



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held via Zoom and at the Council Chambers, 253 Crawford St, Queanbeyan on Wednesday, 11 October 2023 commencing at 5.30pm.

ATTENDANCE

Councillors: Cr Winchester (Chairperson)
Cr Biscotti
Cr Burton
Cr Livermore
Cr Macdonald
Cr Preston
Cr Taskovski
Cr Willis
Cr Wilson

Staff: R Ryan, General Manager
J Richards, Director Community, Arts and Recreation
K Monaghan, Director Corporate Services
R Ormella, Director Development and Environment
G Cunningham, A/Director Infrastructure Services

Also Present: W Blakey (Clerk of the Meeting)
C Flint (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

412/23

RESOLVED (Winchester/Macdonald)

It was noted that Cr Grundy requested a leave of absence for this meeting which was approved at the 13 September 2023 Ordinary meeting.

The resolution was carried unanimously.

4. CONFIRMATION OF MINUTES**4.1 Minutes of the Ordinary Meeting of Council held on 27 September 2023**

413/23

RESOLVED (Winchester/Taskovski)

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 27 September 2023 be confirmed.

The resolution was carried unanimously.

5. DISCLOSURES OF INTERESTS

414/23

RESOLVED (Winchester/Preston)

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.

Cr Willis declared a less than significant non-pecuniary interest in Item 16.1: Compulsory Acquisition of 16m² of 29 Ellendon Street Bungendore, stating the owner of the property is known to her as a former work colleague. Cr Willis proposed to leave the Chambers when the matter is considered.

6. ADJOURNMENT FOR PUBLIC FORUM

415/23

RESOLVED (Winchester/Taskovski)

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, as there were no speakers, Council returned to open session.

SUPPLEMENTARY REPORT**7. MAYORAL MINUTE****7.1 Councillor Resignation**

416/23

RESOLVED (From the Chair)

That Council:

1. Acknowledge and accept the resignation of Cr Webster as a Councillor of Queanbeyan-Palerang Regional Council.
2. Make application to the Minister for Local Government that the Councillor vacancy is not filled, as is within 18 months before the next ordinary election.

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 Development Application - DA.2021.1610 - 43A Henderson Road Queanbeyan - Construction of Shed for Community Purposes****MOVED (Wilson/Taskovski)**

That:

1. Council grant conditional consent for the construction of a shed for community purposes on Part Lot 2 DP 1002170, Lot 79 Sec B DP 910710, No 43A Henderson Road Queanbeyan.
2. The request to waive contributions levied under Section 64 of Local Government Act 1993 for DA.2021.1610 for the construction of a shed for community purposes be approved for the following reasons:
 - a. Canberra Monaro N Scale Group Inc is a not-for profit organisation which provides valuable social activities for its direct and indirect members,
 - b. The development is likely to contribute positively to the local community by way of providing a valuable community space within a predominantly residential area,
 - c. The development is likely to generate a valuable amount of social activity and will indirectly benefit the heritage values of the site and the nearby sheds.

Cr Willis forshadowed a CONTRARY motion:

That:

1. Council grant conditional consent for the construction of a shed for community purposes on Part Lot 2 DP 1002170, Lot 79 Sec B DP 910710, No 43A Henderson Road Queanbeyan.
2. The request to waive contributions levied under Section 64 of the Local Government Act 1993 for DA.2021.1610 for the construction of a shed for community purposes be declined.

The motion (of Crs Wilson and Taskovski) was PUT.

417/23

RESOLVED (Wilson/Taskovski)

That:

1. Council grant conditional consent for the construction of a shed for community purposes on Part Lot 2 DP 1002170, Lot 79 Sec B DP 910710, No 43A Henderson Road Queanbeyan.
2. The request to waive contributions levied under Section 64 of Local Government Act 1993 for DA.2021.1610 for the construction of a shed for community purposes be approved for the following reasons:
 - a. Canberra Monaro N Scale Group Inc is a not-for profit organisation which provides valuable social activities for its direct and indirect members,
 - b. The development is likely to contribute positively to the local community by way of providing a valuable community space within a predominantly residential area,
 - c. The development is likely to generate a valuable amount of social activity and will indirectly benefit the heritage values of the site and the nearby sheds.

The motion was carried.

For: Crs Livermore, Preston, Taskovski, Wilson and Winchester

Against: Crs Biscotti, Burton, Macdonald and Willis

9.2 2022-23 4th Quarter Budget Review and Budget Revotes

418/23

RESOLVED (Willis/Wilson)

That Council:

1. Receive and note the June 2023 Quarterly Budget Review Statement.
2. Carry forward the 2022-23 unspent budgets for capital works detailed in the June Quarterly Budget Review Statement into the 2023-24 Budget.
3. Note the Cash and Investments position and confirm the June 2023 Internal Reserves balances.

The resolution was carried unanimously.

- 419/23 **9.3 Councillor Representatives on Australia Day Committees**
RESOLVED (Winchester/Preston)
That Council appoint two Councillor representatives to the Australia Day Organising Committee and one Councillor representative to the Australia Day Awards Committee.

The resolution was carried unanimously.

Crs Grundy and Macdonald were appointed to the Australia Day Organising Committee.

Cr Macdonald was appointed to the Australia Day Awards Committee.
- 420/23 **9.4 Register of Declarations of Pecuniary Interests and Other Matters - Councillors and Designated Persons**
RESOLVED (Biscotti/Taskovski)
That in accordance with s440AAB of the Local Government Act 1993, the register of annual returns of disclosures of pecuniary interest and other matters by councillors and designated staff for the period ending 30 June 2023, be tabled.

The resolution was carried unanimously.
- 10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION**
- 421/23 **10.1 Land-Use Planning Projects / Activities - Status Report**
RESOLVED (Willis/Livermore)
That the report be received for information.

The resolution was carried unanimously.
- 422/23 **10.2 Draft Braidwood Community Plan**
RESOLVED (Willis/Livermore)
That the report be received for information.

The resolution was carried unanimously.
- 423/23 **10.3 Bungendore High School Update**
RESOLVED (Macdonald/Winchester)
That the report be received for information.

The resolution was carried unanimously.
- 424/23 **10.4 Councillor Workshops**
RESOLVED (Preston/Burton)
That the report be received for information.

The resolution was carried unanimously.

11. REPORTS OF COMMITTEES**11.1 Bungendore Town Centre and Environs
Advisory Committee Meeting Minutes - 17 July 2023**

425/23

RESOLVED (Willis/Livermore)

That Council note the minutes of Bungendore Town Centre and Environs Committee meeting held on 17 July 2023.

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

There were no Questions with Notice.

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

There were no presentations.

17. REPORTS FOR CLOSED SESSION

426/23

RESOLVED (Winchester/Macdonald)

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 16m² of 29 Ellendon Street Bungendore

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 Braidwood Heritage Centre - Tender Award

Item 16.2 is confidential in accordance with s10(A) (c) (di) 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 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 16.3 QCCP Lease Agreements

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 Tender Number 2021-22: Queanbeyan Pool - Upgrade to Change Rooms

Item 16.4 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.

The resolution was carried unanimously.

The meeting then moved into Closed Session at 6.02pm to discuss the matters listed above.

Having declared an interest in the following item, Cr Willis left the Chambers at 6.03pm.

16.1 Compulsory Acquisition of 16m² of 29 Ellendon Street Bungendore

427/23

RESOLVED (Preston/Wilson)

That Council authorise:

1. The acquisition of the land as outlined in the report for the purpose of providing pedestrian access to the soon to be built Council building in Bungendore.
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 Lot 2 DP 1286006 Bungendore, Parish of Wamboin, County of Murray.

The resolution was carried unanimously.

Cr Willis returned the Chambers at 6.04pm.

16.2 Braidwood Heritage Centre - Tender Award

428/23

RESOLVED (Willis/Biscotti)

That Contingent on the modified scope being accepted by the grant funding body that Council:

1. Accept the negotiated price from Greenwich Built Pty Ltd ABN 94621 674 815 of \$2,360,037 (ex GST) following Direct Negotiation for works with the available budget.
2. Commence a staged construction certificate to allow construction to commence.

The resolution was carried unanimously.

16.3 QCCP Lease Agreements

429/23

RESOLVED (Biscotti/Wilson)

That Council authorise the General Manager to execute the Agreement for Lease with Property NSW for Levels 4 and 5 including Annexure A.

The resolution was carried unanimously.

16.4 Tender Number 2021-22: Queanbeyan Pool - Upgrade to Change Rooms

430/23

RESOLVED (Wilson/Biscotti)

That Council award RFT 2021-22: Queanbeyan Pool – Upgrade to Change Rooms to Rice Constructions Group Pty Ltd for \$424,545.45.

The resolution was carried unanimously.

431/23

RESOLVED (Winchester/Macdonald)

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 6.28pm.

The doors of the Chambers were opened to allow the public to enter.

In accordance with Clause 253 of the Local Government (General) Regulations 2005, the Mayor then read out the decisions of Council made in Closed Session.

18. CONCLUSION OF THE MEETING

The time being 6.30pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR KENRICK WINCHESTER
MAYOR
CHAIRPERSON**