



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held via zoom and in the National Theatre, 100 Wallace Street, Braidwood on Wednesday, 18 December 2024 commencing at 5.30pm.

ATTENDANCE

Councillors: Cr Winchester (Chairperson)
Cr Broadbent
Cr Grundy
Cr Livermore
Cr Macdonald
Cr Preston
Cr Schweikert
Cr Taskovski (via Zoom)
Cr Waterhouse
Cr Willis
Cr Wilson

Staff: R Ryan, General Manager
M Duff, Director Infrastructure Services
R Ormella, Director Development and Environment
J Richards, Director Community, Arts and Recreation
T Sligar, A/Director Corporate Services

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

There were no apologies.

4. CONFIRMATION OF MINUTES**4.1 Minutes of the Ordinary Meeting of Council held on 27 November 2024**

551/24

RESOLVED (Winchester/Broadbent)

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 27 November 2024 be confirmed with the following amendment:

- Item 8: Notices of Motion of Rescission: insert the word 'no'.

The resolution was carried unanimously.

Note: The Public Forum minutes to be corrected - spelling error in one of the presenters, should be 'Gyde Consulting'.

5. DISCLOSURES OF INTERESTS

552/24

RESOLVED (Winchester/Macdonald)

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.

There were no disclosures.

6. ADJOURNMENT FOR PUBLIC FORUM

553/24

RESOLVED (Winchester/Preston)

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 5.50pm.

7. MAYORAL MINUTE

There was no Mayoral Minute.

8. NOTICES OF MOTIONS OF RESCISSION

There were no Notices of Motions of Rescission.

PROCEDURAL MOTION

554/24

RESOLVED (Wilson/Schweikert)

That Item 9.7 be brought forward for consideration at this juncture.

The resolution was carried unanimously.

- 555/24
- 9.7 Request from Saint Demetrios Parish for Reimbursement of Development Application Fees**
RESOLVED (Wilson/Schweikert)
That Council acknowledge the request from Saint Demetrios Parish for reimbursement of Development Application fees and advise that the request is accepted.
- The resolution was carried.
- For: Crs Livermore, Preston, Schweikert, Taskovski, Willis, Wilson and Winchester
Against: Crs Broadbent, Grundy, Macdonald and Waterhouse

9. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION

- 556/24
- 9.1 Public Exhibition of the Draft Braidwood Structure Plan**
MOVED (Willis/Macdonald)
That the draft Braidwood Structure Plan be placed on public exhibition and agency consultation for a period of 28 days commencing 27 January 2025.
- Cr Broadbent foreshadowed a Contrary Motion:
That consideration of this item be deferred following a Councillor workshop.
- The motion (of Crs Willis and Macdonald) was put.
- RESOLVED (Willis/Macdonald)**
That the draft Braidwood Structure Plan be placed on public exhibition and agency consultation for a period of 28 days commencing 27 January 2025.
- The resolution was carried.
- For: Crs Grundy, Livermore, Macdonald, Preston, Taskovski, Willis, Wilson, Waterhouse and Winchester
Against: Crs Broadbent and Schweikert
- Cr Macdonald declared a non-pecuniary, not significant interest in the following Item (9.2), stating: he personally knows the Planning Manager who presented in the Public Forum for Village Building Co. He proposed to remain in the meeting and vote.

- 557/24 **9.2 DA.2023.0511 - 460 Environa Drive Environa - Construction of Buildings Comprising of Shops, Neighbourhood Supermarket, Business Premises, Restaurants or Café, Takeaway Food and Drink Premises, Medical Centre, Recreation Facility (indoor) (gymnasium), Pub, Car Park, Signage, Associated Earthworks, Landscaping and Infrastructure**
RESOLVED (Wilson/Waterhouse)

That development application DA.2023.0511 for the construction of buildings comprising of shops, neighbourhood supermarket, business premises, restaurants or café, take away food and drink premises, medical centre, recreation facility (indoor) (gymnasium), pub, car park, signage, associated earthworks, landscaping and infrastructure on Lot 68 DP 1302790 (Formerly Pt Lot 933 DP 1292514), No. 460 Environa Drive Environa be granted conditional consent.

The resolution was carried unanimously.

- 558/24 **9.3 DA.2023.0361- 21 Kythera Street Googong - Multi Dwelling Housing and Strata Subdivision**
RESOLVED (Wilson/Broadbent)

That development application DA.2023.0361 for the construction of multi dwelling housing comprising 39 dwellings, strata subdivision, earthworks, landscaping, and associated services on Lot 667 DP1289740, No. 21 Kythera Street Googong be granted conditional consent.

The resolution was carried unanimously.

- 559/24 **9.4 Sunset Planning Proposal - 141 Googong Road, Googong**
RESOLVED (Waterhouse/Broadbent)

That Council:

1. Endorse the planning proposal to amend the Queanbeyan-Palerang Regional Local Environmental Plan 2022:
 - a. Amend land use zoning of part of Lot 39 DP 1257837, 141 Googong Road, Googong from C2 Environmental Conservation to R1 General Residential and rezone part of land currently zoned R1 General Residential having EPBC Box-Gum Woodland to C2 Environmental Conservation.
 - b. Amend minimum lot size of part of Lot 39 DP 1257837, 141 Googong Road, Googong as follow:
 - I. from 10 hectares to 1,000 m² for land rezoned from C2 to R1.
 - II. from 1,000 m² to 10 hectares for land rezoned from R1 to C2.
 - III. from 1,000 m² to 600 m² for a portion of existing R1 zoned land.

- c. Apply 8.5 m building height to the land rezoned R1.
 - d. Amend heritage curtilage of McCawley "Sunset" Homestead Complex.
 - e. Amend associated planning control maps that include additional permitted uses, secondary dwelling and dual occupancy to align with new zone boundaries.
2. Forward the planning proposal to the NSW Department of Planning, Housing and Infrastructure (DPHI) requesting a Gateway determination.
 3. Request delegation of Plan Making Authority, for this planning proposal.
 4. Undertake agency consultation and public exhibition according to the requirements of the Gateway determination.
 5. Should no objections be received, undertake the necessary actions to finalise the making of the Queanbeyan-Palerang Regional Local Environmental Plan 2022.
 6. Endorses the assessment that the standard planning proposal fee as set out in Council's Fees and Charges 2024-25 should apply.

The resolution was carried.

For: Crs Broadbent, Grundy, Livermore, Macdonald, Preston, Schweikert, Taskovski, Waterhouse and Winchester
Against: Crs Willis and Wilson

9.5 Post Exhibition Report - Draft Solid Fuel Heater Policy **MOVED (Willis)**

That Council:

1. Note that:
 - a. a substantial number of public submissions on the draft Solid Fuel Heater Policy were based on opposition to measures that are not part of the Policy; and
 - b. the Policy permits existing users of solid fuel heaters approved by council for installation to continue to use them and to replace them.
2. Adopt the Solid Fuel Heater Policy as exhibited.
3. Write to the NSW Government requesting it implement a state-wide means-tested program to subsidise the cost to replace old domestic solid fuel heaters with electric heating.

The motion (of Cr Willis) lapsed for lack of a seconder.

MOVED (Preston/Wilson)

That Council, in noting the community feedback received:

1. Review the solid fuel heater draft policy to clarify the scope and intent of the policy.
2. Prepare a communications plan to mitigate against the misunderstanding of the scope and intent of the policy.
3. In conjunction with the communication strategy, resubmit the policy for public consultation for 28 days from 1 February 2025.
4. Prepare a report to Council on the response to the public consultation.

PROCEDURAL MOTION

560/24

MOVED (Wilson)

That the motion be put.

The resolution was carried.

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

Against: Crs Broadbent, Grundy, Macdonald and Schweikert

561/24

RESOLVED (Preston/Wilson)

That Council, in noting the community feedback received:

1. Review the solid fuel heater draft policy to clarify the scope and intent of the policy.
2. Prepare a communications plan to mitigate against the misunderstanding of the scope and intent of the policy.
3. In conjunction with the communication strategy, resubmit the policy for public consultation for 28 days from 1 February 2025.
4. Prepare a report to Council on the response to the public consultation.

The resolution was carried.

For: Crs Livermore, Macdonald, Preston, Taskovski, Willis,
Wilson, Waterhouse and Winchester

Against: Crs Broadbent, Grundy and Schweikert

9.6 Road Naming - Proposed Names: Soares Road and Rattler Close

562/24

RESOLVED (Grundy/Broadbent)

That Council:

1. Adopt in principle the road names Soares Road and Rattler Close as the proposed names for two new roads located off Wanna Wanna Road, Carwoola created under subdivision Development Consent DA-210-2012/B.

2. Exhibit the proposed road names for public comment for 28 days.
3. Publish a notice in the NSW Government Gazette for the road names listed above if no objections are received.

The resolution was carried unanimously.

9.7 Request from Saint Demetrios Parish for Reimbursement of Development Application Fees

This Item was dealt with in earlier business.

9.8 Feedback on Naming of Council Chambers
RESOLVED (Winchester/Wilson)

563/24

That Council proceed with naming the Council Chambers located within the Nellie Hamilton Centre the WB Freebody Chambers.

The resolution was carried unanimously.

9.9 Renewal of Licence Agreement with St John Ambulance Australia (NSW) 20-22 Kendall Avenue, Crestwood
RESOLVED (Wilson/Preston)

564/24

That Council endorse a new licence agreement with St John Ambulance Australia (NSW) to occupy the premises at 20-22 Kendall Avenue, Crestwood, for a two (2) year term at a lease fee of \$5,000 per annum excluding GST.

The resolution was carried unanimously.

9.10 Appointment of Advisory Committees Delegates
RESOLVED (Macdonald/Wilson)

565/24

That Council:

1. Endorse the Terms of Reference and nominate Councillors for each of the Advisory Committees that require Councillor delegates:
 - Sustainability and Climate Change Advisory Committee
 - Heritage Advisory Committee
 - Access Committee
 - Arts and Cultural Development Advisory Committee
 - Sporting Gallery Advisory Committee
 - Sports Council
 - Youth Advisory Committee
 - Queanbeyan Showground Advisory Committee
 - Braidwood Floodplain Risk Management Committee
 - Bungendore Floodplain Risk Management Committee
 - Queanbeyan Floodplain Risk Management Committee

2. Dissolve the following Advisory Committees in their current formats:
 - Sister City Committee
 - First Nations Consultative Committee
3. Defer consideration of the establishment of the Business Advisory Committee until a report is presented to Council in early 2025.
4. Undertake an Expression of Interest process to facilitate membership for each Advisory Committee to be reported back to Council.
5. Following consultation with First Nations Community, LALC's and Traditional Owners receive a report on the proposed Terms of Reference for a QPRC First Nations Network.
6. Develop Terms of Reference for the Bungendore Town Centre and Environs Advisory Committee and the Seniors Advisory Committee with delegates to be appointed at a future meeting of Council.

The resolution was carried unanimously.

ADJOURNMENT: The meeting adjourned for a short break at 7.36pm and resumed at 7.49pm.

Advisory Committees with appointed Councillor delegates as determined:

| Committee | Councillor Delegate(s) | Alternate(s) |
|--|---|---------------|
| Sustainability and Climate Change Advisory Committee | Cr Preston Cr Willis | |
| Heritage Advisory Committee | Cr Willis | Cr Waterhouse |
| Access Committee | Cr Macdonald | Cr Wilson |
| Arts and Cultural Development Advisory Committee | Cr Livermore Cr Waterhouse | |
| Sporting Gallery Advisory Committee | Cr Livermore | Cr Macdonald |
| Sports Council | Cr Grundy Cr Taskovski Cr Wilson Cr Winchester | |
| Youth Advisory Committee | Cr Broadbent | Cr Waterhouse |
| Queanbeyan Showground Advisory Committee | Cr Macdonald Cr Wilson | |
| Braidwood Flood Risk Management Committee | Cr Waterhouse Cr Willis | |
| Bungendore Flood Risk Management Committee | Cr Preston Cr Schweikert | |

| Committee | Councillor Delegate(s) | Alternate(s) |
|--|---------------------------|--------------|
| Queanbeyan Flood Risk Management Committee | Cr Broadbent Cr Wilson | |

566/24 **9.11 Appointment of GM Performance Review Delegate**
RESOLVED (Winchester/Macdonald)

That Council nominate a Councillor delegate to sit on the General Manager's Performance Review Panel with the Mayor and Deputy Mayor and a Councillor nominated by the General Manager, for the Council term 2024 to 2028.

The resolution was carried unanimously.

Cr Willis was nominated as the Councillor delegate for the GM Performance Review Panel.

567/24 **9.12 Policy Review**
RESOLVED (Waterhouse/Macdonald)

That Council:

1. Endorse the following policies and place on exhibition for 28 days commencing 27 January 2025:
 - Councillor and Staff Interaction Policy
 - Councillor Expenses and Facilities Policy
 - Councillor Induction and Professional Development Policy
 - Development Adjacent to Water, Sewer and Stormwater Mains Policy
2. If no submissions are received, the policies be adopted.
3. Move the Records Policy from Strategic to Operational.

The resolution was carried unanimously.

568/24 **9.13 Audit, Risk and Improvement Committee Charter**
RESOLVED (Broadbent/Preston)

That Council adopt the Audit, Risk and Improvement Committee (ARIC) Charter 2024.

The resolution was carried unanimously.

569/24 **9.14 Investment Report - November 2024**
RESOLVED (Wilson/Willis)

That Council:

1. Receive the Investment Report for the month of November 2024.

2. Note the investment return for November 2024 was \$1,804,165.
3. Note the investment portfolio has been made in accordance with the Local Government Act (1993), the Local Government (General) Regulation (2021) and Queanbeyan-Palerang Regional Council's Investment Policy.

The resolution was carried unanimously.

9.15 Annual Report 2024

570/24

RESOLVED (Wilson/Preston)

That Council endorse the Annual Report 2023-24 for publication on Council's website and notify the Office of Local Government.

The resolution was carried unanimously.

10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION

10.1 Questions with Notice - Bus Shelter Program

571/24

RESOLVED (Willis/Waterhouse)

That the report be received for information.

The resolution was carried unanimously.

10.2 Questions with Notice - Braidwood Non-Revenue Water

572/24

RESOLVED (Willis/Waterhouse)

That the report be received for information.

The resolution was carried unanimously.

10.3 Lease and Licence Register

573/24

RESOLVED (Preston/Livermore)

That the report be received for information.

The resolution was carried unanimously.

10.4 Planning Performance

574/24

RESOLVED (Preston/Taskovski)

That the report be received for information.

The resolution was carried unanimously.

10.5 Resolution Action Sheet

575/24

RESOLVED (Preston/Livermore)

That the report be received for information.

The resolution was carried unanimously.

576/24 **10.6 Funding of Mental Health Services in Queanbeyan Palerang**
RESOLVED (Macdonald/Preston)

That the report be received for information.

The resolution was carried unanimously.

577/24 **10.7 Councillor Workshops**
RESOLVED (Winchester/Livermore)

That the report be received for information.

The resolution was carried.

For: Crs Livermore, Macdonald, Preston, Taskovski, Willis,
 Wilson, Waterhouse and Winchester

Against: Crs Broadbent, Grundy and Schweikert

11. REPORTS OF COMMITTEES

578/24 **11.1 Queanbeyan Showground Advisory Committee Meeting**
Minutes - 4 December 2024
RESOLVED (Macdonald/Wilson)

That Council note the minutes of the Queanbeyan Showground Advisory Committee meeting held on 4 December 2024.

The resolution was carried unanimously.

12. NOTICES OF MOTIONS

579/24 **12.1 Notice of Motion - Naming of Bridge - Proposed Name: Ludwig**
Baumgardner Bridge
RESOLVED (Waterhouse/Schweikert)

That the new bridge recently constructed where Wallaces Gap Road crosses over Back Creek in the locality of Long Flat, Majors Creek be named the Ludwig Baumgardner Bridge.

The resolution was carried unanimously.

12.2 Notice of Motion - Potential Cost of Living Relief
MOVED (Schweikert/Macdonald)

That Council prepare a report for a workshop, and eventual publication, on the efficacy of a cost-of-living innovation of providing a 2.9% cash back on rates paid on time over a two-year trial period.

The motion was lost.

For: Crs Broadbent, Grundy, Macdonald and Schweikert

Against: Crs Livermore, Preston, Taskovski, Willis, Wilson,
 Waterhouse and Winchester

SUPPLEMENTARY REPORT**13. REPORTS TO COUNCIL - DELEGATES REPORTS****13.1 Delegate's Report - Community Safety and Precinct Committee (CPSC)**

580/24

RESOLVED (Schweikert/Winchester)

That the report be received for information.

The resolution was carried unanimously.

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

581/24

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 Compulsory Acquisitions from Water NSW for Road Widening

Item 16.1 is confidential in accordance with s10(A) (e) of the Local Government Act 1993 because it contains information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 16.2 Memorandum of Understanding - QPRC, Homes NSW and TAFE NSW

Item 16.2 is confidential in accordance with s10(A) (dii) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a competitor of the council and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

Item 16.3 Award of RFT2024-56 Kerbside Waste Collection Contract

Item 16.3 is confidential in accordance with s10(A) (di) of the Local Government Act 1993 because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it 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 8.33pm to discuss the matters listed above.

582/24 **16.1 Compulsory Acquisitions from Water NSW for Road Widening**
RESOLVED (Waterhouse/Schweikert)

That Council approve:

1. The Compulsory Acquisition by agreement of various parcels of land from Water NSW for the purpose of road and bridge works along Nerriga Road, Stewarts Crossing Road and Mayfield Road.
2. The making of an application to the Minister for Local Government and the making of an application to the Governor for the compulsory acquisition by agreement of the following part lots: Lot 2 DP 830605, Lot 18 DP 754916 and Lot 63 DP754916, Lots 109, 103, 106, 114 and 151 DP 755943, Lots 115, 116 and 143 DP 755943.

The resolution was carried unanimously.

583/24 **16.2 Memorandum of Understanding - QPRC, Homes NSW and TAFE NSW**
RESOLVED (Willis/Preston)

This resolution is embargoed.

The resolution was carried unanimously.

584/24 **16.3 Award of RFT2024-56 Kerbside Waste Collection Contract**
RESOLVED (Winchester/Schweikert)

That Council award Tender 2024-56 for the provision of Kerbside Waste Collection Services to JJ Richards & Sons for the tendered Schedule of Rates under a seven year plus three year optional extension contract term.

The resolution was carried unanimously.

585/24

RESOLVED (Winchester/Preston)

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 8.49pm.

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.

18. CONCLUSION OF THE MEETING

The time being 8.51pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR KENRICK WINCHESTER
MAYOR
CHAIRPERSON**