.5 Loan Program 2020/21

This item was dealt with in open Council, see Item 9.11.

16.6 Write-off Water Usage due to Undetected Leak

065/21

RESOLVED (Schweikert/Hicks)

That Council write off a total of \$1,851.15 in water usage charges for the property listed in this report.

The resolution was carried unanimously.

16.7 Request for Change to Business Rating Sub-Category

066/21

RESOLVED (Harrison/Biscotti)

That Council not approve the request for change to rating sub-category for the property listed in the report.

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

067/21

RESOLVED (Overall/Taylor)

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 6.51pm.

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.

17. CONCLUSION OF THE MEETING

The time being 6.52pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL
MAYOR
CHAIRPERSON**



PLANNING AND STRATEGY COMMITTEE OF THE WHOLE MEETING

Council at its meeting of 23 November 2016 resolved (M/N 295/16) as follows:

The Planning and Strategy Committee of the Whole be delegated authority in accordance with Section 377 of the *Local Government Act 1993* to determine matters pursuant to the:

- *Environmental Planning and Assessment Act 1979*
- *Local Government Act 1993*
- *Swimming Pools Act 1992*
- *Roads Act 1993*
- *Public Health Act 2010*
- *Heritage Act 1977*
- *Protection of the Environment Operations Act 1997*

MINUTES OF THE PLANNING AND STRATEGY COMMITTEE OF THE WHOLE OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Council Chambers, 253 Crawford St, Queanbeyan on Wednesday, 10 March 2021 commencing at 5.30pm.

ATTENDANCE (in person unless nominated otherwise)

Councillor: Cr Overall (Chair)
Cr Brown
Cr Harrison
Cr Hicks
Cr Noveska (from 5.34pm) – via Zoom
Cr Schweikert
Cr Taylor
Cr Winchester (from 5.37pm) – via Zoom

Staff: P Tegart, CEO
M Thompson, Portfolio General Manager Natural & Built Character
P Hansen, Portfolio General Manager Community Connections
J Richards, Portfolio General Manager Community Choice
A Knight, Portfolio General Manager Organisational Capability

Also Present: W Blakey, Clerk of the Meeting
L Ison, Minute Secretary

1. OPENING

The meeting commenced at 5.32pm.

2. ACKNOWLEDGEMENT OF COUNTRY

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

As Monday 8 March was International Women's Day, the Mayor acknowledged the contribution of women across the country and across the world, in particularly their work and contribution to local government and local government communities.

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

PLA016/21

RESOLVED (Taylor/Schweikert)

That apologies for non-attendance from Crs Biscotti and Marshall be received and noted.

The resolution was carried unanimously.

4. DISCLOSURES OF INTEREST

PLA017/21

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.

There were no disclosures.

During discussion Cr Noveska joined the meeting at 5.34pm.

The Mayor advised a Supplementary motion would be considered at this meeting, Item 8.4: Outcome of Contract Negotiations for Design Finalisation and Construction of Queanbeyan Civic and Cultural Precinct.

The Mayor referred to Item 11.1: Notice of Motion – Bungendore Education Precinct, and advised that having sought advice he would rule the motion out of order stating that a decision of council cannot be altered or rescinded by another body, in line with section 372.6 of the *Local Government Act*. Accordingly this Planning and Strategy meeting cannot alter or rescind a resolution that was made at an Ordinary meeting. Item 11.1 was removed from the Agenda.

5. ADJOURNMENT FOR PUBLIC FORUM

At this stage of the proceedings, the time being 5.36pm, Cr Overall advised that the meeting should now adjourn for the Public Forum.

PLA018/21

RESOLVED (Overall/Taylor)

That the meeting be adjourned to conduct the Public Forum.

The resolution was carried unanimously.

ADJOURNMENT:

The meeting adjourned for the Public Forum at 5.36pm and resumed at pm.

During the Public Forum, Cr Winchester joined the meeting at 5.37pm.

6. MAYORAL MINUTE

There was no Mayoral Minute.

7. NOTICES OF MOTIONS OF RESCISSION

There were no Notices of Motions of Rescission.

8. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

8.1 Development Application DA 322-2015 - Two Lot Subdivision - 300 Lanyon Drive, Jerrabomberra

PLA019/21

RESOLVED (Brown/Schweikert)

That:

1. Development application 322-2015 for a Torrens title subdivision on Lot 1 DP 1263364, No.300 Lanyon Drive Jerrabomberra be granted conditional approval for the following reasons:
 - a. The proposal is consistent with the recently approved Neighbourhood Structure Plans within Appendix 3 of the South Jerrabomberra Development Control Plan 2015;
 - b. The proposal is consistent with the State Planning Agreement;
 - c. The facilitation of a proposed high school site will provide education opportunities to the growing population of Jerrabomberra and the Queanbeyan-Palerang population;
 - d. The facilitation of a proposed high school site will provide employment opportunities to the Queanbeyan-Palerang population; and,
 - e. The development complies with the LEP and DCP respectively.

2. Those persons who lodged a submission(s) on the application be advised in writing of the determination of the application.

The resolution was carried unanimously.

8.2 Big Island Planning Agreement - Community Consultation Following Public Exhibition

PLA020/21

RESOLVED (Harrison/Hicks)

That Council:

1. Agree to Council staff undertaking all necessary actions to finalise the Deed of Amendment to the Big Island Mining Pty Ltd Planning Agreement.
2. Authorise the Mayor and Chief Executive Officer to execute the Deed of Amendment to the Big Island Mining Pty Ltd Planning Agreement and any associated documents including any additional necessary minor and administrative amendments.

The resolution was carried unanimously.

8.3 Main Streets Upgrade Fund

PLA021/21

RESOLVED (Taylor/Schweikert)

That Council:

1. Establish a new a Main Streets Upgrade Fund to be administered in accordance with the Guidelines attached to this report.
2. Suspend the Special Heritage Fund Grants for the financial years 2021/2022 and 2022/2023 to use the annual recurrent allocation of \$150,000 for the Main Streets Upgrade Fund.
3. Review the suspension of the Special Heritage Fund Grants and the operation Main Streets Upgrade Fund towards the end of the financial year 2022/2023.

The resolution was carried unanimously.

SUPPLEMENTARY REPORT

8.4 Outcome of Contract Negotiations for Design Finalisation and Construction of Queanbeyan Civic and Cultural Precinct

PLA022/21

RESOLVED (Hicks/Schweikert)

That Council enter into a contract with ADCO Constructions Pty Ltd for the Design Finalisation and Construction of the Queanbeyan Civic and Cultural Precinct for the lump sum of \$62,966,380.92 (excluding GST).

The resolution was carried unanimously.

9. REPORTS TO COUNCIL - ITEMS FOR INFORMATION

PLA023/21 **9.1 Regional Jobs Precinct - South Jerra (Poplars)**
RESOLVED (Schweikert/Hicks)

That the report be received for information.

The resolution was carried unanimously.

10. REPORTS OF COMMITTEES

PLA024/21 **10.1 Minutes of the QPRC Heritage Advisory Committee Meeting held 18 February 2021**
RESOLVED (Overall/Taylor)

That Council:

1. Note the Minutes of QPRC Heritage Advisory Committee held on 18 February 2021.
2. Adopt recommendations QPRC HAC 02/21 and QPRC HAC 03/21 from the meeting held on 18 February 2021.

QPRC HAC 02/21 That Council consider increasing the Heritage Awards prize money from the current \$1,000 to \$2,000 in the 2021-22 Operational Plan given that there has not been an increase for many years.

QPRC HAC 03/21 That Council carry out an assessment of the exterior of the change rooms in Queanbeyan Park with a view to funding upgrade works in the 2021-22 Operational Plan given the exterior's poor condition.

The resolution was carried unanimously.

PLA025/21 **10.2 Minutes of the Braidwood and Curtilage Heritage Advisory Committee Meeting held 11 February 2021**
RESOLVED (Hicks/Taylor)

That Council note the Minutes of Braidwood and Curtilage Heritage Advisory Committee meeting held on 11 February 2021.

The resolution was carried unanimously.

11. NOTICES OF MOTIONS

11.1 Bungendore Education Precinct

This item was removed from the Agenda.

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

There were no matters for Closed Session.

13. CONCLUSION OF THE MEETING

The time being 5.58pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL
MAYOR
CHAIRPERSON**

ITEM 5 DECLARATION OF CONFLICTS/PECUNIARY INTERESTS

The provisions of Chapter 14 of the *Local Government Act, 1993* regulate the way in which Councillors and nominated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public trust.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons for declaring such interest.

As members are aware, the provisions of the *Local Government Act* restrict any member who has declared a pecuniary interest in any matter from participating in the discussions, voting on that matter, and require that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code also provides for a number of ways in which a member may manage non pecuniary conflicts of interest

Recommendation

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

9.1 **Review of Applicants for Community Representatives on Bungendore
Floodplain Risk Management Committee (Ref: ; Author: Hansen/de Jongh)**

File Reference: 104213-07

Summary

The purpose of this report is to consider and select Community Representatives for the Bungendore Floodplain Risk Management Committee (FRMC).

The Bungendore FRMC will be required to advise the Review of the Bungendore Floodplain Risk Management Study & Plan.

Recommendation

That Council endorse Applicants 1, 2, 3 and 4 for Community Representative roles on the Bungendore Floodplain Risk Management Committee.

Background

The Bungendore Floodplain Risk Management Committee (FRMC) currently does not have any Community Representatives.

The Bungendore FRMC will be involved in a review and update of the Bungendore Floodplain Risk Management Study and Plan (FRMS&P).

The Bungendore FRMS&P is being updated as the Bungendore Structure Plan (2020) covers a much larger area than what was assessed by the previous Bungendore FRMS&P (completed in 2014). New Australian Rainfall and Runoff guidelines have also been released since the previous Bungendore FRMS&P was completed.

Details of the applicant's submissions and the evaluation process can be found in the Bungendore FRMC Member Evaluation Report attached to this report.

Implications

Legal

All members of the Bungendore FRMC are subject to the QPRC Code of Conduct and the requirements to disclose pecuniary and non-pecuniary interests. Any new community representative for the FRMC will be required to adhere to the Code of Conduct and make any relevant disclosures.

Social / Cultural

Community Representatives on the FRMC should:

- form a link between the committee and the local population in the flood prone area. They therefore need to be able to effectively inform the affected community of the deliberations of the committee and so foster a wider understanding of the process;
- provide historical advice on local problems and potential solutions;

9.1 Review of Applicants for Community Representatives on Bungendore Floodplain Risk Management Committee (Ref: ; Author: Hansen/de Jongh) (Continued)

- consider in detail implications of matters which may impact on the local community; and
- facilitate formal representations to the committee on behalf of the public.

Strategic

The Bungendore FRMC is an advisory committee. The principal objective of a FRMC is to assist Council in the development and implementation of a management plan for the area under its jurisdiction.

Engagement

Expressions of Interest were sought for Community Representatives on the Bungendore FRMC over the period from 23 September to 21 October 2020. This was advertised on Council's Facebook page and the Regional Independent newspaper.

Conclusion

It is recommended that Council endorse Applicants 1, 2, 3 and 4 for Community Representative roles on the Bungendore Floodplain Risk Management Committee.

Attachments

- Attachment 1 Bungendore FRMC Member Evaluation Report (*Under Separate Cover*) -
CONFIDENTIAL

9.2 Request for Donation for Rates Relief (Ref: ; Author: Knight/Robinson)

File Reference: 52.5.2-01

Summary

Council has received an application for financial assistance from Kano Jujutsu Institute Limited.

Recommendation

That Council approve the application under Category C (e) of the QPRC Donations policy for 55% rate relief in the amount of \$1,924.06.

Background

Council adopted its Donations Policy on 28 October 2020 to provide financial assistance to the community with funding for activities and programs that align with Council's strategic objectives. The Policy provides objective criteria to assess applications in accordance with four funding categories.

A donation application under Category C of the Donations Policy has been received from Kano Jujutsu Institute Limited. Category C allows Council to make annual donations to rebate Council rates.

Kano Jujutsu Institute Limited owns and runs a martial arts training hall on the property at 36 Atkinson Street, Queanbeyan East. Although the organisation charges training fees to junior and senior members, it relies on the goodwill of its members for maintenance and upkeep. The property is rated as Business Ordinary and is not exempt from Ordinary Rates. Kano Jujutsu Institute Limited is not listed under Schedule 1 of the QPRC Donations policy for annual rates donations. Kano Jujutsu is registered as a non-profit company with ASIC.

Council resolved to grant a one-off 50% rebate on the General Rates on the property in the 2018/19 and 2019/20 financial years. The total value of the Ordinary Business Rates in the current 2020/21 financial year is \$3,498.29.

Implications

Policy

The relevant section of the QPRC Donation Policy state that:

2.6.3 Category 'C' Funding – rates, fees and annual charges

(e) Council may at its discretion consider upon application a one-off rates rebate for sporting, recreational and other community organisations that are able to demonstrate registered not-

**9.2 Request for Donation for Rates Relief (Ref: ; Author: Knight/Robinson)
(Continued)**

for-profit status with the Australian Charities and Not-for-Profit Commission and/or a legal entity registered with ASIC and has not-for-profit in its organisational objectives.

Financial

The application includes a self-assessment against the criteria included in schedule 1 of the Council's donation policy, and as a result has requested a donation of 55% of the general rate, being \$1,924.06.

Conclusion

Kano Jujutsu Institute Limited meets the policy requirements and Council should consider the request for a one-off general rates rebate.

Attachments

Attachment 1 Donation Application - Kano Jujutsu (*Under Separate Cover*) -
CONFIDENTIAL

9.3 Investment Report - February 2021 (Ref: ; Author: Monaghan/Drayton)

File Reference: 43.3.1-09

Summary

In accordance with the *Clause 212 of the Local Government (General) Regulation 2005*, the Investment Report is presented to Council monthly. This report presents the investment result for February 2021.

Recommendation

That Council:

1. Note the investment return for February 2021 was \$82,722.
 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 February 2021.
-

Background

Cash and Cash Equivalent Investments

A list of Council's cash and investments held on 28 February 2021 is detailed in the attached Investment Report Pack.

Over the last 12 months, Council's portfolio produced an annualised rate of return of 1.76%, outperforming the benchmark Bank Bill Index by 1.55%.

On 28 February 2021, the principal amount invested was \$169,941,006 and the year to date return was \$2,894,131 which is 72.5% of Council's annual budget.

Market Update

The average 30-day BBSW rate for February 2021 was 0.0078%.

The Reserve Bank (RBA) board left the cash rate on hold at 0.10% at its March 2021 policy meeting. The RBA's conviction that annual inflation (+0.9% y-o-y in Q4 2020) will not threaten the top end of its 2 to 3 percent target band for at least the next three years underpins its repeated statements that official interest rates will not be lifted any higher until 2024 at the earliest.

Of the total \$170 million investment portfolio, Council holds \$26 million in TCorpIM long- and medium-term funds. As was the case last month, the long-term fund had a modest return in February 2021, while the medium-term fund had a negative return.

Implications

Legal

Council's investments as listed in Table 2 of the attached Investment Report Pack comply fully with section 625 of the *Local Government Act 1993*, clause 212 of the *Local Government General Regulations 2005*, but had a minor overexposure to AMP Bank, holding 6.37% compared to Council's Investment Policy cap of 5.00% due to the Bank's recent credit rating downgrade and a contraction in Council's principal holdings. Full compliance returned in March 2021 with the maturity of an AMP Bank term deposit.

**9.3 Investment Report - February 2021 (Ref: ; Author: Monaghan/Drayton)
(Continued)**

Certified by Kate Monaghan, Responsible Accounting Officer, 12/3/2021.

Pursuant to the AMP Bank S&P credit rating downgrade, it was decided in consultation with Council's investment advisor, Laminar Capital, that the current AMP Bank holdings would remain until compliant (March 2021) so not to expose Council to potential bond sale losses or fees for the early redemption of the term deposit.

The 10 March 2021 deposit was redeemed and future placements will comply to the now 5% limit.

Policy

The Investment Policy was adopted by Council on 22 July 2020 and is due for review in June 2021.

Financial

Council's cash and investment balance is made up of restricted and unrestricted funds. Restricted investments cannot be used for general purpose expenses as they are either subject to some form of external legislative or contractual obligation, or are kept for the purpose of covering Council commitments that are expected to arise in the future.

Internally restricted funds have been allocated through a resolution of council, for a particular purpose, and unrestricted funds are available for future decisions and as a working balance.

Council has previously reported on the depletion of its internal and unrestricted cash and investments, and the requirement to implement budget correction and cost saving and improve the unrestricted cash position.

Staff are currently preparing financial reporting formats for the future quarterly budget review that will include a reconciliation of Council's Externally Restricted, Internally Restricted and Unrestricted working funds balances.

Conclusion

On 28 February 2021, the 2020/21 Financial Year investment return amounted to \$2,894,131. The investment returns are added to the associated restricted funds (e.g. development contributions) that form Council's investment portfolio.

The TCorpIM Long-Term Growth and Medium-Term Growth Funds again had mixed results returning \$25,784 and -\$57,980 respectively in February 2021. While these funds are exposed to additional investment risk to generate higher potential returns, they are structured with longer term time horizons. The minimum advised investment time frame for the MTGF is 3-7 years and 7+ years for the LTGF.

Paired with cash asset classes, these growth assets form a diversified portfolio within the restrictions of the Investment Policy.

Attachments

Attachment 1 Investment Report Pack - February 2021 (*Under Separate Cover*)



9.4 Australia Day Donations (Ref: ; Author: Tegart/Richards)

File Reference: 1.4.1EV001.06

Summary

QPRC provides a donation to community groups that assist Council's Australia Day celebrations. This report seeks approval to pay donations for the assistance provided as listed below.

Recommendation

That Council approve donations for the listed groups assisting with Australia Day celebrations in 2021.

Background

Community groups continue to take part in Australia Day celebrations and assist in providing enhanced events. Donations of between \$200 and \$400 are generally given to these groups and in exchange Council receives the sales income from each stallholder. Due to NSW Health restrictions relating to Covid19, fewer community groups participated this year, however the success of the event is significantly due to their collaboration.

Implications

Financial

Council is asked to support donation payments for the following groups:

- Queanbeyan Girl Guides \$400
- City of Queanbeyan pipes and drums \$200
- Rotary Queanbeyan Branch \$400 (MC Brian Lenard)
- Captains Flat Community Group \$200
- Lions Club Braidwood \$200

Program Code	Expense Type	Funding source	Amount
		Civic Event Budget – Australia Day	\$ 1,400

Conclusion

The ongoing involvement of community groups in Council Civic occasions such as Australia Day is an important part of providing successful events.

Attachments

Nil

10.1 Adoption of Recommendations - NSW Productivity Commission's Review of Local Infrastructure Contributions (Ref: ; Author: Thompson/Carswell)

File Reference: 52.5.2-05, 26.1.3-05

Report

This review by the NSW Productivity Commission's Review of Infrastructure Contributions in New South Wales was last reported to Council at its meeting of 27 January 2021 (Item No. 10.1). In March, the Government confirmed that it had accepted all 29 recommendations.

Recommendations directly relevant to Council are contained in Attachment 1. The next LTFP will have regard to the relationship and mix of infrastructure contributions and SRV for infrastructure to match contributions or grant opportunities.

The Project roadmap consists of four stages over 2 years as follows:

Stage 1: Q1 - Q2 2021 – Discovery and direction

- Implement immediate system improvements – clearer direction, increased transparency and accountability
- Establish the Advisory Group
- Prepare and submit enabling legislation
- Prepare regulatory amendments

Stage 2: Q3 - Q4 2021 – Solution design and validation

- Exhibit regulatory amendments, policy instruments, Practice Notes
- Respond to feedback received during exhibition
- Collaborate with Advisory Group to test design

Stage 3: Q1 - Q2 2022 – Finalisation and commencement

- Implement any legislative and regulatory amendments
- Communicate changes and guide practitioners
- Early adoption of digital tools

Stage 4: Q3 2022 onwards – Progressive implementation by councils

- Legislative and regulatory amendments are in place and effective
- Build capacity and expertise through training and development programs
- Implement new contribution plans in the digital system


The implementation of the above reforms will generate a significant amount of work at the local level requiring the review of the existing Section 7.11 and 7.12 Contribution Plans in terms of the reforms.

10.1 Adoption of Recommendations - NSW Productivity Commission's Review of Local Infrastructure Contributions (Ref: ; Author: Thompson/Carswell)
(Continued)

Recommendation

That the report be received for information.

Attachments

Attachment 1  Relevant Recommendations - Final Report - Productivity Commission's Review of Infrastructure Contributions in New South Wales (*Under Separate Cover*)

10.2 Queanbeyan Floodplain Risk Management Study & Plan (Ref: ; Author:
Hansen/de Jongh)

File Reference: 100843

Report

Following Council endorsement of the Queanbeyan Floodplain Risk Management Study & Plan (FRMS&P) at the Ordinary Meeting of Council held on 16 December 2020 (resolution 305/20), the Queanbeyan FRMS&P was updated based on the conditions of the resolution.

The final version of the Queanbeyan FRMS&P has been uploaded to the NSW Flood Data Portal for public viewing:

<https://www.qprc.nsw.gov.au/Building-Development/Planning-Zoning/Planning-Controls#section-8>

The Queanbeyan FRMS&P will also be made available on Council's website.

Recommendation

That the report be received for information.

Attachments

Attachment 1 Queanbeyan FRMS&P Report (*Under Separate Cover*)



Attachment 2 Queanbeyan FRMS&P Figures (*Under Separate Cover*)



10.3 Summary of Road Renewal and Maintenance Activities - Quarter 3 2020/21
(Ref: ; Author: Hansen/Cooke)

File Reference: 631099

Report

Maintenance Grading of Unsealed Roads

Council's maintenance grading of unsealed roads has returned to the regular grading schedule following the completion of the February and August emergency flood damage works. The monthly grading schedule and unsealed road maintenance grading policy is published on the website:

<https://www.qprc.nsw.gov.au/Services/Roads-and-footpaths?BestBetMatch=grading%20schedule>

The following table shows the maintenance grading works completed by Council and contractors in Quarter 3 commencing 1 January 2021:

Road Name	Completion Date	Distance Graded (km)
Hoskinstown Road (Section 2)	26/02/2021	4.44
Old Gold Mines Road	25/02/2021	2.26
Williamsdale Road	23/02/2021	6.58
Little Burra Road	11/02/2021	0.24
Deloraine Lane	09/02/2021	1.39
Captains Flat Road	05/02/2021	13.84
Charleys Forest Road	22/01/2021	22.66
Urila Road	21/01/2021	2.03
Sheehan Road	21/01/2021	1.74
Old Mill Road	19/01/2021	3.75
Forbes Creek Road	15/01/2021	9.87
Daniel Lane	15/01/2021	0.65
Hoskinstown Road (Section 1)	12/01/2021	4.83

Bitumen Reseal

The following list is the completed reseals as of 10 March 2021 as part of the QPRC 2020/21 Bituminous Resealing Program:

Road Name	Completion Date	Distance Resealed (km)
Annand Place (Barracks Flat)	20/01/2021	0.05
Araluen Road (Araluen)	23/10/2020	1.81
Araluen Street (Braidwood)	11/11/2020	0.11
Araluen Street (Majors Creek)	03/11/2020	0.33
Arthur Street (Crestwood)	09/02/2021	0.28
Atholbar Way (North Karabar)	09/02/2021	0.21
Barracks Flat Drive (Barracks Flat)	20/01/2021	0.98
Bellambi Place (QBN West)	18/01/2021	0.06
Binowee Drive (Royalla)	1/02/2021	2.21

10.3 Summary of Road Renewal and Maintenance Activities - Quarter 3 2020/21 (Ref: ; Author: Hansen/Cooke) (Continued)

Bombay Road (Braidwood)	10/11/2020	1.26
Broughton Place (North Karabar)	08/02/2021	0.29
Buckley Place (Royalla)	1/02/2021	0.28
Campbell Street (Crestwood)	08/02/2021	0.57
Clyde Street (Braidwood)	10/11/2020	0.11
Coghill Street (Braidwood)	11/11/2020	0.22
Cowper Street (Braidwood)	10/11/2020	0.73
Crawford Street (North Karabar)	04/02/2021	0.43
Doeberl Place (Barracks Flat)	20/01/2021	0.27
Duncan Street (Braidwood)	13/11/2020	0.51
Elrington Street (Braidwood)	13/11/2020	0.98
Federal Hwy Service Road (Goolabri)	13/12/2020	4.64
Fitzgibbon Place (Barracks Flat)	20/01/2021	0.15
Flora Place (Royalla)	1/02/2021	0.66
Furlong Road (QBN West)	19/01/2021	0.68
George Street (Majors Creek)	3/11/2020	0.89
Glebe Avenue (North Karabar)	09/02/2021	0.42
Gordon Avenue (QBN West)	09/02/2021	0.18
Graham Place (QBN West)	18/01/2021	0.20
Hassall Circuit (Braidwood)	13/11/2020	0.17
Hellmund Street (QBN West)	19/01/2021	0.77
Hill Street (Majors Creek)	3/11/2020	1.55
Kaye Place (Crestwood)	09/02/2021	0.10
Keder Street (Braidwood)	11/11/2020	0.23
Kinkora Place (Crestwood)	09/02/2021	0.28
Laneway off Cassidy St (North Karabar)	04/02/2021	0.08
Lascelles Street (Braidwood)	13/11/2020	0.20
Lever Place (Royalla)	1/02/2021	0.44
Mac's Reef Road (Bywong)	13/12/2020	5.44
McKellar Street (Braidwood)	11/11/2020	0.24
Merino Vale Drive (Wamboin)	03/02/2021	0.91
Monga Lane (Reidsdale)	21/10/2020	1.66
Monkittee Street (Braidwood)	13/11/2020	0.72
Muir Place (QBN West)	18/01/2021	0.34
Nerriga Road	2/11/2020	0.55
Nimmitabel Place (QBN West)	18/01/2021	0.03
Nimmitabel Street (QBN West)	19/01/2021	0.99
Old Cooma Road (Royalla)	2/02/2021	1.03
Old Sydney Road (Queanbeyan)	08/02/2021	0.47
Paterson Parade (QBN West)	16/01/2021	0.54
Reidsdale Road (Reidsdale)	22/10/2020	6.71
Robertson Road (Wamboin)	03/02/2021	0.88
Robertson Street (QBN West)	19/01/2021	0.36
Sandholes Road (Braidwood)	10/11/2020	0.44

10.3 Summary of Road Renewal and Maintenance Activities - Quarter 3 2020/21 (Ref: ; Author: Hansen/Cooke) (Continued)

Seymour Street (Majors Creek)	3/11/2020	0.20
Steel Place (QBN West)	19/01/2021	0.11
Whisperer Place (Royalla)	2/02/2021	0.63
Wilgabar Way (North Karabar)	04/02/2021	0.17

Recommendation

That the report be received for information.

Attachments

Nil

10.4 Community Meetings - May 2021 (Ref: ; Author: Richards/Tozer)

File Reference: 51.6.2-09

Report

Council holds Community Meetings in Queanbeyan, Braidwood and Bungendore twice each year, generally in April/May and October/November. During 2020, meetings were held remotely, however with the easing of COVID restrictions, Council will be returning to face-to-face meetings in 2021 (see report to Council meeting on 27 January 2021).

The Bungendore and Queanbeyan meetings will be live streamed and available via Zoom, utilising the existing infrastructure in the respective Chambers. Due to the operation of the Bushfire Recovery Centre in the Old Library, the Braidwood meeting will be held at the Braidwood Servicemen's Club. Council intends to offer this meeting via Zoom, however staff will confirm this closer to the meeting date.

Meetings are scheduled for:

- Bungendore – Tuesday 4 May
- Braidwood – Tuesday 11 May
- Queanbeyan – Thursday 20 May

All meetings will run from 6-8pm and light refreshments will be available, with Covid registration required.

This agenda will be finalised closer to the meetings, however some of the items to be discussed include:

General matters

- Draft Operational Plan, Revenue Policy and Fees and Charges
- Council Elections
- Regional Community Strategic Plan
- Queanbeyan Civic and Cultural Precinct

Bungendore

- Project update (including sports hub, carpark, roundabout, Captains Flat Rd, Tarago Rd, playground and bridge works)
- High school proposal, including Council office progress
- Development and planning update

Braidwood

- Project update (including Lascelles St, Braidwood Pool, Majors Creek Rd, Nerriga Rd, carpark, customer service/library, bridge works and Monkittee crossing)

Queanbeyan

- Project update (including Sewage Treatment Plant upgrade, Regional Sports Complex, Memorial Park, Rusten House, Monaro St, Dunns Creek Rd, South Jerrabomberra and Burra s bends)

Residents will be invited to submit items for the agenda.

A written update on projects, including what has been done, what is coming up and the budget will be provided at each meeting.

The meetings will be advertised on Council's website and social media, in Council's weekly e-newsletter, in QPRC News and in the Regional Independent, with letters and posters to be sent to community groups and associations in the Local Government Area.

Recommendation

That the report be received for information.

Attachments

Nil

10.5 The Treasure Trail Shop and Win Promotion 2020 (Ref: ; Author:
Richards/Lamont)

File Reference: 11.5.5

Report

Attached is a report on the *Shop and Win* event held in Bungendore and Braidwood in 2020 to stimulate the Christmas spend during the campaign period. A refreshed brand and promotion to reflect the major *Treasure Trail* campaign was used to good effect by integrating the look and feel of both campaigns.

NSW Health Department restrictions prompted a movement away from the traditionally paper-based competition with staff in Bungendore and Braidwood libraries trained to assist shoppers with one-line entries.

The report provides survey results and participation statistics for the 2020 competition.

Recommendation

That the report be received for information.

Attachments

Attachment 1 2020 Treasure Trail Summary Report (*Under Separate Cover*)



10.6 Australian Wind Symphony (Ref: ; Author: Richards/Duncan)

File Reference: 1.3.2-03

Report

Council resolved at the 23 October 2019 meeting (resolution 348/19) to:

1. Support in principle the agreement with the Australian Wind Symphony (AWS) to have the Bicentennial Hall as its base; and
2. Endorse the preparation of a formal written agreement with the Australian Wind Symphony for a trial period for the 2020 calendar year.

The agreement was to provide the Bicentennial Hall as rehearsal space for 4 x three-hour rehearsal periods prior to each of up to five concerts. In return, the AWS would perform one concert at the venue where all proceeds would go to QPRC.

Due to NSW Health Department restrictions for theatres during 2020, the agreement could not be enacted. The AWS have approached Council to transfer the agreement to 2021 with a new set of rehearsal dates.

The proposed 2021 concert dates for the AWS are yet to be determined, but will be held in the months of May, July, September and November 2021, Covid health restrictions permitting.

Recommendation

That the report be received for information.

Attachments

Nil

12.1 Bungendore Education Precinct (Ref: ; Author: Marshall/Marshall)

File Reference: 24 March 2021 motions

Notice

Councillor Peter Marshall will move the following motion:

Motion

That Council Resolution 211/20 parts 2, 5 and 6 be made conditional on development consent being granted for the Bungendore Education Precinct (high school).

Background

This Motion was first submitted and placed on the agenda for the Planning and Strategy Committee of 10 March 2021.

Consequently, there was some feedback received about the Motion, which can be addressed here. Due to illness, the submitter did not attend that meeting, and withdrew the Motion.

Purpose

Firstly, it is not the Mover's intent to delay the high school project. It is not the intention to introduce any new decision points.

The intent is simply to ensure that should the high school project not proceed, presumably by the Development Application being refused (although there are other possibilities), that the relevant properties remain in council ownership.

It would be absurd for council to have to replace buildings and facilities that the Department of Education is unable to use, or for Council to have buy them back from the Department of Education.

A submission from the Department of Education stated that the Heads of Agreement already allows for this:

"We wish to confirm that the Heads of Agreement foresees this scenario and includes a mechanism by which settlement of the contracts of land sale are delayed until after approval of the planning proposal [sic] is achieved.

In the event that the planning proposal [sic] is not approved, then the sale does not proceed."

If this is the case, then the Motion is uncontroversial, as it simply publicly reiterates something that was previously confidential. (However, the use of the words "planning proposal" leaves some uncertainty, as a Planning Proposal refers to rezoning of land, and the submitter may have meant Development Application.)

12.1 Bungendore Education Precinct (Ref: ; Author: Marshall/Marshall) (Continued)

Risk to Council

The submitter's confidence about development consent being granted is irrelevant. The community and Council have been assured that development consent is not a *fait accompli*. The consent authority is likely to be the Independent Planning Commission, and the subject of a public hearing.

However, the submitter makes clear that the Department of Education expects Council to bear many of the costs associated with the high school project not proceeding at this site, whether because of refusal of development consent, or other reasons.

The Department of Education expects council to incur the costs of identifying a site for, securing it, planning and potentially even building new council offices, as well as planning for and building a new swimming pool, with the potential that these will not be needed nor funded.

That risk-shifting and cost-shifting is surely not acceptable to Council.

Majara St

There has been concern expressed that Council's decision on the proposed closure of Majara St would be delayed. This issue is not addressed in the Motion. Clearly any action or inaction that might delay the high school project is to be avoided. The submitter inferred that a vote on closure of Majara St would be delayed until after development consent is granted. This need not be the case.

The submitter's concern could be easily addressed by any Staff Recommendation to Council proposing the closure of Majara St, being so worded as to make clear that the decision will be implemented at the same time as the sale of the properties.

Once again, Council will be in a difficult position if it closes a road for the purposes of a school being built, but the school does not proceed.

The Motion does not affect that part of Majara St relevant to the Abbeyfield project.

Text below is from the original Notice of Motion background section.

On 28 October 2020, Council resolved as below in relation to the building of a high school in Bungendore, to form an "education precinct". The building of a high school in Bungendore is subject to development consent being granted. Should development consent not be granted, it would not be in the interests of Queanbeyan-Palerang Regional Council, the NSW Department of Education nor the Bungendore community to enact all elements of Resolution 211/20. Resolution 211/20 should therefore be amended accordingly.

For clarity, those parts that should be made conditional on development being granted for the Education precinct (high school). are parts 2, 5 and 6. Part 3 relates to Abbeyfield and Council may wish to retain its options for that proposal.

12.1 Bungendore Education Precinct (Ref: ; Author: Marshall/Marshall) (Continued)

"211/20 RESOLVED

That Council:

1. Note the report on the Bungendore Education Precinct proposal, the scope and sequencing of works associated with the construction; and impacts on Council and community assets.
2. Support the proposal from NSW Department of Education (DoE) in terms of:
 - a. providing support for the establishment of the education precinct and shared-use of facilities;
 - b. agreeing to the sale of 2, 4-6 Majara St, 10 Majara St, and the Majara road reserve between Turallo Terrace and Gibraltar St to DoE, based on independent valuations;
 - c. authorising the road closure of that above part of Majara St road reserve;
 - d. authorising the CEO to negotiate terms of joint use agreements (MoU) of the Mick Sherd Oval, primary school oval; game courts, reserve, library, multipurpose hall, and sports hub in line with the attachment;
 - e. noting detail design and traffic plans will form part of a SSDA by DoE for approval by the Minister.
3. Support reassigning the Abbeyfield aged care residential site from 4-6 Majara St to approx. 1800m² site at Majara St road reserve north of Turallo Tce, and take steps to make necessary planning and administrative actions to enable that use, including:
 - a. authorising closure of that part of Majara St road reserve;
 - b. undertaking site compatibility planning assessment to enable aged care residential use on that closed section of Majara St;
 - c. arranging a peppercorn licence to Abbeyfield to develop and occupy the site as an aged care residential facility.
4. Further to 2 and 3, amend the Operational Plan to disclose:
 - a. the closure of relevant sections of roads;
 - b. subdivision and repurposing of part crown reserves;
 - c. sale of Council properties at 2, 4-6 Majara St, and 10 Majara St;
 - d. leasing of part Majara St road reserve to Abbeyfield Housing under licence;
 - e. exhibit for community feedback for 28 days and report back to Council.
5. Further to 2 and 3, authorise the CEO to identify suitable sites to establish a new Council office in Bungendore to replace the 10 Majara St facility, potentially incorporating a new depot, and report on options and associated estimates.
6. Amend the Financial Plan to include the construction of a new office/depot, and outdoor aquatic facility in Bungendore; utilising proceeds of sale for the construction of the office/depot, and the DoE contribution, section 94 contributions and new borrowings of \$5m for the pool.
7. Amend respective development contribution plans to assist debt servicing for those purposes."

Attachments

Nil

13.1 Delegates Report (Ref: ; Author: Ferguson/Ison)

File reference: 52.3.1

Summary

Delegates Reports are submitted by Councillors to report on key points of meetings, events and functions which they have attended during the past month, either as a Council delegate or as a nominee of the Mayor.

Attendances at meetings by Councillors as delegates and representatives on Council committees, organisational committees, statutory committees, locality committees and advisory committees will be published in the QPRC Annual Report as per Resolution No. 322/18 of 26 September 2018.

Recommendation

That the report be received for information.

Cr Tim Overall, Mayor		
No	Meeting/Function/Event Attended	Summary of Key Points
1	Lake George Bushfire Management Committee, 23 February 2021	<ul style="list-style-type: none"> • Operations: 2019/20 saw what was reportedly the biggest S44 recorded for the District, with North Black Range fire starting on the 26 November 2019 and the S44 remaining in place until mid-February following good rainfall. The three major fires across the district North Black Range, Charleys Forest & Jinden consumed 122,729ha of bush and grass (20% of the LGA). 57 homes were destroyed, over 150 outbuildings, substantial stock losses and over 3,000km of fencing. While the losses were substantial, 610 properties were saved and no major injuries or lives lost in the District. <p>The 2020/21 Bush Fire season has seen a vastly different level of activity. The focus has been on the continued recovery effort and attending minor incidents due to significant rainfall during the off-season. Curing rates across the district have continued to vary, and brigade focus has shifted to training.</p> <ul style="list-style-type: none"> • Roll out of new Neighbourhood Safer Places: Captains Flat Brigade Station, Nerriga Community Hall and Araluen Fire Station. • Interagency subcommittee established re locks and access to Crown Land. • Updated Fire Access and Fire Trail (FAFT) Plan approved.

13.1 Delegates Report (Ref: ; Author: Ferguson/Ison) (Continued)

		<ul style="list-style-type: none"> • New/revised s.52 Plans to be prepared by October 2021, following the 2019/20 Bushfire Inquiries and government adoption of recommendations: <ul style="list-style-type: none"> - Five Year Bush Fire Risk Management Plan - Plan of Operations
2	Country Mayors Association (CMA), 5 March 2021	<ul style="list-style-type: none"> • Priority Issues - Country Mayors Association The Chairman outlined the priority issues following a survey and review by the Executive Committee, 4 March 2021. The areas to receive immediate attention by Country Mayors: Water Security, Access to Health Services, Financial Assistance Grants. Country Mayors will endeavor to invite guest speakers relating to those areas to future meetings. • Financial Assistance Grants RESOLVED that the Country Mayors: <ol style="list-style-type: none"> 1. Call on the Federal Minister for Regional Health, Regional Communications and Local Government the Hon Mark Coulton MP, to repeal Part 1 Sec 6 2b of the <i>Local Government Financial Assistance Act 1995</i> to avoid the mandatory minimum per capita grant amount, as per the resolution passed at the ALGA National General Assembly in 2019. 2. Call on LGNSW and ALGA to review their policy positions on the Federal Governments Financial Assistance Grants to reflect the resolution passed at the ALGA 2019 National General Assembly and remove the pre-requisite of additional FAGs funding for any changes in the formula at present. 3. Call on the NSW Local Government Grants Commission to do everything within its power to ensure that no Council receives less than their 2020 FAGs allocation in the future, and that there be transitional arrangements put in place to ensure that the FAGs are distributed in accordance with the principles of horizontal fiscal equalisation as outlined in the <i>Local Government Financial Assistance Act</i>, should the Australian Government make the proposed changes to remove the minimum per capita grant amount. • Solar Farms Solar Farms and their effect on agricultural land was discussed • Relocating COVID Isolation to Rural Areas

13.1 Delegates Report (Ref: ; Author: Ferguson/Ison) (Continued)

		<p>RESOLVED that Country Mayors oppose the establishment of COVID quarantine accommodation in rural areas.</p> <ul style="list-style-type: none"> • Increases in RFS Contributions and Emergency Services Levy RESOLVED that Country Mayors calls on the State Government to work with Country Mayors and LGNSW to develop and implement an Emergency Services Levy. • Hon Brad Hazzard MP, Minister for Health and Medical Research Discussed past severs restrictions, the State trying to strike a balance between Regions and the City during the 100 year event, shutdowns or limitation of movement in areas were required and overall the NSW community has respected the concerns and interests. Dealing with the other States in border areas has been difficult. The number of General Practitioners has dropped by 15% in regional areas as doctors prefer not to work 24/7 and want a balance in life and ability talk medically with colleagues. The State has introduced generalist programs for generalist rural doctors and the additional money allocated to regional hospitals has attracted specialists. An additional \$221million has been allocated for ambulance stations and facilities. • Mr David Salisbury, Executive Manager Engineering and Mr Geoff Burgess, Head of Strategic Council Partnerships, Essential Energy Essential Energy covers 86 LGAs and is regulated by the Australian Regulator which sets distribution charges. A major challenge is a contestable service. If Essential Energy is unable to provide a service another provider is appointed. Essential Energy is working strategically with Councils regarding energy needs and subdivisions. Renewal Energy Zones have been established to plan for when coal mines close and other energy sources need to be found. During the bushfires Essential Energy lost 3,200 poles and is transitioning from timber poles to composite poles.
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Attachments

Nil

14.1 Responses to Councillors' Questions (Author: Ferguson/Ison)

File reference: 24 March 2021 reports

Report

This report provides responses to Councillors' written Questions on Notice as per the Code of Meeting Practice 2019. Some questions that were not closed prior to the new Code have been retained in the table.

The questions are deleted from the rolling table once they have been answered in full and reported to Council.

Any responses that contain personal or other identifying information of any kind will be circulated separately in the confidential attachments.

Recommendation

That the report be received for information.

Attachments

Attachment 1 Responses to Councillors Questions (*Under Separate Cover*)



Attachment 2 Responses to Councillors Questions with confidential details (*Under Separate Cover*) - **CONFIDENTIAL**

15 NOTICE OF INTENTION TO DEAL WITH MATTERS IN CLOSED SESSION

It is necessary for the Council to adopt a resolution to formalise its intention to deal with certain matters in Confidential Session. The reports are incorporated in the “confidential” business paper which has been circulated to Councillors.

The *Local Government Act, 1993* requires the General Manager to identify those matters listed on the business paper which may be categorised as confidential in terms of Section 10A of the *Local Government Act, 1993*.