

MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Council Chambers, 253 Crawford St, Queanbeyan on Wednesday, 14 December 2016 commencing at 5.30pm.

## ATTENDANCE

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

**Staff:** P Tegart, Interim General Manager; P Bascomb, Interim Deputy General Manager; M Thompson, Acting Director Environment, Planning and Development; G Cunningham, Acting Director of Works and Utilities; P Hansen, Acting Director Assets and Projects; P Spyve, Acting Director Economic and Community; S-J Abigail, Acting Executive Manager Finance and S Taylor, Acting Executive Manager Systems.

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

### 1. APOLOGIES

No apologies received.

### 2. DISCLOSURES OF INTERESTS

304/16

#### **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.

Nil

### 3. CONFIRMATION OF MINUTES

#### **3.1 Minutes of the Ordinary Meeting of Council held on 23 November 2016**

305/16

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

The Administrator resolved that the Minutes of the Ordinary Meeting of Council held in the Bungendore Council Chambers on Wednesday 23 November 2016 be confirmed.

306/16

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

The Administrator resolved to suspend standing orders to bring forward consideration of Item S.1 – Annual Financial Statements – Former Queanbeyan City Council – 1 July 2015 to 12 May 2016.

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

307/16

**RESOLVED (Overall)**

The Administrator resolved that all presenters be heard.

**Craig Harris** - Item 8.1- DA 167-2016 – Subdivision creating 120 Residential Lots, Residue Lot, Public Roads and Earthworks – 36 Googong Road, Googong, Item 8.2 – Amendment to the Googong Development Control Plan – Neighbourhood Structure Plan for Neighbourhood 2, Item 8.5 – Googong Water Recycling Plant – Stage C Extension – Determination of Environmental Impact Statement

**Katrina Willis** - Item 3.1 Minutes of the Ordinary Meeting of Council held on 23 November 2016. The Administrator advised Katrina Willis her address was out of order as the minutes had been confirmed.

**Les Manning** - Item 3.1 Minutes of the Ordinary Meeting of Council held on 23 November 2016. The Administrator advised Les Manning his address was out of order as the minutes had been confirmed.

Katrina Willis and Alan Gray tabled a petition of further signatures opposing the Ellerton Drive Extension.

**4.1 Presentation of Infrastructure Sustainability Certificate**

Tim Geyer presented Council with an Infrastructure Sustainability Council of Australia (ISCA) Award of Excellence for the Queen Elizabeth II Park Project.

**4.2 Presentation of former Queanbeyan City Council Financial Statement**

Auditor Mr Gary Mottau from Hill Rogers made a presentation of the former Queanbeyan City Council Financial Statement.

**S.1 Annual Financial Statements - Former Queanbeyan City Council - 1st July 2015 to 12th May 2016**

308/16

**RESOLVED (Overall)**

The Administrator resolved that Council

1. Adopt the 2015/2016 Financial Statements of the former Queanbeyan City Council and accept the Auditor's Reports, as submitted by Hill Rogers.
2. Note that the Internal Audit Committee have received a copy of the Financial Statement with no adjustments being advised.

**5. MAYORAL MINUTES**

Nil

**6. NOTICES OF MOTIONS OF RESCISSION**

Nil

**7. NOTICES OF MOTIONS**

Nil

**8. DETERMINATION REPORTS****8.1 Development Application 167-2016 For Subdivision Creating 120 Residential Lots, Residue Lot, Public Roads and Earthworks - 36 Googong Road, Googong**

309/16

**RESOLVED (Overall)**

The Administrator resolved;

1. That approval be granted to the following variations to the Googong DCP for reasons detailed in this report and the attached Section 79C Matters for Consideration:
  - a) The non-compliance with the requirements of Part 3 – The Master Plan of the Googong DCP in relation to the street trees by allowing street trees for the half length of the Hearne Street to be 100% exotic instead of 50% exotic and 50% native.
  - b) The non-compliance with the requirements of Part 5 – Design Guidelines and Controls for Public Domain of the Googong DCP in relation to the carriageway width (less than 8m requirement) for local street Type 3.
  - c) The non-compliance with the requirements of Part 5 – Design Guidelines and Controls for Public Domain of the Googong DCP in relation to the verge width (less than 2m requirement) for laneway.
  - d) The non-compliance with the requirements of Part 8 – Environmental Management of the Googong DCP in relation to the maximum cut and fill within Googong Common which exceeds 1.5m requirements.
2. That determination of Integrated Development Application 167-2016 for subdivision of land and associated works to create 120 residential lots on Lot 101 DP 616217, Lot 5 DP 1217396 and Lot 1367 DP 1217419 No. 36 and 44 Googong Road, Googong, be delegated to the General Manager when the NSW Department of Planning has advised that the applicant has made adequate arrangements for the provision of State infrastructure.
3. That the Department of Primary Industries (Water) and Office of Environment and Heritage be forwarded a copy of Council's Notice of Determination when it has been issued.

**8.2 Amendment to Googong Development Control Plan -  
Neighbourhood Structure Plans for Neighbourhood 2**

310/16

**RESOLVED (Overall)**

The Administrator resolved that Council adopt pursuant to the Environmental Planning and Assessment Act 1979 and Regulations 2000 the draft amendments to the Googong Development Control Plan.

**8.3 North Tralee Planning Proposal**

311/16

**RESOLVED (Overall)**

The Administrator resolved that Council endorse the amended Planning Proposal and that all necessary steps be taken to progress and finalise the Planning Proposal for the rezoning of the land at North Tralee.

**8.4 Planning Proposal to Reclassify Certain Council Land from Community to Operational Status and Amendments to Existing Plans of Management to Include Newly Identified Community Land.**

312/16

**RESOLVED (Overall)**

The Administrator resolved that Council -

1. Note the actions taken to date.
2. Finalise the planning proposal to reclassify the following Council owned land from 'community' to 'operational' status under the Local Government Act 1993.
  - Site 1 - 4 Gregg Place Crestwood (Lot 64 DP 1150423).
  - Site 2 - 17 Dunn Street Queanbeyan West (Lot 52 DP 262335).
  - Site 3 - 2 Faunce Street Queanbeyan East (Lot 24 DP 241159).
  - Site 4 - 500 Trigg Lane Carwoola (Lot 6 DP 270584).
  - Site 5 - 6655 Kings Highway Carwoola (Lot 7 DP 270584).
3. Adopt the following amended plans of management:
  - a. Plan of Management – Sportsgrounds - Amendment No.4.
  - b. Plan of Management – Parks – Amendment No. 5.
  - c. Plan of Management – General Community Use – Amendment No. 2.
  - d. Plan of Management – Ray Morton Park (including Queanbeyan Arts Society) – Amendment No. 3.
  - e. Plan of Management – Natural Areas – Addendum 1.
  - f. Plan of Management – Mount Jerrabomberra – Addendum 1, including;
    - 83 Jerrabomberra Hill Road, Jerrabomberra
    - 260 Jerrabomberra Hill Road, Jerrabomberra
    - 270 Jerrabomberra Hill Road, Jerrabomberra
4. Give public notice regarding the adoption of the amended plans of management in the local newspaper and place the amended documents on Council's website.

**8.5 Googong Water Recycling Plant - Stage C Extension -  
Determination of Environmental Impact Statement**

313/16

**RESOLVED (Overall)**

The Administrator resolved that Council grant approval to the Googong Integrated Water Cycle Project – Stage C WRP Lot 4 DP 1179941 and Lot 4 DP 1217396 subject to:

1. The management measures contained in the Statement of Commitments numbered SOC01 to SOC48 in the Environmental Impact Statement prepared by RPS Manidis Roberts Pty Ltd dated October 2016 being applied as conditions (as amended in the conclusion to this report); and
2. The imposition of the additional conditions numbered Add01 to Add09 as detailed in the conclusion to this report.

**8.6 Proposed Road Names**

314/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Adopt in principle the names detailed below as the proposed names:
  - a. 'Brittle Gum Road' for the Right of Carriageway accessed from Griffins Road approximately 1.9km from the intersection with Wyanbene Road.
  - b. 'Haughton Road' for the unnamed Council road/ Right of Carriageway approximately 4.4km south-west from the intersection with Charley's Forest Road.
  - c. 'Ribbon Gum Road' for the portion of unnamed Crown Road accessed from Kain Cross Road approximately 5km from the intersection with Hereford Hall Road.
  - d. 'Champion Lane' for the laneway running between Rutledge Street and Kings Highway east of Butmaroo Street.
  - e. 'Blue Bush Road' for the Right of Carriageway accessed from Wyanbene Road approximately 1.6km south-east from Wallaby Hill Road.
  - f. 'Webbs Fire Trail' for Right of Carriageway accessed from Charley's Forest Road approximately 4.4km South of the intersection with Killarney Road.
  - g. 'Tall Timbers Road' for the unnamed Right of Carriageway off Nerriga Road approximately 6.9km South West from the intersection with Charley's Forest Road.
2. Advertise the names 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 QPRC Investment Report - November 2016**

315/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Note the investment income for November 2016 is \$335,981 bringing the total interest earned on Cash and Cash Equivalent Investments for the 2016/17 Financial Year to \$2,302,822 which is \$520,704 above the original budget;
2. Note the investments have been made in accordance with the Local Government Act 1993, the Local Government General Regulations, and Council's proposed investment policy;
3. Adopt the Investment Report for the month of November 2016.

**8.8 Application for the QPRC Cultural Arts Assistance Scheme - Queanbeyan Pipes & Drums**

316/16

**RESOLVED (Overall)**

The Administrator resolved that Council approve the allocation of a grant of \$1,473.40 from the Cultural Arts Assistance Scheme to the Queanbeyan Pipes & Drums Inc. to assist in the presentation of the annual 'Queanbeyan Ceilidh' event in March 2017.

**8.9 Royalla Common s.355 Committee minutes 28 September 2016**

317/16

**RESOLVED (Overall)**

The Administrator resolved that Council note the confirmed minutes of the Royalla Common s.355 Committee's meeting held on 28 September 2016.

**8.10 Braidwood Showground Reserve Trust s.355 Committee minutes**

318/16

**RESOLVED (Overall)**

The Administrator resolved that the minutes of the Committee Meeting of the Braidwood Showground Reserve Trust s.355 Committee, held on 27 September 2016, be noted.

**8.11 Report on Audit, Risk and Improvement Committee**

319/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. note the outcomes of the 8 November 2016 meeting of the Audit, Risk and Improvement Committee
2. approve the Audit, Risk and Improvement Committee and Internal Audit Charters
3. note the 2016-17 Audit, Risk and Improvement Committee meeting plan
4. note the 2016-17 Internal Audit Program

**8.12 Services Review**

320/16

**RESOLVED (Overall)**

The Administrator resolved that Council note the services review report and endorse the Services Framework.

**9. INFORMATION REPORTS****9.1 Waste and Resource Management Facility - Gilmore Road/Bowen Place - Additional Information Received -**

321/16

**RESOLVED (Overall)**

The Administrator resolved that the report be received for information.

**9.2 Outcome of Appeal to the Land and Environment Court - Spacelab vs QPRC - 2 High Street**

322/16

**RESOLVED (Overall)**

The Administrator resolved that the report be received for information.

**10. COMMITTEE REPORTS****10.1 Queanbeyan-Palerang Regional Sports Council - 7 November 2016**

323/16

**RESOLVED (Overall)**

The Administrator resolved that the Report of the Queanbeyan-Palerang Regional Sports Council held on 7 November 2016 be noted.



**10.2 Report of the Queanbeyan Heritage Advisory Committee - 21 November 2016**

324/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Note the minutes of Queanbeyan Heritage Committee held on 21 November 2016.
2. Adopt recommendations HAC 010/17 to HAC 012/17 from the meeting held on 21 November 2016.

HAC 010/17 That the Report of the meeting of the Committee held on 17 October be confirmed.

HAC 011/17 That the Committee supports the development application subject to the inclusion of the following conditions:

1. Redesigning the roof of the existing carport so that it has a pitched roof consistent with the existing dwelling.
2. Relocating the existing carport further forward than it currently is.
3. Reducing the extent of the new concrete paving forward of Unit 1 and at the rear of the existing car ports.

HAC 012/17 Adopt the recommendations for the Local Heritage Places Grants (attached).

**10.3 The Q Board Meeting - 28 November 2016**

325/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Note the minutes of The Q Board held on 28 November 2016.
2. Adopt recommendations TQB18/16 o TQB26/16 from the meeting held on 28 November 2016.

TQB 18/16 That the Board Resolution Outcome Report be noted.

TQB 19/16 The Board recommend that the Chairperson's report be noted.

TQB 20/16 That the Internal Production Review be accepted.

TQB 21/16 That staff investigate further into the opportunity to bring more coach tours to the Q from Cooma.

TQB 22/16 That the External Production Review be noted.

TQB 23/16 That staff investigate potential opportunities associated with the Canberra Comedy Festival.

TQB 24/16 The Board noted the Publicist Report and Marketing Report. The Board recommended that a title be added to the publicist report to highlight that the figures shown are of 'in-kind value'.

TQB25/16 That the reports be noted and that a condition of hire be added for external hirers stipulating the use of a Council approved sound and lighting technician or provider.

TQB26/16 That a correspondence be sent to regular external hirers, such as Queanbeyan Players, notifying them of the new condition of hire.

**S.2 Local Traffic Committee - 6 December 2016**

326/16

**RESOLVED (Overall)**

The Administrator resolved that Council:

1. Note the minutes of Local Traffic Committee Meeting held on 6 December 2016
2. Adopt recommendations 030/16 to 036/16 from the meeting held on 6 December 2016.

LTC 030/16 Under the Roads Act 1993, approve the closure of 8 car parking spaces outside the church in Rutledge Street and one additional park in Crawford St for the Queanbeyan Uniting Church Spring Fair on Saturday 22 October between 5.45am and 2pm

LTC 031/16 Under the Roads Act 1993, from the results of community consultation implement signage and line marking on Carinya Street as per the design

LTC 032/16 Under the Roads Transport Act 2013 relocate the 'No Stopping' sign on Donald Road to the south of the second driveway of 2 Donald Road.

LTC 033/16 Under the Road Transport Act 2013 install on Thorpe Avenue, as per design, 'Kiss and Ride' signs at the existing 'No Parking' signs, paint the kerb blue to indicate the 'Kiss and Ride' area and install a 'No Stopping' sign on Isabella Street to close the existing 'No Stopping' Zone.

LTC 034/16 Under the Road Transport Act 2013 on Macquoid Street, as per design, install 'No Parking' signs together with 'Kiss and Ride Area' signs, paint the kerb blue to indicate the 'Kiss and Ride' area and install 'No Stopping' signs on Macquoid and Molonglo Street

LTC 035/16 Under the Road Transport Act 2013 approve the intersection upgrade for Atkinson St and Macquoid Street as per design

LTC 036/16 Under the Road Transport Act 2013 implement the new pedestrian refuges and associated works as per the design plans noting additional lighting to be provided on Bicentennial Drive at the location of the proposed refuge

**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 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**

327/16

**RESOLVED (Overall)**

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 Quarterly Legal Update Report**

*Item 15.1 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.*

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

The meeting returned to Open Sessions by virtue of Resolution No. 329/2016 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 Quarterly Legal Update Report**

The Administrator resolved that the Quarterly legal update report be received and noted

At this stage in the proceedings, the time being 6.46pm Mr Overall announced that the Agenda for the meeting had now been completed and declared the meeting closed.

**TIM OVERALL  
ADMINISTRATOR  
CHAIRPERSON**