



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held via Zoom at the Council Chambers, 253 Crawford St, Queanbeyan on Wednesday, 12 July 2023 commencing at 5.30pm.

## **ATTENDANCE**

**Councillors:** Cr Winchester (Chairperson)  
Cr Biscotti – via Zoom  
Cr Burton  
Cr Grundy  
Cr Livermore  
Cr Macdonald  
Cr Preston  
Cr Taskovski  
Cr Webster  
Cr Willis  
Cr Wilson

**Staff:** R Ryan, General Manager  
P Hansen, Director Infrastructure Services  
J Richards, Director Community, Arts and Recreation  
R Tozer, A/Director Corporate Services  
R Ormella, Director Development and Environment

**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**

There were no apologies.

**4. CONFIRMATION OF MINUTES****4.1 Minutes of the Ordinary Meeting of Council held on 28 June 2023**

263/23

**RESOLVED (Winchester/Wilson)**

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 28 June 2023 be confirmed subject to the following amendment:

- Cr Wilson be removed from list of attendees.

The motion was CARRIED unanimously.

**5. DISCLOSURES OF INTERESTS**

264/23

**RESOLVED (Winchester/Willis)**

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 motion was CARRIED unanimously.

Cr Preston declared a less than significant non-pecuniary interest in Item 11.1: QPRC Heritage Advisory Committee minutes, stating he is the Council delegate on the Southern Joint Regional Planning Panel to which HAC16/23 refers. He proposed to leave the Chambers when the matter is considered.

Cr Wilson declared a less than significant non-pecuniary interest in Item 11.1: QPRC Heritage Advisory Committee minutes, stating he is an alternate Council delegate on the Southern Joint Regional Planning Panel. He proposed to leave the Chambers when the matter is considered.

**6. ADJOURNMENT FOR PUBLIC FORUM**

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

265/23

**RESOLVED (Winchester/Preston)**

That the meeting be adjourned to conduct the Public Forum.

The motion was CARRIED unanimously.

**ADJOURNMENT:**

The meeting adjourned for the Public Forum at 5.35pm 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 Post Exhibition Report - Draft QPRC Sports Facilities Strategic Plan****MOVED (Biscotti/Wilson)**

That Council adopt the QPRC Sports Facilities Strategic Plan as presented, with amendments included following public exhibition comments.

**AMENDMENT (Willis/Burton)**

That Council:

1. Adopt the QPRC Sports Facilities Strategic Plan with amendments incorporating public exhibition comments and the following points:
  - a. Council will use opportunities for new and upgraded sports facilities to reduce greenhouse gas emissions in line with the Council and Community climate action plans and Council's commitment to net zero emissions.
  - b. That where funding permits, Council will preference improvements over maintenance when this provides a better return on investment over the medium to long term.
  - c. Council will identify all existing sports fields that are candidates for de-commissioning and the rationale for de-commissioning them and publish these to ensure transparency.
  - d. There will be no net loss of open space in suburbs where sports fields are de-commissioned.
  - e. Council commits to maintaining and developing areas for unstructured sport and recreation activities within easy access for all residents.
2. Place a moratorium on the installation of artificial turf pending development of guidelines for local government following the final report of the NSW Chief Scientist and Engineer into the use of synthetic turf in public places.
3. Receive a further report on how the QPRC Sports Strategic Plan can better align with the QPRC Aquatics Strategy, currently in draft.

The amendment (of Crs Willis and Burton) was PUT and LOST.

For: Crs Burton and Willis

Against: Crs Biscotti, Grundy, Livermore, Grundy, Macdonald, Preston, Taskovski, Webster and Winchester

**AMENDMENT (Willis/Preston)**

That Council:

1. Adopt the QPRC Sports Facilities Strategic Plan with amendments incorporating public exhibition comments and the following points:
  - a. Council will use opportunities for new and upgraded sports facilities to reduce greenhouse gas emissions in line with the Council and Community climate action plans and Council's commitment to net zero emissions.
  - b. That where funding permits, Council will preference improvements over maintenance when this provides a better return on investment over the medium to long term.
  - c. Council will identify all existing sports fields that are candidates for de-commissioning and the rationale for de-commissioning them and publish these to ensure transparency.
  - d. There will be no net loss of open space in suburbs where sports fields are de-commissioned.
  - e. Council commits to maintaining and developing areas for unstructured sport and recreation activities within easy access for all residents.
2. Receive a further report on how the QPRC Sports Strategic Plan can better align with the QPRC Aquatics Strategy, currently in draft.

The amendment (of Crs Willis and Preston) was PUT and CARRIED.

For: Crs Livermore, Preston, Taskovski, Webster, Willis, Wilson and Winchester  
Against: Crs Biscotti, Burton, Grundy and Macdonald

The amendment became the motion.

266/23

**RESOLVED (Willis/Preston)**

That Council:

1. Adopt the QPRC Sports Facilities Strategic Plan with amendments incorporating public exhibition comments and the following points:
  - a. Council will use opportunities for new and upgraded sports facilities to reduce greenhouse gas emissions in line with the Council and Community climate action plans and Council's commitment to net zero emissions.
  - b. That where funding permits, Council will preference improvements over maintenance when this provides a better return on investment over the medium to long term.
  - c. Council will identify all existing sports fields that are candidates for de-commissioning and the rationale for de-

commissioning them and publish these to ensure transparency.

- d. There will be no net loss of open space in suburbs where sports fields are de-commissioned.
  - e. Council commits to maintaining and developing areas for unstructured sport and recreation activities within easy access for all residents.
2. Receive a further report on how the QPRC Sports Strategic Plan can better align with the QPRC Aquatics Strategy, currently in draft.

The motion was CARRIED.

For: Crs Livermore, Macdonald, Preston, Taskovski,  
Webster, Willis, Wilson and Winchester  
Against: Crs Biscotti, Burton and Grundy

## 9.2 Acknowledgement of Country Artwork

267/23

### **RESOLVED (Preston/Macdonald)**

That Council endorse the engagement of artist Lynnice (Letty) Church and concept designs chosen for the QCCP artwork and Acknowledgement of Country Project.

The motion was CARRIED.

For: Crs Biscotti, Burton, Livermore, Macdonald, Preston,  
Taskovski, Webster, Willis, Wilson and Winchester  
Against: Cr Grundy

## 9.3 Oktoberfest 2023

268/23

### **RESOLVED (Wilson/Taskovski)**

That Council note the cancellation of Harmonie German Club's Oktoberfest Event for 2023 and reallocate funds to support the following:

1. \$15,000 to the Diwali Lantern Festival.
2. \$10,000 to the Music by the River event.
3. \$25,000 for support of new events in Braidwood, Bungendore and rural villages with Council's endorsement.

The motion was CARRIED unanimously.

**9.4 Endorsement of Code of Conduct Review Panel**

269/23

**RESOLVED (Wilson/Preston)**

That Council proceeds to appoint the following firms to its Conduct Review Panel until 30 June 2026.

1. Australian Workplace Training and Investigation
2. BAL Lawyers
3. BDO Services Pty Ltd
4. Centium Pty Ltd
5. Local Government Legal
6. Maddocks
7. McCullough Robertson Lawyers
8. Mediate Today Pty Ltd
9. Nemesis Consultancy Group
10. O'Connor Marsden and Associates Pty Ltd
11. Pendlebury Workplace Solutions
12. RSM
13. Sinc Solutions Pty Ltd
14. Train Reaction Pty Ltd
15. Weir Consulting (National)
16. Winton Consulting Pty Ltd
17. WISE Workplace
18. Workdynamic Australia
19. Brian F. Davis & Associates

The motion was CARRIED unanimously.

**9.5 LGNSW Annual Conference 2023**

270/23

**RESOLVED (Winchester/Willis)**

That Council:

1. Nominate the Mayor and three Councillors to register as voting delegates to attend the LGNSW Annual Conference 2023.
2. Register the Councillors as delegates to attend the LGNSW Annual Conference 2023.

The motion was CARRIED unanimously.

Crs Burton and Biscotti nominated Cr Macdonald to be a voting delegate. Cr Macdonald accepted the nomination.

Crs Wilson and Webster nominated Crs Willis, Livermore and Wilson to be voting delegates. Crs Willis, Livermore and Wilson accepted the nomination.

Crs Webster and Winchester nominated Cr Taskovski to be a voting delegate. Cr Taskovski accepted the nomination, and offered to attend as a non-voting delegate.

A vote was held via ballot and the following Councillors were elected as voting delegates to attend the LGNSW Annual Conference 2023:

- Cr Livermore
- Cr Willis
- Cr Wilson

Cr Taskovski was nominated as a non-voting delegate to attend the LGNSW Annual Conference 2023.

**9.6 Post-Exhibition Report - Fireworks (Pyrotechnics) Display Policy**

271/23

**RESOLVED (Willis/Webster)**

That Council adopt the Pyrotechnics (Fireworks) Display Policy as attached to this Report with the following amendment:

*Replace item (n) of Appendix B as follows:*

n) The event organiser must take all reasonable attempts to make the wider community (outside of the letter box drop notification area) aware of the upcoming display. This information must include the date, time and location of the display, as well as the contact name, phone number and email address of the event organiser.

The motion was CARRIED unanimously.

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

**10.1 Overview and Update - Transfer of Responsibilities under the Crown Land Management Act to Crown Land Managed by Council**

272/23

**RESOLVED (Willis/Grundy)**

That the report be received for information.

The motion was CARRIED unanimously.

**10.2 Bungendore Rezoning Proposals - Status of Fees**

273/23

**RESOLVED (Wilson/Preston)**

That the report be received for information.

The motion was CARRIED unanimously.

**10.3 Dunns Creek Road Update**

274/23

**RESOLVED (Wilson/Preston)**

That the report be received for information.

The motion was CARRIED unanimously.

**10.4 Councillor Workshops**

275/23

**RESOLVED (Grundy/Burton)**

That the report be received for information.

The motion was CARRIED unanimously.

Southern Tablelands Arts' Executive Director, Rose Marin, accompanied by their Secretary and Public Officer, Louise Wakefield, gave a presentation providing an overview of STA's activities in QPRC over the past 12 months.

**10.5 Southern Tablelands Arts**

276/23

**RESOLVED (Preston/Willis)**

That the report be received for information.

The motion was CARRIED unanimously.

**11. REPORTS OF COMMITTEES**

Having declared an interest in the following item, Crs Preston and Wilson left the Chambers at 7.02pm.

**11.1 QPRC Heritage Advisory Committee Minutes - June 2023**

277/23

**RESOLVED (Willis/Livermore)**

That Council:

1. Note the minutes of QPRC Heritage Advisory Committee held on 08 June 2023.
2. Adopt recommendation 15/23 and note recommendations 16/23 to 20/23 from the meeting held on 08 June 2023.

QPRC HAC 15/23 - Consideration of Petition and Correspondence on Clarke Gang Signage

The Committee makes the following unanimous recommendations:

- 1) The Committee notes that it is difficult to make a comment on historical record.
- 2) The Committee requests Council staff to contact the Araluen Progress Association to confirm new signage produced for the Araluen Trail that is related to bushranger activity and the Clarke Gang in particular, and to bring to their attention that there is a question about the content of the signs.
- 3) Council officers are requested to ensure that owners of the other signs in question are made aware of the question around the content of their signage and of the Heritage Advisory Committee's recommendations.
- 4) Council officers are requested to confirm any signs within Council's ownership or other government agencies regarding the Clarke Gang so that it can monitor and manage their replacement.



QPRC HAC 16/23 – Development Application DA.2022.0044 at 257 Crawford Street / 6 Rutledge Street, Queanbeyan, for demolition and construction of two 10 storey buildings

The Committee does not support the proposed development in its current form for the following reasons:

- 1) The Committee has concerns about the height and bulk of the development adjacent to small-scale heritage assets and the Heritage Conservation Area (HCA). The proposed development has the potential to tower over adjacent buildings, shadow Rutledge Street and create a wind tunnel effect.
- 2) The scale and bulk of the development is not consistent with the guidelines in the Strategic Masterplan, the relevant Development Control Plan or the aims of the current Local Environmental Plan.
- 3) The design will not sit appropriately in the street and location and responds poorly in relation to nearby heritage assets and the local area.
- 4) A redesign featuring smaller, more numerous buildings would be preferred.
- 5) The Committee confirmed its earlier view that the well should be retained in situ. It is the opinion of the Committee that the well will not survive relocation or being adjacent to development. The Committee noted that the well would likely have been a listed item had its existence been known prior to development of the site.
- 6) The Committee expressed concern about the dark colour palette.
- 7) The proposed development sets a highly inappropriate precedent for the Queanbeyan town centre and has failed to read the intrinsic values of the town.

QPRC HAC 17/23 - Development Application DA.2023.0009 at 10 Morton Street, Queanbeyan, for demolition and construction of a dwelling house

The Committee would welcome a lighter weight carport and lighter colour treatment for the proposed development.

QPRC HAC 18/23 - Development Application DA.2022.1679 at 7 Alice Street, Queanbeyan, for demolition and construction of a dwelling house

The Committee does not object to the proposed development.

QPRC HAC 19/23 – Development Application DA.2022.1669 at 39 Isabella Street Queanbeyan for signage

The Committee recommend fewer signs, of smaller dimensions with more appropriate colour and design, having regard for the Heritage Conservation Area (HCA), the streetscape, and the listed item. Signage should be restricted to the Crawford Street elevation and not be affixed to the frontage of the building.

QPRC HAC 20/23 - Laneways in Braidwood

The Committee unanimously support this view and request the Director of Development and Environment examine how future use by the general public can be secured.

The motion was CARRIED unanimously.

Crs Preston and Wilson returned to the Chambers at 7.14pm.

**11.2 Audit, Risk and Improvement Committee Minutes - 21 June 2023**

278/23

**RESOLVED (Biscotti/Taskovski)**

That Council note the minutes of the Audit, Risk and Improvement Committee held on 21 June 2023.

The motion was CARRIED unanimously.

**12. NOTICES OF MOTIONS**

**12.1 Design Review Panel**

279/23

**RESOLVED (Willis/Preston)**

That Council:

1. Consider appointing a Design Review Panel to provide advice on residential apartment developments as provided for under State Environmental Planning Policy 65 – Design Quality of Residential Apartment Development.
2. Receive a report on the cost of appointing and operating a Design Review Panel and options.

For: Crs Biscotti, Burton, Livermore, Macdonald, Preston, Webster, Willis, Wilson and Winchester

Against: Crs Grundy and Taskovski

**12.2 Hiroshima Day**

280/23

**RESOLVED (Willis/Biscotti)**

That Council:

1. Notes August 6 and 9 mark the 78th anniversary of the use of atomic bombs on Hiroshima and Nagasaki, Japan.
2. Agrees to commemorate Hiroshima Day with a public service at Queanbeyan Peace Park.

The motion was CARRIED unanimously.

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

There were no Delegates' reports.

**14. QUESTIONS WITH NOTICE**

There were no Questions with Notice.

**ADJOURNMENT:** The meeting adjourned at 7.31pm and resumed at 7.36pm.

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

At this stage of the proceedings Cr Winchester advised that there were items on the Agenda that should be dealt with in Closed Session.

Cr Winchester then asked if, in accordance with Clause 59.6 of the Council's Code of Meeting Practice, were there any presentations as to why the matters listed below should not be dealt with in Closed Session.

There were no presentations.

**16. REPORTS FOR CLOSED SESSION**

281/23

**RESOLVED (Winchester/Preston)**

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 Compulsory Acquisition of Land for Road Widening of Nerriga Road**

*Item 16.1 is confidential in accordance with s10(A) (e) of the Local Government Act 1993 because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

**Item 16.2 Land Acquisitions for Road Works Williamsdale Road**

*Item 16.2 is confidential in accordance with s10(A) (e) of the Local Government Act 1993 because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

**Item 16.3 Award of Tender - Halfway Creek Bridge**

*Item 16.3 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 16.4 Appointment Audit, Risk and Improvement Committee Chair**

*Item 16.4 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.*

**Item 16.5 Bungendore Highschool Compensation Claim Matter**

*Item 16.5 is confidential in accordance with s10(A) (e) of the Local Government Act 1993 because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

The motion was CARRIED unanimously.

The meeting then moved into Closed Session at 7.36pm to discuss the matters listed above.

**16.1 Compulsory Acquisition of Land for Road Widening of Nerriga Road**

282/23

**RESOLVED (Winchester/Webster)**

That Council authorise:

1. The acquisition of the land as outlined in the report for the purpose of road widening on the Nerriga Road.
2. The making of an application to the Minister for Local Government and the making an application to the Governor for the compulsory acquisition of part Lots 126, 127 and 146 of DP 755932.

The motion was CARRIED unanimously.

**16.2 Land Acquisitions for Road Works Williamsdale Road**

283/23

**RESOLVED (Preston/Taskovski)**

That Council:

1. Acquire by agreement the following part lots for the purpose of road and road widening of Williamsdale Road:
  - 4,815m<sup>2</sup> of Lots 91 and 131 DP 754889
  - 4,658m<sup>2</sup> of Lots 5, 7 and 8 DP 1227879
  - 28,259m<sup>2</sup> of Lots 141, 222 and 84 of DP 754889
2. Close the road reserve shown in yellow on the plan in this report and transfer the closed road to T & J Lonergan at no cost.

The motion was CARRIED unanimously.

**16.3 Award of Tender - Halfway Creek Bridge**

284/23

**RESOLVED (Winchester/Taskovski)**

That Council award the Tender for the construction of the Halfway Creek Bridge to HD Civil Pty Ltd for the amount of \$649,533.

The motion was CARRIED unanimously.

**16.4 Appointment Audit, Risk and Improvement Committee Chair**

285/23

**RESOLVED (Wilson/Biscotti)**

That Council:

1. Appoint Rhonda Wheatley to the position of Chair of the QPRC Audit, Risk and Improvement Committee for a period of four years, commencing this financial year.
2. Appoint Carolyn Rosetta-Walsh as Deputy Chair of the QPRC Audit Risk and Improvement Committee.
3. Agree to the recommended increase in remuneration of ARIC members as follows:
  - a. Chair - \$12,000 per annum
  - b. Deputy Chair - \$9,000 per annum
  - c. Independent Member - \$6,000 per annum
4. Provide for this increase of remuneration within the Risk service - Internal Audit function budget allocation.

The motion was CARRIED unanimously.

**16.5 Bungendore Highschool Compensation Claim Matter**

286/23

**RESOLVED (Webster/Grundy)**

That the report be received for information.

The motion was CARRIED unanimously.

287/23

**RESOLVED (Winchester/Burton)**

That the meeting now return to Open Session.

The motion was CARRIED unanimously.

The meeting returned to Open Session at 7.54pm.

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 7.56pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR KENRICK WINCHESTER  
MAYOR  
CHAIRPERSON**