



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held at the Council Chambers, 253 Crawford Street, Queanbeyan on Wednesday, 12 October 2022 commencing at 5.30pm.

## ATTENDANCE

**Councillors:** Cr Winchester (Chairperson)  
Cr Biscotti  
Cr Grundy  
Cr Livermore  
Cr Preston  
Cr Taskovski  
Cr Ternouth  
Cr Webster (from 5.33pm)  
Cr Willis  
Cr Wilson

**Staff:** R Ryan, CEO  
P Hansen, Portfolio General Manager Community Connections  
M Thompson, Portfolio General Manager Natural and Built Character  
J Richards, Portfolio General Manager Community Choice  
J Staniforth, A/Portfolio General Manager Organisational Capability

**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

402/22

#### **RESOLVED (Winchester/Biscotti)**

That the apology from Cr Burton be received and leave of absence granted.

The resolution was carried unanimously.

**4. CONFIRMATION OF MINUTES**

**4.1 Minutes of the Ordinary Meeting of Council held on 28 September 2022**

403/22

**RESOLVED (Winchester/Taskovski)**

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 28 September 2022 be confirmed.

The resolution was carried unanimously.

**5. DISCLOSURES OF INTERESTS**

404/22

**RESOLVED (Winchester/Willis)**

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 Webster joined the meeting at 5.33pm.

**6. ADJOURNMENT FOR PUBLIC FORUM**

At this stage of the proceedings, the time being 5.33pm, Cr Winchester advised that the meeting should now adjourn for the Public Forum.

405/22

**RESOLVED (Winchester/Ternouth)**

That the meeting be adjourned to conduct the Public Forum.

The resolution was carried unanimously.

**ADJOURNMENT:**

The meeting adjourned for the Public Forum at 5.33pm and resumed at 5.45pm.

**7. MAYORAL MINUTE**

There was no Mayoral Minute.

**8. NOTICES OF MOTIONS OF RESCISSION**

There were no Notices of Motions of Rescission.

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

**9.1 Proposed Submission on Response to Submissions Report for State Significant Development Application - New High School at Bungendore (SSD-14394209)**

**MOVED (Winchester/Wilson)**

That:

1. Council advise the NSW Department of Planning that it objects to the proposal for the development of the new Bungendore High School (SSD-14394209) for the reasons detailed in Attachment 1 of this report, noting that subject to satisfactory resolution of these items Council may withdraw its objection to the proposal.
2. Attachment 1 be forwarded to the Department as Council's formal submission on the proposal.
3. Council provide a copy of its recommended conditions of consent for the new Bungendore High School as detailed in Attachment 1 of this report.

**AMENDMENT (Grundy/Biscotti)**

That:

1. Council advise the NSW Department of Planning that it objects to the proposal for the development of the new Bungendore High School (SSD-14394209) for the reason detailed in Attachment 1 of this report, noting that subject to satisfactory resolution of this item Council may withdraw its objection to the proposal.
2. Attachment 1 be forwarded to the Department as Council's formal submission on the proposal with the following changes:
  - a) Item 5. Traffic and Roads. *Recommended Response:*
    - That Council have no objection to formalised parking along the northern and southern sides of Turallo Terrace.
  - b) Item 6. Pickup and Drop off. *Recommended Response:*
    - That Council include a notation indicating that if the 3 Pickup/Drop Off spaces on the northern side of Gibraltar St were to be reinstated (while retaining those proposed on Turallo Terrace – making a total of 21 Drop off/Pick up spaces) Council would withdraw this objection.
  - c) Schedule 1. Unacceptable loss of off-street parking spaces. *Recommended Response:*
    - Objection withdrawn
3. Council provide a copy of its recommended conditions of consent for the new Bungendore High School as detailed in Attachment 1 of this report.
4. A condition of consent be imposed to protect all trees that could be effected from carparking on Turallo Terrace.

The amendment (of Crs Grundy and Biscotti) was PUT and LOST.

For: Crs Biscotti, Grundy and Ternouth  
Against: Crs Livermore, Preston, Taskovski, Webster, Willis, Wilson and Winchester

The motion (of Crs Winchester and Wilson) was brought forward.

**AMENDMENT (Webster/Preston)**

That:

1. Council advise the NSW Department of Planning that it objects to the proposal for the development of the new Bungendore High School (SSD-14394209) for the reasons detailed in Attachment 1 of this report, noting that subject to satisfactory resolution of these items Council may withdraw its objection to the proposal.
2. Attachment 1 be forwarded to the Department as Council's formal submission on the proposal with the following amendments:

**Matter 1: Permissibility - Recommended Response:**

That Council withhold comment pending any findings from current NSW Government Standing Order 52 and retain the right to object on permissibility grounds.

**Matter 2: Crown Land Impacts - Recommended Response:**

That the Submission Report response be noted and the objection remain pending any findings from current NSW Government Standing Order 52 and that Council retain the right to object on Crown Land impacts.

**Matter 3: Stormwater - Recommended Response:**

That DoE provide an independent report on storm water run-off from new building roof spans, including impact on the Mick Sherd Oval and that this be included in the proposed conditions of consent.

**Matter 5: Traffic and Roads - Recommended Response:**

That Council advise they do not support any formalised parking on Turallo Terrace North or South to be included in SiNSW plans. As such Council objects to the development on the basis that the required additional 58 parking spaces have not been provided.

That DoE to provide an independent Traffic and Road Safety Report encompassing a 500m circumference from the proposed site of all surrounding streets, terraces, roads and highways.

**Matter 5: Roundabouts - Recommended Response:**

That DoE provide engineered designs, noting any works to be carried out on verges adjacent to the proposed roundabouts on Gibraltar/Majara and Gibraltar/Butmaroo to facilitate turning curves for both 12 & 14 m buses, noting that these roads are

on the public transport route and adjacent to the train station. It isn't clear in the transport assessment addendum. Nb: During rail track works up to 3 full size coaches a day require to pull into the train station car park.

**Matter 9: Crossings and Pedestrian Movement -  
*Recommended Response:***

That Council provide comments on the deficiencies in the design of the crossing and maintain its objection.

**Matter 12: Developer Contributions – Water & Sewer -  
*Recommended Response:***

That the Department of Education, as an agent of the Crown, request and receive from the Minister for Urban Affairs and Planning, now the Minister for Planning, an exemption under s306(4) of the *Water Management Act* and further determination remain in the proposed conditions of consent.

3. Council provide a copy of its recommended conditions of consent for the new Bungendore High School as detailed in Attachment 1 of this report.
4. A condition of consent be imposed to protect all trees that could be effected from any works pertaining to Council's road reserves.

The amendment (of Crs Webster and Preston) was PUT and CARRIED.

For: Crs Livermore, Preston, Taskovski, Webster, Willis, Wilson and Winchester  
Against: Crs Biscotti, Grundy and Ternouth

The amendment (of Crs Webster and Preston) became the motion.

**AMENDMENT (Preston/Willis)**

That:

1. Council advise the NSW Department of Planning that it objects to the proposal for the development of the new Bungendore High School (SSD-14394209) for the reasons detailed in Attachment 1 of this report, noting that subject to satisfactory resolution of these items Council may withdraw its objection to the proposal.
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That DoE to provide an independent Traffic and Road Safety Report encompassing a 500m circumference from the proposed site of all surrounding streets, terraces, roads and highways.

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That DoE provide engineered designs, noting any works to be carried out on verges adjacent to the proposed roundabouts on Gibraltar/Majara and Gibraltar/Butmaroo to facilitate turning curves for both 12 & 14 m buses, noting that these roads are on the public transport route and adjacent to the train station. It isn't clear in the transport assessment addendum. Nb: During rail track works up to 3 full size coaches a day require to pull into the train station car park.

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That Council provide comments on the deficiencies in the design of the crossing and maintain its objection.

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That the Department of Education, as an agent of the Crown, request and receive from the Minister for Urban Affairs and Planning, now the Minister for Planning, an exemption under s306(4) of the *Water Management Act* and further determination remain in the proposed conditions of consent.

3. Council provide a copy of its recommended conditions of consent for the new Bungendore High School as detailed in Attachment 1 of this report.
4. A condition of consent be imposed to protect all trees that could be effected from any works pertaining to Council's road reserves.
5. That the covering letter to the NSW Department of Planning include the following points:
  - i. That Council remains opposed to the proposed location for

the Bungendore High School.

- ii. That Council remains concerned about traffic safety around the site.
- iii. That a report on the final compulsory acquisition compensation amount remains outstanding.
- iv. That joint use agreements for Council property are yet to be completed.

The amendment (of Crs Preston and Willis) was PUT and CARRIED.

For: Crs Livermore, Preston, Taskovski, Webster, Willis, Wilson and Winchester  
Against: Crs Biscotti, Grundy and Ternouth

The amendment (of Crs Preston and Willis) became the motion, was PUT and CARRIED.

406/22

**RESOLVED (Preston/Webster)**

That:

1. Council advise the NSW Department of Planning that it objects to the proposal for the development of the new Bungendore High School (SSD-14394209) for the reasons detailed in Attachment 1 of this report, noting that subject to satisfactory resolution of these items Council may withdraw its objection to the proposal.
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That DoE to provide an independent Traffic and Road Safety Report encompassing a 500m circumference from the proposed site of all surrounding streets, terraces, roads and highways.

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That Council provide comments on the deficiencies in the design of the crossing and maintain its objection.

**Matter 12: Developer Contributions – Water & Sewer - *Recommended Response:***

That the Department of Education, as an agent of the Crown, request and receive from the Minister for Urban Affairs and Planning, now the Minister for Planning, an exemption under s306(4) of the *Water Management Act* and further determination remain in the proposed conditions of consent.

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4. A condition of consent be imposed to protect all trees that could be effected from any works pertaining to Council's road reserves.
5. That the covering letter to the NSW Department of Planning include the following points:
  - i. That Council remains opposed to the proposed location for the Bungendore High School.
  - ii. That Council remains concerned about traffic safety around the site.
  - iii. That a report on the final compulsory acquisition compensation amount remains outstanding.
  - iv. That joint use agreements for council property are yet to be completed.

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

Against: Crs Biscotti, Grundy and Ternouth



- 407/22                    **9.2     Draft Planning Proposal to Reclassify Part of Bunyip Park, Googong from Community Land to Operational Land**  
**RESOLVED (Taskovski/Biscotti)**  
That the attached draft planning proposal to reclassify part of Bunyip Park, Googong from community land to operational land under the *Local Government Act (1993)* be forwarded to the NSW Department of Planning and Environment (DPE) to seek a Gateway determination.  
  
The resolution was carried unanimously.
- 408/22                    **9.3     Draft Amendment to South Jerrabomberra Development Control Plan 2015**  
**RESOLVED (Ternouth/Wilson)**  
That Council adopt the exhibited amendments to South Jerrabomberra Development Control Plan 2015.  
  
The resolution was carried unanimously.
- 409/22                    **9.4     Proposed Road Naming - Braidwood Ridge, Braidwood**  
**RESOLVED (Livermore/Willis)**  
That Council:  
  1. Endorse in principle the names Musgrave, McGrath and Feehan Streets as the proposed names for the new roads created by the subdivision approval for Stages 5, 6, 7, 8 and 9 under DA 2004/DEV-0074 known as Braidwood Ridge.
  2. Advertise the names for public comment for 28 days.
  3. Publish a notice in the NSW Government Gazette if no objections are received.  
The resolution was carried unanimously.
- 410/22                    **9.5     QPRC Library Strategy 2022-2026**  
**RESOLVED (Biscotti/Willis)**  
That Council:  
  1. Place the QPRC Library Strategy 2022-2026 on public exhibition via Your Voice for 28 days.
  2. Adopt the QPRC Library Strategy 2022-2026 if no submissions are received.
  3. If submissions are received, receive a further report considering the submissions made during the exhibition period.  
The resolution was carried unanimously.

**9.6 Register of Declarations of Pecuniary Interests and Other Matters - Councillors and Designated Persons**

411/22

**RESOLVED (Wilson/Ternouth)**

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 2022, be tabled.

The resolution was carried unanimously.

**9.7 Road Names Policy - Post-Exhibition Report**

412/22

**RESOLVED (Preston/Wilson)**

That Council adopt the Road Names Policy as amended and attached to this Report.

The resolution was carried unanimously.

**9.8 Reviewed Policies**

413/22

**RESOLVED (Wilson/Preston)**

That:

1. Council place the following Policies on public exhibition for 28 days:
  - Backflow Prevention Policy
  - Parking and Enforcement Priority Policy
2. Council place the following Policy on public exhibition for 42 days:
  - Code of Meeting Practice
3. Following the exhibition period, proceed to adopt the policies if no submissions are received.

The resolution was carried unanimously.

**9.9 Council Meeting Schedule**

414/22

**RESOLVED (Livermore/Preston)**

That:

1. Council reaffirm the following meeting schedule:
  - i. Ordinary Council meetings be held on the second and fourth Wednesday of each month, except December and January, in the Council Chambers, Queanbeyan, commencing at 5.30pm and concluding no later than 9.30pm.
  - ii. An Ordinary Council meeting be held on the third Wednesday of December and January, in the Council Chambers, Queanbeyan, commencing at 5.30pm and concluding no later than 9.30pm.
  - iii. That pre-meeting briefing sessions be held at 4.00pm on the Tuesday prior to a Council Meeting.
2. The cost for a travelling meeting kit that enables full online participation at meetings held at other locations around the local government area be investigated and a report be brought back to Council.

The resolution was carried unanimously.

**9.10 Organisational Structure**

415/22

**RESOLVED (Wilson/Willis)**

That Council:

1. Approve the change of title for the Chief Executive Officer to General Manager.
2. Approve the change of titles for the Senior Executive Team to; Director Community, Arts and Recreation, Director Development and Environment, Director Infrastructure Services and Director Corporate Services.
3. Endorse the structure as proposed with functions and responsibilities of each Directorate in the organisational structure as recommended in the report.
4. Receive a further report following consultation with staff on the proposed changes to the reporting and service areas within each Directorate.

The resolution was carried unanimously.

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

**10.1 Councillor Workshops**

416/22

**RESOLVED (Willis/Preston)**

That the report be received for information.

The resolution was carried unanimously.

**11. REPORTS OF COMMITTEES**

**11.1 Audit, Risk and Improvement Committee - Minutes June and September 2022**

417/22

**RESOLVED (Biscotti/Wilson)**

That Council note the minutes of the Audit, Risk and Improvement Committee held on 15 June and 21 September 2022.

The resolution was carried unanimously.

**11.2 Bungendore Town Centre and Environs Advisory Committee Meeting Minutes**

418/22

**RESOLVED (Grundy/Preston)**

That Council:

1. Note the minutes of Bungendore Town Centre and Environs Committee meetings held on 21 February 2022, 28 March 2022, 16 May 2022, 20 June 2022, 18 July 2022 and 15 August 2022.
2. Change the Terms of Reference to delete reference to the Chair of the Locality Committee such that Item 2, second point, reads: 'The Councillor nominated to the Committee shall be an ex officio member of the Committee with voting rights.'
3. Establish a review into de-cluttering road signage in the Bungendore Town Centre.

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.

**15. 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.

**16. REPORTS FOR CLOSED SESSION**

419/22

**RESOLVED (Winchester/Preston)**

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 Proposed Enforcement Action - Result of Investigation**

*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 6.57pm to discuss the matters listed above.

**16.1 Proposed Enforcement Action - Result of Investigation**

420/22

**RESOLVED (Biscotti/Wilson)**

That Council commence enforcement proceedings by issuing a Notice of Proposed Order to bring the development into compliance with the consent.

The resolution was carried unanimously.

421/22

**RESOLVED (Winchester/Willis)**

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 7.08pm.

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.

**17. CONCLUSION OF THE MEETING**

The time being 7.09pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR KENRICK WINCHESTER  
MAYOR  
CHAIRPERSON**