



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Council Chambers, 253 Crawford Street, Queanbeyan on Wednesday, 12 October 2016 commencing at 5.30pm.

## ATTENDANCE

**Administrator:** T. Overall (Chair)

**Staff:** P Tegart, General Manager; P Bascomb, Deputy General Manager; M Thompson, Director Development; J Wright, Director of Planning and Environment; G Cunningham, Director of Works and Utilities; D Tooth, Acting Director Assets and Projects; S Taylor, Executive Manager Systems and R Tozer, Manager Integrated Planning and Communications.

**Also Present:** W Blakey, Management Accountant (Clerk of the Meeting) and R Potter (Minute Secretary).

### 1. APOLOGIES

No apologies were received.

### 2. DISCLOSURES OF INTERESTS

224/16

#### **RESOLVED (Overall)**

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

No disclosures were presented.

### 3. CONFIRMATION OF MINUTES

#### **3.1 Minutes of the Ordinary Meeting of Council held on 28 September 2016**

225/16

#### **RESOLVED (Overall)**

The Administrator resolved that the Minutes of the Ordinary Meeting of Council held in the Bungendore Council Chambers on Wednesday 28 September 2016 be confirmed.

**4. PRESENTATIONS FROM THE GALLERY RELATING TO LISTED ITEMS ON THE AGENDA AND PETITIONS**

226/16

**RESOLVED (Overall)**

That all presenters be heard.

**Michael Dunn** - Item 8.1- DA 105-2015 - 102 Burra Rd, Subdivision

**Katrina Willis** - Item 8.1 - DA 105-2015 - 102 Burra Rd, Subdivision and Item 8.3 Submission IPART – LG Rating System

**Matthew Frawley** Item 8.1 - DA 105-2015 - 102 Burra Rd, Subdivision

**Margaret Dorsch** - Item 8.1 - DA 105-2015 - 102 Burra Rd, Subdivision

227/16

**RESOLVED (Overall)**

The Administrator resolved that the final speaker be granted an extension of time to complete her presentation.

**PETITIONS**

The Administrator received a Petition from Katrina Willis opposing the Ellerton Drive Extension and calling for a Sustainable Transport Strategy.

**5. MAYORAL MINUTES**

Nil

**6. NOTICES OF MOTIONS OF RESCISSION**

Nil

**7. NOTICES OF MOTIONS**

Nil

**8. DETERMINATION REPORTS****8.1 Development Application 105-2015 - 102 Burra Road Googong - Rural Residential Subdivision - 42 lots**

228/16

**RESOLVED (Overall)**

The Administrator resolved:

1. That determination of the Integrated Development Application 105-2015 for Subdivision creating 42 lots and construction of 3 roads on Lot 1 DP 1209260, No. 102 Burra Road, Googong be delegated to the General Manager subject to the Clearing Property Vegetation Plan (PVP) being issued by Local Land Services.
2. That those persons who lodged a submission(s) on the application be advised in writing of the determination of the application, when that occurs.
3. That Council explore the possibility of reducing the speed limit of Old Cooma Road to Monaro Highway and at Burra Road intersection in conjunction with RMS and a report be brought back to Council.

**8.2 Development Application 304-2016 - Carport and Studio - 5 Barnett Close Greenleigh**

229/16

**RESOLVED (Overall)**

The Administrator resolved:

- 1) That approval be granted to a variation to Part 5.3 c) iii) of Queanbeyan Development Control Plan 2012 to allow a side setback of 5 metres instead of the required 10 metres for the proposed carport for the following reasons:
  - a) The site is constrained by its slope, significant cover of native vegetation, irregular shape and the presence of a large easement.
  - b) The carport has been sited taking the site constraints into account and to avoid the need for vegetation clearing and earthworks;
  - c) There will be no impacts on the amenity of adjoining properties of the locality; and,
  - d) The development satisfies the objective of maintaining the bushland character of Greenleigh as the vegetation, the bushland streetscape and bushland character when viewed from the city is maintained.
2. That development application 304-2016 for the erection of a carport and conversion of existing carport to a studio on Lot 10 DP 264202, No. 5 Barnett Close, Greenleigh be granted conditional approval.

3. That those persons who lodged a submission on the application be advised in writing of the determination of the application.

**8.3 Submission IPART Draft Report on the Review of the Local Government Rating System**

230/16

**RESOLVED (Overall)**

The Administrator resolved that Council make its submission on the Draft Report on the Review of the Local Government Rating System to IPART in line with the attachment.

**8.4 RFT Construction of Rural Fire Service Station at Captains Flat**

231/16

**RESOLVED (Overall)**

The Administrator resolved that Council elect to not accept any of the tenders received.

**8.5 Captains Flat Reservoir Replacement**

232/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. In accordance with clauses 178(1) and (3) of the Local Government (General) Regulation 2005, decline to accept any of the submissions received under contract 10004451; and
2. Cancel contract 10004451 pending a review of options for the replacement/refurbishment of Keatings Reservoir #1 (Captains Flat) with a view to preparing a revised procurement proposal in early 2017.

**8.6 Adoption and Gazettal of Road Names in Bungendore, Braidwood, Araluen and Boro**

233/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Adopt in principle the names detailed below as the proposed road names:
  - a. 'Gilberts Lane' for the unnamed Crown Road running between Jinglemoney Lane and Sandholes Road, Braidwood.
  - b. 'Silver Lane' for the unnamed Crown Road off Boro Road approximately 3.3km from the intersection with Goulburn Road, Boro.

- c. 'Salvia Lane' for unnamed road reserve from Naughtons Close to end of road reserve, Araluen
  - d. 'Easton Lane' for unnamed laneway running between Gibraltar Street and Rutledge Street east of Modbury Street.
2. Advertise the name for public comment in accordance with Section 162 of the Roads Act 1993.
  3. Publish a notice in the NSW Government Gazette if no objections are received.

#### **8.7 Captains Flat Dam 6th Surveillance Report**

234/16

##### **RESOLVED (Overall)**

The Administrator resolved to defer this matter pending an onsite inspection with a report being submitted to the next meeting of Council.

#### **8.8 Braidwood Show Society Inc - Request for Donation of Rates**

235/16

##### **RESOLVED (Overall)**

The Administrator resolved that:

1. For 2016/17, the former Palerang Council's Donations Policy be amended to include the Braidwood Show Society Inc in the list of organisations within the former Palerang Local Government Area that receive a donation equivalent to the ordinary rates levied for the year;
2. The matter of donations to eligible organisations be considered during the review of the Donations policies of the former Queanbeyan City and Palerang Councils.

#### **8.9 Adoption of an Interim Policy**

236/16

##### **RESOLVED (Overall)**

The Administrator resolved that as an interim measure pending harmonisation of the two predecessor Councils' policies, Council adopt the following:

1. Where the former Palerang or Queanbeyan City Councils had an adopted policy on the same matter, those policies apply to their respective Local Government Areas;
2. Where one of the former Councils had an adopted policy on a given matter, and the other did not, the adopted policy apply to the whole of the new Queanbeyan-Palerang Regional Council Local Government Area.

**8.10 Royalla Common s.355 Committee Minutes - 24 August 2016**

237/16

**RESOLVED (Overall)**

The Administrator resolved that Council note the confirmed minutes of the Royalla Common s.355 Committee's meeting held on 24 August 2016.

**8.11 Local Representation Committee Minutes - 13 September 2016**

238/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Note the minutes of the Local Representation Committee's meeting held on 13 September 2016;
2. Adopt Recommendations LRC 012 - 015/2016 from the meeting held on 13 September 2016.

**8.12 Adoption of Model Code of Conduct - Resubmitted**

239/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Adopt the Code of Conduct.
2. Council adopt the Procedures for the Administration of the Code of Conduct.

**9. INFORMATION REPORTS****9.1 Engagement of SMEC Australia Pty Ltd for Hydrogeological and Consulting Services - Googong**

240/16

**RESOLVED (Overall)**

The Administrator resolved that Council note the engagement of SMEC Australia Pty Ltd via NSW Local Government Procurement Panel – Professional Consulting Services 1208-3 for hydrogeological and consulting services for groundwater and surface water monitoring and reporting at Googong.

**9.2 Swimming Pool Inspection Program 2016/2017**

241/16

**RESOLVED (Overall)**

The Administrator resolved that the report be received for information noting that this relates to the former Queanbeyan local government area.

**9.3 Performance of Council's Road Network in the current period of extended wet weather**

242/16

**RESOLVED (Overall)**

The Administrator resolved that the report be received for information.

**9.4 Information Report – Item 8.1 – Site Inspection - Development Application 105-2015 - 102 Burra Road Googong - Rural Residential Subdivision - 42 lots**

243/16

**RESOLVED (Overall)**

The Administrator resolved that the report be received for information.

**10. COMMITTEE REPORTS**

**10.1 Report of the Palerang Heritage Advisory Committee – 20 September 2016**

244/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Note the minutes of the Palerang Heritage Advisory Committee held on 20 September 2016.
2. Adopt recommendation PHAC 001/16 from the meeting held on 20 September 2016.

PHAC 001/16 That the Report of the meeting of the Committee held on 5 July 2016 be confirmed.

**10.2 Report of The Q Board Meeting - 26 September 2016**

245/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Note the minutes of The Q Board meeting held on 26 September 2016.
2. Adopt recommendations TQB012/16 to TQB017/16 from the meeting held on 26 September 2016.

TQB012/16 That the Chairperson's report be noted.

TQB013/16 That the Internal Production Review be accepted.

TQB014/16 That staff review the process for estimating the cost of 'technician equipment and labour hire', to ensure better accuracy in establishing budgets for future shows. It is

also recommended that the table name titled 'cost of eclipse' be changed to 'cost of technician equipment and labour hire'.

TQB015/16 That the External Production Review and comments be noted and that the table titled 'income' be changed to read 'net income'.

TQB016/16 The Board noted the report, commended Deon and the marketing team on the development of new marketing initiatives such as cinema advertising, text marketing and the upcoming mobile app.

TQB017/16 That the reports be noted and that the section 'Board Resolution Outcome Report' be moved to section 2.1 to follow the 'Confirmation of Previous Meeting Minutes'.

#### **11. DELEGATES' REPORTS**

Nil

#### **12. RESPONSES TO COUNCILLORS' QUESTIONS**

Nil

#### **13. COUNCILLORS' QUESTIONS FOR NEXT MEETING**

Nil

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

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

Mr Overall then asked that, 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.

#### **PRESENTATIONS**

No presentations were made.

246/16

**RESOLVED (Overall)**

The Administrator resolved 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 15.1 Representation on an Order**

*Item 15.1 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 15.2 Water Write-Offs due to Undetected Leaks**

*Item 15.2 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 meeting then moved into Closed Session to discuss the matters listed above.

The meeting returned to Open Sessions by virtue of Resolution No. 250/16 made in Closed Session.

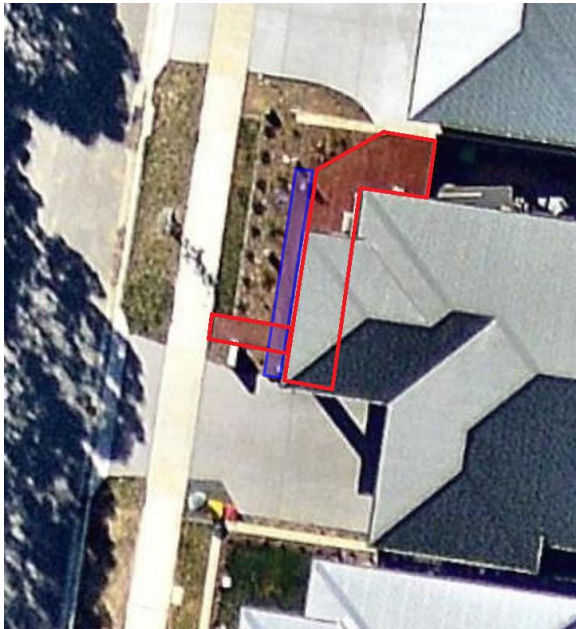
The doors of the chamber were opened to allow the public to enter.

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

**15.1 Representation on an Order**

The Administrator resolved:

1. That Council note that the owner has verbally agreed to carry out the works set out in the diagram below and that he be given a period of three months to complete the work.



*Blue Outline – Area of deck to be cutback*

*Red Outline – Area of deck to be retained*

2. That given the above agreement, the existing Order 2016/1034 be suspended to give the owner an opportunity to complete the works.
3. That subject to the above works being completed, Council withdraw the suspended Order 2016/1034.
4. That Council acknowledges that subject to the above works being completed, the outstanding item relating to this matter for the purposes of issuing a Certificate of Occupation, has been satisfied.

## **15.2 Water Write-Offs due to Undetected Leaks**

The Administrator resolved that Council write-off Water Usage Charges on the properties referred in this report at a cost of \$4,942.75 in foregone revenue.

At this stage in the proceedings, the time being 6.31pm Mr Overall announced that the Agenda for the meeting had now been completed and declared the meeting closed.

**TIM OVERALL  
ADMINISTRATOR  
CHAIRPERSON**