



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Queanbeyan Council Chambers on Wednesday, 27 January 2021 commencing at 5.30pm.

## ATTENDANCE

**Councillors:** Cr Overall (Chair) – in person  
Cr Biscotti – via Zoom  
Cr Harrison – in person  
Cr Hicks – in person  
Cr Marshall (from 5.32pm) – via Zoom  
Cr Schweikert – in person  
Cr Taylor – in person  
Cr Winchester – via Zoom

**Staff:** P Tegart, CEO – in person  
M Thompson, Portfolio General Manager Natural & Built Character – in person  
J Richards, Portfolio General Manager Community Choice – in person  
A Knight, Portfolio General Manager Organisational Capability – in person  
N Cooke, A/Portfolio General Manager Community Connections – in person

**Also Present:** L Ison, Minute Secretary – in person

### 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**

001/21

**RESOLVED (Biscotti/Winchester)**

That apologies for non-attendance from Crs Brown and Noveska be received and that leave of absence be granted.

For: Crs Biscotti, Harrison, Overall and Winchester

Against: Crs Hicks, Schweikert and Taylor

Cr Marshall joined the meeting at 5.31pm.

**4. CONFIRMATION OF MINUTES**

**4.1 Minutes of the Ordinary Meeting of Council held on 16 December 2020**

002/21

**RESOLVED (Biscotti/Hicks)**

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 16 December 2020 be confirmed.

The resolution was carried unanimously.

**5. DISCLOSURES OF INTERESTS**

003/21

**RESOLVED (Taylor/Winchester)**

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**

004/21

**RESOLVED (Taylor/Biscotti)**

That the meeting be adjourned to conduct the Public Forum.

The resolution was carried unanimously.

**ADJOURNMENT:**

The meeting adjourned for the Public Forum at 5.33pm and resumed at 5.40pm.

**7. MAYORAL MINUTE**

There was no Mayoral Minute.

**8. NOTICES OF MOTIONS OF RESCISSION**

There were no Notices of Motions of Rescission.

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

**9.1 DA.2020.1307 - Bungendore Sports Hub - Lots 1, 2 & 3 DP 1262898 - Bungendore Road, Bungendore**

**MOVED (Biscotti/Winchester)**

That:

1. Development application DA.2020.1307 for construction of a recreation area incorporating earthworks, sporting fields/courts, amenities buildings, maintenance shed, roads, carparks, pathways and fencing (Bungendore Sports Hub) on Lot 1 DP 1262898, Lot 2 DP 1262898 & Lot 3 DP 1262898 (formerly Lot 2 DP 1137743), 9 Bungendore Road, Bungendore be granted conditional approval.
2. In granting the approval Council note the following reasons in support of its decision:
  - a. The proposal is consistent with the objectives of the Palerang Local Environmental Plan 2014- RU1- Primary Production Zone.
  - b. The proposed recreation area is consistent with the controls of the Palerang Development Control Plan 2015.
  - c. The proposed recreation area with the imposed conditions of consent will have no foreseen adverse impacts on surrounding lots and reduce surrounding impacts on the users of the facility.
  - d. The proposal services the critical demand for sporting facilities infrastructure in Bungendore.
3. Section 64 water and sewer contributions not be applied to this development as Clause 2.1 of the Palerang Community Development Servicing Plans (DSP) for both sewerage and water supply indicate that the land on which the development is proposed is not covered by the DSP.
4. Council receive a report on noise generation during operation of the Sports Hub and options for suppression.

During discussion Cr Marshall foreshadowed a CONTRARY motion: ["That Council defer consideration of DA.2020.1307 – Bungendore Sports Hub, pending a Councillor workshop on the development application."]

During discussion Cr Marshall raised a point of order stating the Applicant doesn't get to add to an application during deliberation of this application and the assessment should have been done by an independent. The Mayor ruled against the point of order.

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

005/21

**RESOLVED (Biscotti/Winchester)**

That:

1. Development application DA.2020.1307 for construction of a recreation area incorporating earthworks, sporting fields/courts, amenities buildings, maintenance shed, roads, carparks, pathways and fencing (Bungendore Sports Hub) on Lot 1 DP 1262898, Lot 2 DP 1262898 & Lot 3 DP 1262898 (formerly Lot 2 DP 1137743), 9 Bungendore Road, Bungendore be granted conditional approval.
2. In granting the approval Council note the following reasons in support of its decision:
  - a. The proposal is consistent with the objectives of the Palerang Local Environmental Plan 2014- RU1- Primary Production Zone.
  - b. The proposed recreation area is consistent with the controls of the Palerang Development Control Plan 2015.
  - c. The proposed recreation area with the imposed conditions of consent will have no foreseen adverse impacts on surrounding lots and reduce surrounding impacts on the users of the facility.
  - d. The proposal services the critical demand for sporting facilities infrastructure in Bungendore.
3. Section 64 water and sewer contributions not be applied to this development as Clause 2.1 of the Palerang Community Development Servicing Plans (DSP) for both sewerage and water supply indicate that the land on which the development is proposed is not covered by the DSP.
4. Council receive a report on noise generation during operation of the Sports Hub and options for suppression.

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

Against: Crs Harrison and Marshall

**9.2 Pooling of Developer Contributions**

006/21

**RESOLVED (Harrison/Hicks)**

That Council:

1. Endorse the Criteria/Principles for Pooling and/or Use of Developer Contributions as identified in this report.
2. Endorse the two-stage approach to the pooling of contributions and to reviewing existing contribution plans and associated actions as outlined in the report.
3. Endorse the use of development contributions to fund the projects as identified in Attachment 2.

4. Continue to review the former councils' development contribution plans.

The resolution was carried unanimously.

**9.3 Review of Expressions of Interest for Community Member on Queanbeyan-Palerang Heritage Advisory Committee**

007/21

**RESOLVED (Schweikert/Hicks)**

That Council endorse the selection of Ms Hollie Gill for the vacant Community Representative role on the Queanbeyan-Palerang Regional Council (QPRC) Heritage Advisory Committee.

The resolution was carried unanimously.

**9.4 Additional Alcohol Free Zone - Uriarra Road to Henderson Road, Queanbeyan**

008/21

**RESOLVED (Taylor/Biscotti)**

That:

1. In accordance with Section 644B of the *Local Government Act 1993*, an alcohol-free zone (AFZ) be established in Crawford Street from Uriarra Road to Henderson Road.
2. The operation of the approved AFZ to commence on 28 January 2021 for a period expiring on 30 November 2024.
3. The AFZ be signposted and notified in accordance with the requirements of Section 644C - (3)(4) of the *Local Government Act 1993* and the Ministerial Guidelines.

The resolution was carried unanimously.

**9.5 Sport Field User Charges COVID-19 Review**

009/21

**RESOLVED (Biscotti/Hicks)**

That Council:

1. Extend the waiving of sports field hire, outdoor court hire and flood light fees for QPRC-based clubs and associations from 1 January to 30 June 2021.
2. Note the adjustment in anticipated revenues in the quarterly financial review.

The resolution was carried unanimously.

**9.6 Bungendore Roundabout - Garden Bed in Central Island**

**MOVED (Overall/Biscotti)**

That:

1. Council include a small cluster of low shrubbery of appropriate species in the centre of the roundabout.
2. The central island be patterned stamped coloured concrete.

During discussion, Cr Schweikert foreshadowed a CONTRARY motion: ["That:

1. Council note with disappointment the report on the proposed Bungendore roundabout.
2. Council defer this matter to a workshop, to be held as soon as possible, to finalise the roundabout design.
3. The Mayor contact the Local State MP for his input on this issue prior to the workshop."]

The motion (of Crs Overall and Biscotti) was PUT, and with the vote being four-all, the Mayor declared the motion LOST.

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

The foreshadowed motion (of Cr Schweikert) was seconded by Cr Harrison, PUT and CARRIED.

010/21

**RESOLVED (Schweikert/Harrison)**

That:

1. Council note with disappointment the report on the proposed Bungendore roundabout.
2. Council defer this matter to a workshop, to be held as soon as possible, to finalise the roundabout design.
3. The Mayor contact the Local State MP for his input on this issue prior to the workshop.

The resolution was carried unanimously.

**9.7 Queanbeyan Sewage Treatment Plant Upgrade Equipment Packages Contract No. 54, 55, 56, 57, 61 and 62**

011/21

**RESOLVED (Harrison/Schweikert)**

That Council approve the inclusion of the following budget updates in the 2020/21 Operational Plan:

1. A total budget of \$1,089,317 (inc GST) for Contract No. 2020-54 for Supply & Delivery of Screening & Screening Washing Equipment for Queanbeyan STP Upgrade
2. A total budget of \$560,216 (inc GST) for Contract No. 2020-55 for Supply & Delivery of Grit Removal Equipment for Queanbeyan STP Upgrade.
3. A total budget of \$3,776,918 (inc GST) for Contract No. 2020-56 for Supply & Delivery of Bioreactor & Digester Aeration, Mixer Systems and Air Scour Blowers for Queanbeyan STP Upgrade.
4. A total budget of \$1,325,830 (inc GST) for Contract No. 2020-57 for Supply & Delivery of UV Disinfection Equipment for Queanbeyan STP Upgrade.
5. A total budget of \$1,563,655 (inc GST) for Contract No.2020-61 for Supply & Delivery of WAS Thickener Equipment for Queanbeyan STP Upgrade.

6. A total budget of \$1,604,120 (inc GST) for Contract No. 2020-62 for Supply & Delivery of Clarifier Equipment for Queanbeyan STP Upgrade.

The resolution was carried unanimously.

#### **9.8 Monaro Palerang Grant Program Update**

##### **MOVED (Harrison/Hicks)**

That Council confirm its original intent to seal the entire length of Nerriga Road under the Monaro Palerang program and convey its intent to Transport NSW.

##### **AMENDMENT (Overall/Schweikert)**

That Council:

1. Confirm its original intent to seal the entire length of Nerriga Road under the Monaro Palerang program and convey its intent to Transport NSW.
2. Allocate any unspent funds within the Monaro Palerang Program towards the completion of Section 3 (Ningee Nimble) on the Nerriga Road.

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

012/21

##### **RESOLVED (Overall/Schweikert)**

That Council:

1. Confirm its original intent to seal the entire length of Nerriga Road under the Monaro Palerang program and convey its intent to Transport NSW.
2. Allocate any unspent funds within the Monaro Palerang Program towards the completion of Section 3 (Ningee Nimble) on the Nerriga Road.

The resolution was carried unanimously.

#### **9.9 Public Attendance at Council Meetings**

013/21

##### **RESOLVED (Hicks/Biscotti)**

That Council:

1. Allow members of the public to attend Planning and Strategy Committee Meetings and Ordinary Council Meetings when appropriate technology is installed.
2. Continue to allow Councillors, staff and members of the public to participate in meetings remotely.
3. Hold Planning and Strategy Committee meetings and Ordinary Meetings in the Queanbeyan Chambers until the requirement to allow virtual attendance is not required.
4. Resume in-person community meetings at Braidwood, Bungendore and Queanbeyan in April/May, ensuring that

relevant Public Health Orders are observed.

5. Note that changes to NSW COVID restrictions may impact personal attendance.

The resolution was carried unanimously.

**9.10 Sudden Cardiac Arrest - Community Resilience Project**

014/21

**RESOLVED (Overall/Hicks)**

That Council:

1. Endorse the Heart of the Nation's proposal for the community resilience project and allocation of \$10k from the Bushfire recovery budget.
2. Agree that the project sites be established at Council or committee managed venues in the eastern part of the LGA in consultation with the Community Renewal Group.
3. Support an annual ongoing education program for community groups.

The resolution was carried unanimously.

**9.11 Investment Report - December 2020**

015/21

**RESOLVED (Schweikert/Hicks)**

That Council:

1. Note the investment return for December 2020 was \$269,801.
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 December 2020.

The resolution was carried unanimously.

**9.12 IPART - Review of Local Government Rating**

**MOVED (Hicks/Biscotti)**

That Council endorse the attached submission on Local Government Rating.



**AMENDMENT (Harrison/Marshall)**

That Council endorse the attached submission on Local Government Rating with the following amendments:

- Not support Item 36: Reducing the period of time before a property can be sold to recover rates from five years to three years.
- Strengthening the statement regarding pensioner rebates, seeking a substantial increase to the rebate and indexation.

The amendment (of Crs Harrison and Marshall) was PUT and CARRIED, and became the motion.

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

Against: Cr Hicks

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

016/21

**RESOLVED (Harrison/Marshall)**

That Council endorse the attached submission on Local Government Rating with the following amendments:

- Not support Item 36: Reducing the period of time before a property can be sold to recover rates from five years to three years.
- Strengthening the statement regarding pensioner rebates, seeking a substantial increase to the rebate and indexation.

The resolution was carried unanimously.

017/21

**Procedural Motion**

**RESOLVED (Hicks/Schweikert)**

That Items 10.1 to 10.3 be dealt with as a bloc.

The resolution was carried unanimously.

018/21

**RESOLVED (Hicks/Schweikert)**

That Items 10.1 to 10.3 be resolved as recommended.

The resolution was carried unanimously.

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

**10.1 Final Infrastructure Contributions Review Report - Productivity Commission of NSW**

019/21

**RESOLVED (Hicks/Schweikert)**

That the report be received for information.

The resolution was carried unanimously.

020/21                    **10.2    Ellerton Drive Extension Finalisation Report**  
**RESOLVED (Hicks/Schweikert)**

That the report be received for information.

The resolution was carried unanimously.

021/21                    **10.3    Integrated Planning Calendar 2021-22**  
**RESOLVED (Hicks/Schweikert)**

That the report be received for information.

The resolution was carried unanimously.

022/21                    **10.4    Resolution Action Sheet**  
**RESOLVED (Taylor/Schweikert)**

That the report be received for information.

The resolution was carried unanimously.

**11.    REPORTS OF COMMITTEES**

023/21                    **11.1    Local Traffic Committee - 1 December 2020**  
**RESOLVED (Schweikert/Hicks)**

That Council:

1. Note the minutes of Local Traffic Committee Meeting on 1 December 2020.
2. Adopt recommendation LTC 45/2020 from the meeting held on 1 December 2020:  
LTC 45/2020 PROPOSED SOLUTION: Under Road Transport Act 2013 approve the revision to the no-stopping signage and children crossing ahead on Anne St, Queanbeyan as per the design.

The resolution was carried unanimously.

024/21                    **11.2    Access Committee - 9 December 2020**  
**RESOLVED (Winchester/Schweikert)**

That Council:

1. Note the minutes of Access Committee held on 9 December 2020 (Attachment 1).
2. Adopt recommendations 04/20 to 05/20 from the meeting held on 9 December 2020:  
DAC: 04/20 Accept the revised Terms of Reference (Attachment 2).  
DAC: 05/20 Accept six new committee members as detailed in the meeting minutes (Attachment 3).

The resolution was carried unanimously.

- 025/21                    **11.3 Greenways Management s.355 Committee Minutes**  
**RESOLVED (Harrison/Schweikert)**  
That Council note the minutes of Greenways Management s.355 Committee meeting held on 8 December 2020.

The resolution was carried unanimously.

- 026/21                    **11.4 Bungendore Town Centre and Environs Advisory Committee**  
**RESOLVED (Schweikert/Hicks)**  
That Council note the minutes of Bungendore Town Centre and Environs Advisory Committee meeting held on 14 September 2020.

The resolution was carried unanimously.

## **12. NOTICES OF MOTIONS**

There were no Notices of Motions.

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

- 027/21                    **13.1 Delegates Report**  
**RESOLVED (Harrison/Biscotti)**  
That the report be received for information.

The resolution was carried unanimously.

## **14. QUESTIONS WITH NOTICE**

- 028/21                    **14.1 Responses to Councillors' Questions**  
**RESOLVED (Marshall/Taylor)**  
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.

## **16. REPORTS FOR CLOSED SESSION**

- 029/21                    **Procedural Motion**  
**RESOLVED (Marshall/Hicks)**  
That Item 16.1 be dealt with in Open Session.

The resolution was carried unanimously.

**16.1 Captains Flat Road Economic Stimulus Funding Update**

030/21

**RESOLVED (Marshall/Hicks)**

That the report be received for information.

The resolution was carried unanimously.

031/21

**RESOLVED (Overall/Hicks)**

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 16.2 PCYC Memorandum of Understanding**

*Item 16.2 is confidential in accordance with s10(A) (c) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

**Item 16.3 Writing Off Water Usage - Undetected Leak - Queanbeyan**

*Item 16.3 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 16.4 Write Off Water Usage - Undetected Leak - The Ridgeway**

*Item 16.4 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.*

The resolution was carried unanimously.

The meeting then moved into Closed Session at 7.31pm to discuss the matters listed above.

Cr Overall declared a less than significant non-pecuniary interest in the following item stating his wife is the Chair of St Edmunds College Board and the college is listed as a client / school user of the QISC. He proposed to disclose and vote.

**16.2 PCYC Memorandum of Understanding**

032/21

**RESOLVED (Hicks/Biscotti)**

That Council:

1. Approve the Memorandum of Understanding between PCYC and QPRC to permit the development and operation of a PCYC in the Queanbeyan Indoor Sports Centre.
2. Endorse the progression to a formal Development Agreement and Lease.
3. Consider nominees for a PCG and advisory committee with a further report.

The resolution was carried unanimously.

**Procedural Motion**

033/21

**RESOLVED (Schweikert/Marshall)**

That Items 16.3 and 16.4 be dealt with as a bloc.

The resolution was carried unanimously.

034/21

**RESOLVED (Schweikert/Marshall)**

That Items 16.3 and 16.4 be resolved as recommended.

The resolution was carried unanimously.

**16.3 Writing Off Water Usage - Undetected Leak - Queanbeyan**

035/21

**RESOLVED (Schweikert/Marshall)**

That Council write off a total of \$1,314.50 in water usage charges for the property listed in this report.

The resolution was carried unanimously.

**16.4 Write Off Water Usage - Undetected Leak - The Ridgeway**

036/21

**RESOLVED (Schweikert/Marshall)**

That Council write off a total of \$1,231.03 in water usage charges for the property listed in this report.

The resolution was carried unanimously.

037/21

**RESOLVED (Overall/Taylor)**

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 7.39pm.

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 7.40pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL  
MAYOR  
CHAIRPERSON**