



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Queanbeyan Council Chambers, 253 Crawford Street, Queanbeyan on Wednesday, 28 July 2021 commencing at 5.30pm.

## ATTENDANCE

**Councillors:** Cr Overall (Chair)  
Cr Biscotti  
Cr Brown – via Zoom (from 5.34pm)  
Cr Harrison  
Cr Hicks  
Cr Marshall – via Zoom  
Cr Noveska – via Zoom (from 5.58pm)  
Cr Schweikert – via Zoom  
Cr Taylor  
Cr Winchester – via Zoom

**Staff:** P Tegart, CEO  
M Thompson, Portfolio General Manager Natural & Built Character  
P Hansen, Portfolio General Manager Community Connections  
A Knight, Portfolio General Manager Organisational Capability – via Zoom  
M Darcy, A/Portfolio General Manager Community Choice

**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

179/21

#### **RESOLVED (Taylor/Hicks)**

That the expected late arrival of Cr Noveska be noted.

The resolution was carried unanimously.

**4. CONFIRMATION OF MINUTES****4.1 Minutes of the Ordinary Meeting of Council held on 23 June 2021**

180/21

**RESOLVED (Taylor/Schweikert)**

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 23 June 2021 be confirmed.

The resolution was carried unanimously.

**4.2 Minutes of the Extraordinary Meeting of Council held on 30 June 2021**

181/21

**RESOLVED (Taylor/Schweikert)**

That the Minutes of the Extraordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 30 June 2021 be confirmed.

The resolution was carried unanimously.

**4.3 Minutes of the Planning and Strategy Committee of the Whole held on 14 July 2021**

182/21

**RESOLVED (Taylor/Hicks)**

That the Minutes of the Planning and Strategy Committee of the Whole held in the Queanbeyan Council Chambers on Wednesday 14 July 2021 be confirmed.

The resolution was carried unanimously.

**5. DISCLOSURES OF INTERESTS**

183/21

**RESOLVED (Taylor/Hicks)**

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 Harrison submitted a special disclosure of pecuniary interest in accordance with clause 4.37 of the Code of Conduct in the matter of Queanbeyan-Palerang Environmental Plan (Item 9.4). Disclosure attached to the minutes.

Cr Overall submitted a special disclosure of pecuniary interest in accordance with clause 4.37 of the Code of Conduct in the matter of Queanbeyan-Palerang Environmental Plan (Item 9.4). Disclosure attached to the minutes.

Mr Peter Tegart lodged a significant pecuniary interest disclosure in relation to Item 16.3: CEO's Annual Performance Review, stating he is an employee of the specified company.

Cr Brown joined the meeting at 5.34pm.

## 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.

184/21

### **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 6.20pm.

During the Public Forum, Cr Noveska joined the meeting at 5.58pm.

## SUPPLEMENTARY REPORT

### 7 MAYORAL MINUTE

#### 7.1 Annual Community Grants and Donations Program 2021-22

185/21

### **RESOLVED (Biscotti/Harrison)**

That this item be deferred to follow consideration of Item 9.18.

The resolution was carried unanimously.

## 8. NOTICES OF MOTIONS OF RESCISSION

There were no Notice of Motions of Rescission.

## 9. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

### 9.1 Development Application DA.2020.1427 - Six Lot Torrens Title Subdivision - Poplars Innovation Precinct - 300 Lanyon Drive, Jerrabomberra

186/21

### **RESOLVED (Hicks/Harrison)**

That:

1. Development Application DA.2020.1427 for a six lot Torrens title subdivision, subdivision construction works, and construction of a road on Lot 1 DP 1263364, 300 Lanyon Drive, Jerrabomberra, be granted conditional approval.
2. Those persons who lodged a submission(s) on the application be advised in writing of the determination of the application.

The resolution was carried unanimously.

**9.2 Development Application DA.2021.1060 - Erection of a Large Farm Shed - 159 Fernleigh Drive, Googong**

187/21

**RESOLVED (Harrison/Marshall)**

That:

1. Development application DA.2021.1060 for a Construction of a farm building on Lot 30 DP 747879159, 159 Fernleigh Drive, Googong be refused for the following reasons.

Reasons for Refusal:

- (a) The proposal contravenes the zone objectives of the E4 Environmental Living zone under Queanbeyan LEP.
  - (b) No consideration to Clauses 7.1, 7.3 and 7.4 Queanbeyan LEP have been made by the applicant.
  - (c) The proposal contravenes the relevant objectives and controls of the Queanbeyan DCP.
  - (d) The submitted variation provided insufficient justification and is not considered to be minor.
  - (e) The proposed farm building alone is 180% in excess of the total floor area permissible within the E4 zone under Clause 5.12.1 of the Queanbeyan DCP.
  - (f) The proposed farm building combined with the existing shed located on site would increase the total floor area to 230% in excess of the permissible area under Clause 5.12.1 the Queanbeyan DCP.
  - (g) The unapproved earthworks within the proposed siting of the farm building elevate the building to a prominent location within the locality and would be highly visible from Fernleigh Road and surrounding properties and as such is inconsistent with Clause 5.12 of the Queanbeyan DCP.
  - (h) The application fails to provide sufficient evidence for Council to satisfy itself that the imported fill forming the building platform for the proposed development is free from contamination as required by clause 7 of State Environmental Planning Policy No.55 – Remediation of Land.
2. Those persons who lodged a submission(s) on the application be advised in writing of the determination of the application.
  3. A further report on options for enforcement action in relation to unapproved development carried out at 159 Fernleigh Drive be provided to Council.

The resolution was carried unanimously.

**9.3 Modification Application DA.2020.1022.A - Queanbeyan Civic and Cultural Precinct - 257 Crawford Street, Queanbeyan**

188/21

**RESOLVED (Harrison/Schweikert)**

That modification to development application DA.2020.1022.A for public administration building including civic and cultural precinct, basement car parking, subdivision and ancillary infrastructure on Lot 2 DP 748338, Lot 18 DP 548244, Lot 1 DP 748338, Lot 1 DP 1179998, Lot 2 DP 1179998, Lot 5 DP 1179998, 257 Crawford Street, Queanbeyan be granted approval in accordance with the original conditions of development consent as modified by the following:

- a) Modify condition 1 to reflect the amended plans except as otherwise varied by any other conditions of the consent as follows:

DRAWING REFERENCE
Plans prepared by Cox Architects
DA 10-01 Subdivision Plan Existing, revision 7
DA 10-02 Subdivision Plan New, revision 8
DA 11-01 A Site Plan, revision 1
DA 13-01 Staging Plan, revision 8
DA 15-01 Demolition Plan, revision 8
DA 21-01 Basement Plan, revision 10
DA 21-02 Ground Plan, revision 11
DA 21-03 Mezzanine Plan, revision 10
DA 21-04 Level 1 Plan, revision 9
DA 21-05 Level 2 Plan Revision 9
DA 21-06 Level 3 Plans, revision 9
DA 21-07 Level 4 Plans, revision 9
DA 21-08 Level 5 Plans, revision 9
DA 21-09 Plant – Mechanical + Services, revision 8
DA 21-10 Roof Plans, revision 8
DA 30-01 Elevations, revision 8
DA 30-02 Elevations, revision 8
DA-30-03 Elevations, revision 3
DA 31-01 Site Elevation, revision 7
DA 32-01 External Finishes Schedule, revision 6
DA 40-01 Sections, revision 6
DA 40-02 Sections, revision 7
DA 70-01 Solar Study, revision 5
DA 71-01 Shadow Diagram – Summer, revision 7

DA 71-02 Shadow Diagram Equinox, revision 7	27.0
DA 71-03 Shadow Diagram Winter Solstice, revision 7	27.0
DA 90-01 GFA Schedules, revision 8	27.0
DA 94-01 Signage Schedule, revision 6	27.0
Other Documents	
Statement of Environmental Effects prepared by SMEC	07.0
Landscape Plans	Appe
Civil Plans	Appe

- b) Modify Condition 2 to reflect the amended draft plan of subdivision which provides additional area to the rear of the fire station, as required by SRPP.
- c) Modify Condition 7 to allow for the public domain improvements to be undertaken in the verge.
- d) Modify Condition 8 to allow the appropriate transfer and re-use of excavated material, subject to it being appropriately classified.
- e) Modify Condition 9, delete Condition 11 and add Condition 68a to clarify the timing of the requirements for Green Star Certification and Acoustic Report.
- f) Delete Condition 12 as the updated landscape plans submitted with the modification application satisfy these requirements.
- g) Modify Condition 13 in relation to basement design.
- h) Delete Condition 20 and add Condition 10a to clarify the requirement for a subsequent approval for the café.
- i) Delete Condition 23 relating to the sustainability schedule attached to the Tender Documents.
- j) Modify Condition 41 to ensure consistency with related condition 71 in relation to location of electrical infrastructure.
- k) Modify Condition 47 to remove the requirement for a flood gate consistent with the amended plans.
- l) Modify Condition 48 to confirm the total number of parking spaces (233) consistent with the revised plan and condition 49 in relation to bicycle parking (54).
- m) Modify Condition 51 in relation to CCTV to allow recording rather than active monitoring.
- n) Modify Condition 74 to clarify intent to keep car parking and loading areas free of storage.
- o) Modify Condition 27 to provide for the payment of section 64 water and sewer contributions prior to release of the Occupation Certificate.

The resolution was carried unanimously.

**9.4 Planning Proposal PP\_2020\_QPREG\_001\_00 - E4 Land in Bywong and Wamboin - Additional Survey Work Required****MOVED (Schweikert/Hicks)**

That Council:

1. Progress the planning proposal by addressing the matters raised by the NSW Department of Planning, Industry and Environment – Biodiversity and Conservation by immediately undertaking detailed survey investigations for the 413 lots proposed to be rezoned to R5 Large Lot Residential at a cost of approximately \$73,000, as outlined in the report.
2. Vary Council's Procurement Policy on this occasion to allow one written quote for the detailed survey investigations required for the E4 planning proposal, on the basis that the ecological consultant, Biosis, having conducted the original studies, has a thorough understanding of the scope and nature of the required work.

Cr Harrison foreshadowed a CONTRARY motion: ["That Council take no further action on this matter and advise the residents accordingly."]

The motion (of Crs Schweikert and Hicks) was PUT and CARRIED.

189/21

**RESOLVED (Schweikert/Hicks)**

That Council:

1. Progress the planning proposal by addressing the matters raised by the NSW Department of Planning, Industry and Environment – Biodiversity and Conservation by immediately undertaking detailed survey investigations for the 413 lots proposed to be rezoned to R5 Large Lot Residential at a cost of approximately \$73,000, as outlined in the report .
2. Vary Council's Procurement Policy on this occasion to allow one written quote for the detailed survey investigations required for the E4 planning proposal, on the basis that the ecological consultant, Biosis, having conducted the original studies, has a thorough understanding of the scope and nature of the required work.

For: Crs Biscotti, Hicks, Noveska, Overall, Schweikert and Taylor

Against: Crs Brown, Harrison, Marshall and Winchester

**9.5 Queanbeyan Section 7.12 Fixed Levy Development Contributions Plan 2019 - Amendments**

190/21

**RESOLVED (Biscotti/Schweikert)**

That Council adopt the amended Queanbeyan Section 7.12 Fixed Levy Development Contributions Plan 2019.

For: Crs Biscotti, Brown, Harrison, Marshall, Noveska, Overall, Schweikert, Taylor and Winchester

Against: Cr Hicks

- 191/21
- 9.6 Funding Agreement - Braidwood Heritage Centre**  
**RESOLVED (Taylor/Schweikert)**
- That Council endorse the Chief Executive Officer executing the Funding Deed for the Braidwood Heritage Centre.
- For: Crs Biscotti, Brown, Harrison, Hicks, Noveska, Overall, Schweikert, Taylor and Winchester  
Against: Cr Marshall
- 192/21
- 9.7 Kinsella/Kinsela Street, Karabar - Request to Review Incorrect Spelling**  
**RESOLVED (Harrison/Hicks)**
- That:
1. Council take the necessary steps to correct the street naming error so as to respectfully honour Patrick and Jane Kinsela and their descendants.
  2. The proposed name change be placed on public exhibition for a period of 28 days and Council undertake community consultation with all residents affected during that period.
  3. Subject to no objections being raised, Council take the following steps to correct the spelling:
    - Arrange for gazettal of the corrected name through the GNB.
    - Replace all incorrect signage and replace with correct spelling.
    - Update Spatial Services NSW and other emergency services with the correct spelling.
    - Update Council's Street Naming register to correct the spelling.
- The resolution was carried unanimously.
- 9.8 Community Engagement Report - Botanic Gardens/Sister City Gardens Project**  
**MOVED (Biscotti/Taylor)**
- That:
1. Council note the engagement report and feedback on the proposed Botanic/Sister City Gardens.
  2. The project progress to the detailed design and staging plan phase, utilising funding set aside in the 2021-22 Operational Plan and that the outcomes of the design phase be brought back to Council for consideration in the next draft Delivery Program.



**AMENDMENT (Harrison/Hicks)**

That Council note the engagement report and feedback on the proposed Botanic/Sister City Gardens.

The amendment (of Crs Harrison and Hicks) was PUT and LOST.

For: Crs Harrison, Hicks, Marshall and Winchester

Against: Crs Biscotti, Brown, Noveska, Overall, Schweikert and Taylor

The motion (of Crs Biscotti and Taylor) was PUT and CARRIED.

193/21

**RESOLVED (Biscotti/Taylor)**

That:

1. Council note the engagement report and feedback on the proposed Botanic/Sister City Gardens.
2. The project progress to the detailed design and staging plan phase, utilising funding set aside in the 2021-22 Operational Plan and that the outcomes of the design phase be bought back to Council for consideration in the next draft Delivery Program.

For: Crs Biscotti, Brown, Noveska, Overall, Schweikert and Taylor

Against: Crs Harrison, Hicks, Marshall and Winchester

**9.9 Feedback on Concepts for Embellishment and Renaming of Frogs Hollow, Bungendore - Outcome of Community Survey****MOVED (Schweikert/Hicks)**

That Council:

1. Retain the name of "Frogs Hollow" for the public reserve at No.1 Molonglo Street, Bungendore as supported by the community survey.
2. Incorporate Frogs Hollow project into the S7.11 Developer Contributions Plan schedule of works and into the draft 2022-2025 Delivery Program.

Cr Marshall foreshadowed a CONTRARY motion: ["That Council retain the name of "Frogs Hollow" for the public reserve at No.1 Molonglo Street, Bungendore as supported by the community survey."]

The motion (of Crs Schweikert and Hicks) was PUT and CARRIED.

194/21

**RESOLVED (Schweikert/Hicks)**

That Council:

1. Retain the name of "Frogs Hollow" for the public reserve at No.1 Molonglo Street, Bungendore as supported by the community survey.
2. Incorporate Frogs Hollow project into the S7.11 Developer Contributions Plan schedule of works and into the draft 2022-2025 Delivery Program.

For: Crs Biscotti, Brown, Harrison, Noveska, Overall, Schweikert, Taylor and Winchester

Against: Cr Marshall

**9.10 Request to Name New Change Rooms at Bungendore Park**

195/21

**RESOLVED (Winchester/Hicks)**

That Council approve the Bungendore Tigers Rugby League Football Club request to name the new change rooms at Mick Sherd Oval after the late Alex Rodham.

The resolution was carried unanimously.

**9.11 Review of Council Facilities in Light of COVID Pandemic**

196/21

**RESOLVED (Taylor/Biscotti)**

That Council note the report.

The resolution was carried unanimously.

**9.12 Mount Jerrabomberra Site Specific Plan of Management**

197/21

**RESOLVED (Winchester/Hicks)**

That:

1. Council adopt the Draft Mount Jerrabomberra site specific Plan of Management as Provided in Attachment 1.
2. Those actions requiring funding be considered for inclusion in future Delivery Programs.

The resolution was carried unanimously.

**9.13 Exhibition of Draft QPRC Urban Forest Cooling Strategy**

198/21

**RESOLVED (Schweikert/Taylor)**

That:

1. Council place the draft QPRC Urban Forest Cooling Strategy on public exhibition for a minimum of 28 days.
2. Following the exhibition period, a further report be prepared for Council to consider the matters raised in submissions.

The resolution was carried unanimously.

**9.14 Public Place Electric Vehicle Charging Infrastructure - Models of Ownership and Procurement**

199/21

**RESOLVED (Hicks/Biscotti)**

That Council:

1. Proceed with Ownership Model 3 'private investment through lease agreements' for public place EV charging.
2. Seek RFPs for the provision of EV charging station lease agreements for 'to be determined' Council owned car parks.
3. Exclude the proposed Braidwood off street carpark from the tender in order to honour the signed non-binding letter of intent with the NRMA.

The resolution was carried unanimously.

**9.15 Sustainable Garage Repair Cafe Proposal - 88 Wallace Street, Braidwood**

200/21

**RESOLVED (Schweikert/Marshall)**

That:

1. Council allow the temporary use of the forecourt of its premises at 88 Wallace Street, Braidwood (unpowered) for the purposes of a 'Sustainability Garage' on Saturdays from September 2021 to February 2022.
2. Use of the site be subject to the group gaining public liability insurance for the event.
3. Council donate up to \$500 from the Sustainability Community Programs fund to assist with the cost of public liability insurance.

The resolution was carried unanimously.

**9.16 Tender Recommendation for Queanbeyan Sewage Treatment Plant Upgrade Equipment Packages Request for Tenders 2021-14 and 2021-15**

201/21

**RESOLVED (Hicks/Biscotti)**

That Council:

1. Accept the tenders for equipment supply and delivery for the Queanbeyan Sewage Treatment Plant (STP) Upgrade as follows:
  - a) RFT 2021-14 for supply and delivery of scum harvester equipment for Queanbeyan STP Upgrade – accept the tender from VoR Environmental Australia Pty Ltd.
  - b) RFT 2021-15 for supply and delivery of chemical dosing skid equipment for Queanbeyan STP Upgrade – accept the tender from Trility Solutions Australia Pty Ltd.
2. Endorse the amendment to the Operational Plan to enable procurement of the above items including associated contingency and project management costs for the QSTP for \$768,055.15 (including GST) and exhibit for 28 days.

The resolution was carried unanimously.

**9.17 Public Exhibition of PCYC Lease**

202/21

**RESOLVED (Biscotti/Winchester)**

That Council:

1. Note the submissions provided to Council on public exhibition and the staff responses.
2. Note that staff are finalising maintenance schedules and responsibilities with the PCYC facilities team.
3. Delegate authority to the CEO to execute the lease once the detailed maintenance responsibilities have been confirmed.

The resolution was carried unanimously.

**9.18 Annual Community Grants and Donations Program Distribution 2021/22**

203/21

**RESOLVED (Biscotti/Taylor)**

That Council:

1. Approve all Category B applications as listed in Attachment 2 with the exception of project numbers 00009 – Karabar High School and 000039 Southern NSW Local Health District, noting that the total eligible requests for Category B funding is less than the \$35,000 available funds.
2. Require an acquittal from groups that received funds in 2020/21 under Category A, before any Category B donation is made to them in 2021/22.

The resolution was carried unanimously.

Item 7.1 was brought forward at this juncture.

**SUPPLEMENTARY REPORT****7 MAYORAL MINUTE****7.1 Annual Community Grants and Donations Program 2021-22**

204/21

**RESOLVED (Overall/Biscotti)**

That Council:

1. Note the request for assistance for the Lift Tash Up fundraising event was received after the Annual Community Grants and Donations Program 2021/22 close date.
2. Support a donation under the Annual Community Grants and Donations Program 2021/22 Category B, amounting to \$2,000, being the limit of funding per organisation in accordance with Council's Donation Policy 2020.

The resolution was carried unanimously.

**9.19 Application for QPRC Cultural Grant - City of Queanbeyan Pipes and Drums Band Inc**

205/21

**RESOLVED (Biscotti/Taylor)**

That Council approve a donation of \$1,500 to the City of Queanbeyan Pipes and Drums Band to assist with the cost of hiring facilities at Karabar High School for weekly band practices and drills for the senior band, and the learner and development group.

The resolution was carried unanimously.

**ADJOURNMENT:**

The meeting adjourned for the Public Forum at 7.36pm and resumed at 8.01pm.

**9.20 Application for QPRC Cultural Grant - Karabar High School****MOVED (Hicks/Biscotti)**

That Council not proceed with a donation to Karabar High School.

Cr Marshall foreshadowed a CONTRARY motion: ["That Council approve a donation of \$1,500 to Karabar High School to assist with the costs of establishing an Aboriginal bush-tucker garden and mural in the grounds of the school."]

The motion (of Crs Hicks and Biscotti) was PUT and CARRIED.

206/21

**RESOLVED (Hicks/Biscotti)**

That Council not proceed with a donation to Karabar High School.

For: Crs Biscotti, Brown, Harrison, Hicks, Noveska, Overall, Schweikert, Taylor and Winchester

Against: Cr Marshall

- 207/21                    **9.21 Investment Report - June 2021**  
**RESOLVED (Taylor/Noveska)**  
That Council:
1. Note the investment return for June 2021 was \$642,368.
  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 June 2021.
- The resolution was carried unanimously.
- 208/21                    **9.22 Investment Policy Amendment**  
**RESOLVED (Biscotti/Harrison)**  
That Council adopt the draft Investment Policy.
- The resolution was carried unanimously.
- 209/21                    **9.23 Delegations to Chief Executive Officer**  
**RESOLVED (Marshall/Harrison)**  
That Council note the report.
- The resolution was carried unanimously.
- 10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION**
- 210/21                    **10.1 Candidate and New Councillor Briefings and Induction**  
**RESOLVED (Marshall/Harrison)**  
That the report be received for information.
- The resolution was carried unanimously.
- 211/21                    **10.2 Delivery Program Update - January-June 2021**  
**RESOLVED (Taylor/Biscotti)**  
That the report be received for information.
- The resolution was carried unanimously.
- 212/21                    **10.3 Resolution Action Sheet**  
**RESOLVED (Biscotti/Schweikert)**  
That:
1. The report be received for information.
  2. A Resolution Action Sheet of Notices of Motion be reported to the next Ordinary meeting.
- The resolution was carried unanimously.

213/21                    **10.4    ARIC Annual Report 2020-2021**  
**RESOLVED (Harrison/Biscotti)**  
That the report be received for information.

The resolution was carried unanimously.

214/21                    **10.5    Bungendore Scout Hall Carparking**  
**RESOLVED (Marshall/Schweikert)**  
That the report be received for information.

The resolution was carried unanimously.

215/21                    **10.6    2021 Resourcing Strategy**  
**RESOLVED (Taylor/Hicks)**  
That Council receive and note the report.

The resolution was carried unanimously.

#### **Supplementary Report**

216/21                    **10.7    Site Inspection - DA.2021.1060 - Construction of a Farm  
Building - 159 Fernleigh Drive, Googong**  
**RESOLVED (Harrison/Overall)**

That the report be received for information.

The resolution was carried unanimously.

#### **11.    REPORTS OF COMMITTEES**

217/21                    **11.1    Minutes of the QPRC Heritage Advisory Committee held on 15  
July 2021**  
**RESOLVED (Overall/Schweikert)**  
That Council note the minutes of the QPRC Heritage Advisory  
Committee held on 15 July 2021.

The resolution was carried unanimously.

218/21                    **11.2    Greenways s355 Committee Meeting Minutes 8 June 2021**  
**RESOLVED (Harrison/Hicks)**  
That Council note the minutes of Greenways S 355 Committee  
meeting held on 8 June 2021.

The resolution was carried unanimously.

#### **12.    NOTICES OF MOTIONS**

There were no Notices of Motions.

**13. REPORTS TO COUNCIL - DELEGATES REPORTS****13.1 Delegates Report**

219/21

**RESOLVED (Taylor/Biscotti)**

That the report be received for information.

The resolution was carried unanimously.

**14. QUESTIONS WITH NOTICE****14.1 Responses to Councillors' Questions**

220/21

**RESOLVED (Biscotti/Hicks)**

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.

There were no presentations.

**16. REPORTS FOR CLOSED SESSION**

221/21

**RESOLVED (Overall/Hicks)**

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 Solar Farm - Planning Agreement**

*Item 16.1 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 16.2 Potential Sale - Burra Road Property**

*Item 16.2 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 16.3 CEO's Annual Performance Review**

*Item 16.3 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 8.16pm to discuss the matters listed above.

**16.1 Solar Farm - Planning Agreement**

222/21

**RESOLVED (Hicks/Biscotti)**

That Council:

1. Agree in principle to proceed with a Planning Agreement with the proponent based on Option 2 as outlined in this report, subject to development approval being given for the project.
2. Authorise the CEO to continue negotiations with the proponents, with a further report to Council.

The resolution was carried unanimously.

**16.2 Potential Sale - Burra Road Property**

223/21

**RESOLVED (Hicks/Biscotti)**

That Council:

1. Offer for sale the property at 289 Badgery Rd, Burra via private treaty.
2. Authorise the CEO to negotiate the sale based on independent valuation, and execute necessary documents.
3. Advise the requestor of the outcome of this report.

The resolution was carried unanimously.

The CEO declared an interest in the following item and left the Chambers at 8.26pm.

All staff left the meeting at 8.26pm.

### Supplementary Report

#### Mayoral Minute

#### 16.3 CEO's Annual Performance Review

224/21

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

That Council:

1. Receive and note the Report of the Annual Performance Review of the Chief Executive Officer.
2. Endorse the overall rating of the Performance Review Committee for the Performance Review.
3. Approve a performance based increase to the CEO's total remuneration package in line with and as referenced in the Facilitator's Report (Management Solutions, Local Government NSW).

For: Crs Biscotti, Brown, Noveska, Overall and Taylor

Against: Crs Harrison, Hicks, Marshall, Schweikert and Winchester

With the vote being five-all, the Mayor exercised his casting vote and declared the motion CARRIED.

225/21

#### **RESOLVED (Overall/Taylor)**

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 8.48pm.

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

Cr Hicks left the meeting at 8.48pm.

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 8.50pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL**

**MAYOR**

**CHAIRPERSON**

Special disclosure of pecuniary interests by **Peter Anthony Harrison**

in the matter of **Queanbeyan-Palerang LEP**

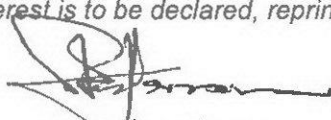
which is to be considered at a meeting of the **Queanbeyan-Palerang Regional Council**

to be held on the **28** day of **JULY** 2021

<b>Pecuniary interest</b>	
Address of the affected principal place of residence of the councillor or an associated person, company or body (the identified land).	<b>123 Bingley Way Wamboin</b>
Relationship of identified land to the Councillor. <i>Tick or cross one box.</i>	<input checked="" type="checkbox"/> The councillor has an interest in the land (e.g. is the owner or has another interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> An associated person of the councillor has an interest in the land. <input type="checkbox"/> An associated company or body of the councillor has an interest in the land.
Matter giving rise to pecuniary interest <sup>1</sup> .	
Nature of the land that is subject to a change in zone/planning control by the proposed LEP (the subject land) <sup>2</sup> . <i>Tick or cross one box.</i>	<input checked="" type="checkbox"/> The identified land. <input checked="" type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land.</i>	Identified land: PLEP 2014 / E4 Adjoining land: PLEP 2014 / RU1
Proposed change of zone/planning control <i>Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land.</i>	Identified land: Unknown Adjoining land: Unknown
Effect of proposed change of zone/planning control on councillor or associated person <i>Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss".</i>	Unknown

*If more than one pecuniary interest is to be declared, reprint the above box and fill in for each additional interest.*

Councillor's signature



Date

**27 / 7 / 21**

*This form is to be retained by the Council's CEO/General Manager and included in full in the minutes of the meeting.*

<sup>1</sup> Clause 4.1 of the Model Code of Conduct provides that a pecuniary interest is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter, or if the interest is of a kind specified in clause 4.6 of the Model Code of Conduct.

<sup>2</sup> A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in clause 4.3 of the Model Code of Conduct has a proprietary interest.





Special disclosure of pecuniary interests by: CR. TIM OVERALL  
full name of Councillor

in the matter of: PLANNING PROPOSAL PP 2020 QPREG 001 E4 LAND IN BYWONG AND WAMBON - ADDITIONAL SURVEY WORK REQUIRED  
name of environmental planning instrument

which is to be considered at a meeting of the: QUEANBEYAN-PALERANG REGIONAL COUNCIL  
name of Council or Council committee (as the case requires)

to be held on the 28 day of JULY 2021

<b>Pecuniary interest</b>	
Address of the affected principal place of residence of the councillor or an associated person, company or body (the identified land).	12 SEVERNE ST. GREENLEIGH, NSW
Relationship of identified land to the Councillor. <i>Tick or cross one box.</i>	<input checked="" type="checkbox"/> The councillor has an interest in the land (e.g. is the owner or has another interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> An associated person of the councillor has an interest in the land. <input type="checkbox"/> An associated company or body of the councillor has an interest in the land.
Matter giving rise to pecuniary interest <sup>1</sup> .	
Nature of the land that is subject to a change in zone/planning control by the proposed LEP (the subject land) <sup>2</sup> . <i>Tick or cross one box.</i>	<input type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land.</i>	IDENTIFIED LAND: PLEP 2014/E4.
Proposed change of zone/planning control <i>Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land.</i>	
Effect of proposed change of zone/planning control on councillor or associated person <i>Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss".</i>	WHILE MY PRINCIPAL PLACE OF RESIDENCE IS LOCATED IN AN E4 ZONE, IT IS NOT ADJACENT TO OR IN PROXIMITY TO THE IDENTIFIED LAND.

If more than one pecuniary interest is to be declared, reprint the above box and fill in for each additional interest.

Councillor's signature

28.7.2021  
 date

This form is to be retained by the Council's CEO/General Manager and included in full in the minutes of the meeting.

<sup>1</sup> Clause 4.1 of the Model Code of Conduct provides that a pecuniary interest is an interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person. A person does not have a pecuniary interest in a matter if the interest is so remote or insignificant that it could not reasonably be regarded as likely to influence any decision the person might make in relation to the matter, or if the interest is of a kind specified in clause 4.6 of the Model Code of Conduct.  
<sup>2</sup> A pecuniary interest may arise by way of a change of permissible use of land adjoining, adjacent to or in proximity to land in which a councillor or a person, company or body referred to in clause 4.3 of the Model Code of Conduct has a proprietary interest.