



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.

044/21

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

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 DP1262899 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

- 055/21 **10.1 Monaro Street Upgrade**
RESOLVED (Harrison/Taylor)
That the report be received for information.
The resolution was carried unanimously.
- 056/21 **10.2 Country Passenger Transport Infrastructure Grant Scheme (CPTIGS) 2019/21**
RESOLVED (Schweikert/Taylor)
That the report be received for information.
The resolution was carried unanimously.
- 057/21 **10.3 Bushfire Recovery Report**
RESOLVED (Schweikert/Hicks)
That the report be received for information.
The resolution was carried unanimously.
- 058/21 **10.4 Delivery Program Update - July-December 2020**
RESOLVED (Hicks/Taylor)
That the report be received for information.
The resolution was carried unanimously.

11. REPORTS OF COMMITTEES

- 059/21 **11.1 Local Traffic Committee - 2nd February 2021**
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**