



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Queanbeyan Council Chambers, 253 Crawford Street, Queanbeyan NSW 2620 on Wednesday, 25 August 2021 commencing at 5.30pm.

## ATTENDANCE

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

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

**Also Present:** 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

226/21

#### **RESOLVED (Taylor/Biscotti)**

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 28 July 2021**

227/21

**RESOLVED (Taylor/Biscotti)**

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 28 July 2021 be confirmed.

The resolution was carried unanimously.

**4.2 Minutes of the Planning and Strategy Committee of the Whole held on 11 August 2021**

228/21

**RESOLVED (Taylor/Biscotti)**

That the Minutes of the Planning and Strategy Committee of the Whole held in the Queanbeyan Council Chambers on Wednesday 11 August 2021 be confirmed.

The resolution was carried unanimously.

**5. DISCLOSURES OF INTERESTS**

229/21

**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.

Mr Tegart declared a significant pecuniary interest in Item 9.1: Development Application - DA.2021.1352 - Alterations and Additions to a Dwelling - 17 Feagan Street Googong, employee of the specified company or other body, stating the Development Application is on his investment property.

Mr Thompson declared a less than significant non-pecuniary interest in Item 9.2: Development Application - DA.2021.1025 - Alterations and Additions to Existing Dwelling and Use of a Secondary Dwelling - 50 Aprasia Avenue, Googong, stating he is related to a Director of the Company nominated as the Applicant.

Cr Overall declared a less than significant non-pecuniary interest in Item 7.1: Requests to Council for Black Summer Bushfire Recovery Fund Grants, stating a relative of his has recently taken up a position with the Administering Department.

Cr Overall declared a less than significant non-pecuniary interest in Item 9.2: Development Application - DA.2021.1025 - Alterations and Additions to Existing Dwelling and Use of a Secondary Dwelling - 50 Aprasia Avenue, Googong, stating one of the submitters, and resident of the adjoining property, was elected to Council on his Group 'A' Ticket.

Cr Overall declared a less than significant non-pecuniary interest in Item 9.6: Council Landowner Permission Sought for Braidwood Lions Club Inc Application to the Black Summer Bushfire Recovery Fund and 9.12: Black Summer Bushfire Recovery Fund - Braidwood Swimming Club, stating a relative of his has recently taken up a position with the Administering Department.

Cr Biscotti declared a less than significant non-pecuniary interest in Item 9.2: Development Application - DA.2021.1025 - Alterations and Additions to Existing Dwelling and Use of a Secondary Dwelling - 50 Aprasia Avenue, Googong, stating as he knows the Applicant.

Cr Taylor declared a less than significant non-pecuniary interest in Item 9.2: Development Application - DA.2021.1025 - Alterations and Additions to Existing Dwelling and Use of a Secondary Dwelling - 50 Aprasia Avenue, Googong, stating she is the joint owner of a property directly adjacent to the subject property, partner of a presenter at the Ordinary Meeting of Council 25 August 2021, and submitter against the original development application.

During discussion Cr Noveska joined the meeting at 5.34pm.

## **6. ADJOURNMENT FOR PUBLIC FORUM**

At this stage of the proceedings, the time being 5.36pm, Cr Overall advised that the meeting should now adjourn for the Public Forum.

230/21

### **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 5.36pm and resumed at 6.06pm.

Cr Overall declared an interest in the following item.

**SUPPLEMENTARY REPORT**

**7. MAYORAL MINUTE**

**7.1 Requests to Council for Black Summer Bushfire Recovery Fund Grants**

231/21

**RESOLVED (From the Chair)**

That Council consider the following requests for the Black Summer Bushfire Recovery Fund grants:

1. A letter of support from the Gundillion Recreation Reserve (Gundillion Hall) for their \$100,000 application for a Multipurpose Recreation Area and Sensory Garden.
2. A letter of support for the combined application from the The Servicemen's Club, Old Anglican Hall and Braidwood Radio to establish recognised evacuation centres in the Club and the Hall.
3. Modify the application for Araluen, to the items requested by the Araluen community, up to the value of \$100,000.

The resolution was carried unanimously.

Cr Overall vacated the Chair and left the Chambers at 6.08pm. The Deputy Mayor assumed the Chair.

During discussion Cr Harrison raised point of order stating that the Mayoral Minute must be moved from the Chair. The Deputy Mayor upheld the point of order.

The CEO advised Councillors that Items 9.6 and 9.12 had been withdrawn.

232/21

**RESOLVED (Biscotti/Schweikert)**

That in relation to the Black Summer Bushfire Recovery Fund grants, Council:

1. Provide a letter of support for the Gundillion Recreation Reserve (Gundillion Hall) for their \$100,000 application for a Multipurpose Recreation Area and Sensory Garden.
2. Provide a letter of support for the combined application from the The Servicemen's Club, Old Anglican Hall and Braidwood Radio to establish recognised evacuation centres in the Club and the Hall.
3. Modify the application for Araluen, to the items requested by the Araluen community, up to the value of \$100,000.

The resolution was carried unanimously.

The Mayor returned to the Chambers at 6.13pm and assumed the Chair.

**8. NOTICES OF MOTIONS OF RESCISSION**

There were no Notices of Motions of Rescission.

Mr Tegart declared an interest in the following item and left the meeting at 6.13pm.

**9. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION**

**9.1 Development Application - DA.2021.1352 - Alterations and Additions to a Dwelling - 17 Feagan Street Googong**

233/21

**RESOLVED (Harrison/Schweikert)**

That Council grant conditional approval to development application DA.2021.1352 on the basis that it is compliant with all sections of the Queanbeyan Local Environmental Plan 2012, the relevant sections of the Queanbeyan Development Control Plan 2012 and Part 6 of the Googong Development Control Plan.

The resolution was carried unanimously.

Mr Tegart returned to the meeting at 6.15pm.

Crs Biscotti and Taylor, and Mr Thompson declared an interest in the following item and left the meeting at 6.15pm.

Cr Overall declared an interest in the following item, vacated the Chair, and left the Chambers at 6.15pm.

**Procedural Motion**

234/21

**RESOLVED (Marshall/Winchester)**

That Cr Schweikert assume the Chair for the consideration of Item 9.2.

The resolution was carried unanimously.

Cr Schweikert assumed the Chair at 6.15pm.

**9.2 Development Application - DA.2021.1025 - Alterations and Additions to Existing Dwelling and Use of a Secondary Dwelling - 50 Aprasia Avenue, Googong**

235/21

**RESOLVED (Hicks/Winchester)**

That:

1. Development application DA.2021.1025 for alterations and additions to an existing dwelling and use of a secondary dwelling on Lot 1163 DP 1210570, No. 50 Aprasia Avenue, Googong be granted conditional approval subject to suitable noise attenuation measures being applied to any air conditioning units that may be located in close proximity of the eastern or southern boundary.
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.

Crs Overall, Biscotti and Taylor and Mr Thompson returned to the meeting at 6.23pm.  
The Mayor assumed the Chair.

**9.3    Crown Lands Initiated Road Transfer - Butmaroo Firetrail, Bombay**

236/21

**RESOLVED (Harrison/Schweikert)**

That Council object to the proposed transfer of Butmaroo Firetrail for the following reasons:

- The cost to administer and manage the road is unreasonable.
- The responsibility to deal with known neighbour disputes with this road is unreasonable.
- Council does not intend to accept the responsibility for the ongoing maintenance or improvement of this road.
- The location of practical access cannot fully align with the location of the crown road reserve.
- The current use of the road as an access to private property and as an access the Tallaganda State Forest is not benefited by transferring the road to Council.
- Crown Lands has the authority to approve any work on a Crown Road reserve and transferring the road to Council is not required.

The resolution was carried unanimously.

**9.4    The Great Queanbeyan Duck Race**

237/21

**RESOLVED (Marshall/Schweikert)**

That:

1. Council waive the \$218.00 hire fee for Queen Elizabeth 2 Park.
2. QPRC events staff assist the organisers with the implementation of Road Traffic Management and Risk Management Plans.
3. Council provide in-kind support by providing equipment such as marquees, traffic cones, barricades and pedestrian signage.

The resolution was carried unanimously.

**9.5    Oktoberfest 2021 Cancellation**

238/21

**RESOLVED (Schweikert/Biscotti)**

That Council transfer the agreed funding support from the 2021 event to the Oktoberfest 2023 event.

The resolution was carried unanimously.

**9.6 Council Landowner Permission Sought for Braidwood Lions Club Inc Application to the Black Summer Bushfire Recovery Fund**

Item 9.6 was withdrawn at the request of the applicant.

239/21

**9.7 Method of Ballot for Election of Mayor and Deputy Mayor  
RESOLVED (Taylor/Biscotti)**

That the method of ballot for the election of Mayor and Deputy Mayor for the period 22 September to 4 December 2021, to be conducted on 22 September 2021, be by open voting (show of hands) pursuant to Schedule 7, Part 1(3) of the *Local Government (General) Regulation 2005*.

The resolution was carried unanimously.

240/21

**9.8 LGNSW Annual Conference and Board Elections 2021  
RESOLVED (Biscotti/Taylor)**

That Council:

1. Nominate three Councillors, in addition to the Mayor, to register and be voting delegates at the LGNSW Annual Conference and Board Elections to be held online for one hour on 29 November 2021.
2. Consider whether it wishes to submit one or more motions for the LGNSW "Special Conference" to be held in-person in Sydney from 28 February to 2 March 2022.

The resolution was carried unanimously.

Council nominated Crs Schweikert, Winchester and Biscotti as voting delegates at the online LGNSW Annual Conference on 29 November 2021.

241/21

**9.9 Carry Forward / Revote of Expenditure to Financial Year 2021/22  
RESOLVED (Schweikert/Harrison)**

That Council carry forward and re-vote budgets of \$15,502,609 into the 2021-22 financial year for the projects listed in the attached report.

The resolution was carried unanimously.

**9.10 June 2021 Quarterly Budget Review Statement**

242/21

**RESOLVED (Schweikert/Taylor)**

That Council

1. Note the June 2021 Quarterly Budget Review Statement.
2. Accept the Cash and Reserves Summary and confirms the reserve balances as at 30 June 2021.

The resolution was carried unanimously.

**9.11 Investment Report - July 2021**

243/21

**RESOLVED (Schweikert/Hicks)**

That Council:

1. Note the investment return for July 2021 was \$602,474.
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 July 2021.

The resolution was carried unanimously.

**9.12 Black Summer Bushfire Recovery Fund - Braidwood Swimming Club**

Item 9.12 was withdrawn at the request of the applicant.

**SUPPLEMENTARY REPORT**

**9.13 Strengthening Telecommunications Against Natural Disasters**

244/21

**RESOLVED (Schweikert/Biscotti)**

That Council endorse the installation of the satellite services in line with the parameters of the STAND program at the RFS Fire Control Centre in Queanbeyan, the Braidwood Fire Station, the SES/RFS Station in Bungendore and at the Braidwood National Theatre.

The resolution was carried unanimously.



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

**10.1 Tree Application Fees**

245/21

**RESOLVED (Hicks/Schweikert)**

That the tree application fees not be implemented at this time.

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

Against: Crs Harrison and Overall

**10.2 Update on Maslin Place Drainage**

246/21

**RESOLVED (Marshall/Schweikert)**

That:

1. The report be received for information.
2. Council develop a plan for funding the Maslin Place drainage works using section 7.11 contributions past and future.

The resolution was carried unanimously.

**10.3 Greenwaste Arrangements for Araluen and Majors Creek Bin Compounds**

247/21

**RESOLVED (Hicks/Schweikert)**

That Council workshop the closure of the Araluen and Majors Creek Bin Compounds.

The resolution was carried unanimously.

**10.4 Stephen Ward Scholarship - Completion Report**

248/21

**RESOLVED (Schweikert/Biscotti)**

That the report be received for information.

The resolution was carried unanimously.

**10.5 Resolution Action Sheet for Notice of Motions**

249/21

**RESOLVED (Schweikert/Hicks)**

That the report be received for information.

The resolution was carried unanimously.

**11. REPORTS OF COMMITTEES**

**11.1 Local Traffic Committee Meeting Minutes - 3 August 2021**

250/21

**RESOLVED (Schweikert/Biscotti)**

That Council:

1. Note the minutes of Local Traffic Committee held on 3 August 2021.
2. Adopt recommendations LTC 37/2021 to LTC 43/2021 from the meeting held on 3 August 2021.

LTC 37/2021 PROPOSED SOLUTION: Under *Roads Act 1993* approve the event on the condition that the organiser modifies the TMP to ensure the roads used are closed to traffic for the event, The TCP is designed and implemented by accredited persons, include measures for emergency communications, advise residents on route about the event, provide additional signage and advertise the event in the local Hoskintown paper.

LTC 38/2021 PROPOSED SOLUTION: Under *Roads Act 1993*, approve the TMP for the Christmas in July Markets to be held in Queanbeyan Sunday 19<sup>th</sup> September 2021, on the provision the TMP is updated as previously recommended.

LTC 39/2021 It is recommended that the comments provided by Police are communicated to the organiser for consideration and to assist with future event planning.

LTC 40/2021 PROPOSED SOLUTION: under *Roads Act 1993*, approve the TMP for the event on the condition that the organiser modifies the TMP to ensure that riders are uplifted from Collector Road to Hadlow Drive so they do not ride on the Federal Hwy or other major arterial roads. The LTC is support of the use of Bidges road with the proposed traffic control measures. It is noted that the event is pending formal approval through the Police State Planning Unit.

LTC 41/2021 PROPOSED SOLUTION: Under *Roads Act 1993*, approve the TMP for the event on the condition that the organiser modifies the TMP and other planning documents to suitably address the comments from the LTC.

LTC 42/2021 PROPOSED SOLUTION: Under the *Road Transport Act 2013* approve design at Molonglo River crossing on Briars Sharrow Road.

LTC 43/2021 PROPOSED SOLUTION: Under the *Road Transport Act 2013* approve the design for parking changes at the Lowe Street Carpark and Rutledge Street, Queanbeyan.

The resolution was carried unanimously.

- 251/21      **11.2    Bungendore Floodplain Risk Management Committee Meeting Minutes - 13 July 2021**  
**RESOLVED (Schweikert/Harrison)**  
That Council note the minutes of the Bungendore Floodplain Risk Management Committee meeting held on 13 July 2021.  
  
The resolution was carried unanimously.
- 252/21      **11.3    Minutes of Aboriginal Consultative Committee 20 July 2021**  
**RESOLVED (Schweikert/Taylor)**  
That Council:  
  1. Note the minutes of the Aboriginal Consultative Committee meeting held on 20 July 2021.
  2. Support the renaming change of the Aboriginal Consultative Committee to the 'Queanbeyan-Palerang Regional Council First Nations Consultative Committee'.  
The resolution was carried unanimously.
- 253/21      **11.4    Disability Access Committee - 28 July 2021**  
**RESOLVED (Winchester/Schweikert)**  
That Council note the minutes of Disability Access Committee held on 28 July 2021.  
  
The resolution was carried unanimously.
- 254/21      **11.5    Youth Committee Meeting - 16 August 2021**  
**RESOLVED (Winchester/Schweikert)**  
That Council:  
  1. Note the minutes and actions of the Youth Committee, held on 16 August 2021.
  2. Adopt recommendation YC01 from the meeting held on 16 August 2021.  
  
YC01: Council approve engaging Braidwood artist Bohie Palacek (<https://www.bohiepalecek.com/>) to conduct a design workshop with local youth and paint a mural on the Moore Park shipping container in November 2021 (refer to Attachment 2 for artist quote).  
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**

**14.1 Responses to Councillors' Questions**

255/21

**RESOLVED (Taylor/Schweikert)**

That the report be received for information.

The resolution was carried unanimously.

**16. 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.

**17. REPORTS FOR CLOSED SESSION**

256/21

**RESOLVED (Overall/Marshall)**

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 Bungendore Property**

*Item 16.1 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 resolution was carried unanimously.

The meeting then moved into Closed Session at 7.00pm to discuss the matter listed above.

**Supplementary Report**

**16.1 Bungendore Property**

257/21

**RESOLVED (From the Chair)**

That Council delegate authority to the Planning and Strategy Committee of the Whole to consider a Bungendore property legal matter at its meeting on 8 September 2021.

The resolution was carried unanimously.

258/21

**RESOLVED (Overall/Taylor)**

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 7.06pm and the livestream was opened for the public.

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 7.06pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR TIM OVERALL  
MAYOR  
CHAIRPERSON**