



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held via Zoom and at the Council Chambers, 257 Crawford Street, Queanbeyan on Wednesday, 22 May 2024 commencing at 5.30pm.

ATTENDANCE

Councillors: Cr Winchester (Chairperson)
Cr Burton
Cr Grundy
Cr Livermore
Cr Macdonald
Cr Preston
Cr Taskovski
Cr Willis

Staff: R Ryan, General Manager
P Hansen, Director Infrastructure Services
K Monaghan, Director Corporate Services
R Ormella, Director Development and Environment
T Geyer, A/Director Community, Arts and Recreation

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

It was noted that Cr Biscotti requested a leave of absence for this meeting which was approved at the 24 April 2024 Ordinary meeting.

213/24

RESOLVED (Winchester/Macdonald)

That the apology for non-attendance from Cr Wilson be received and that leave of absence be granted.

The resolution was carried unanimously.

4. CONFIRMATION OF MINUTES214/24 **4.1 Minutes of the Ordinary Meeting of Council held on 8 May 2024**
RESOLVED (Winchester/Taskovski)

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 8 May 2024 be confirmed.

The resolution was carried unanimously.

5. DISCLOSURES OF INTERESTS215/24 **RESOLVED (Winchester/Preston)**

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 Winchester declared a significant non-pecuniary interest in Item 9.7: Licence Agreement - Queanbeyan Leagues Club for Seiffert Oval, stating he is a Board Member of the Queanbeyan Leagues Club. He proposed to leave the Chambers when the Item is considered.

6. ADJOURNMENT FOR PUBLIC FORUM

216/24

RESOLVED (Winchester/Burton)

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 6.00pm.

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 DA.2022.1354 - Alterations and Additions to Various Buildings; Change of Use from Professional Consulting Room and Former Stables to Tourist and Visitor Accommodation; Use of Marquee in Conjunction with the Approved Function Centre; Business Signages and Sculptures****MOVED (Willis/Taskovski)**

That:

1. Council grant conditional consent for DA.2022.1354 for alterations and additions to various tourist accommodation buildings, change of use of professional consulting room to tourist and visitor accommodation, change of use of former stables to tourist and visitor accommodation, including use of existing marquee in conjunction with the function centre, business signages, sculptures on Lot 3 DP 839479, No. 140 Little River Road Braidwood.
2. Consent be granted to a variation to Clause 4.3 Height of buildings of the Palerang Local Environmental Plan 2014 to allow for the sculptures to be retained on Lot 3 DP 839479, No 140 Little River Road Braidwood for the following reasons:
 - a. The sculptures have no discernible impact on any existing views, privacy, amenity to neighbouring properties.
 - b. The sculptures are consistent with the objectives of Cl 4.3 Height of buildings and does not result in any adverse environmental impact on the natural landscape.
 - c. The sculptures comprise of simple vertical elements, made of materials and colours, which is within the rural landscape as a simple artistic addition.
3. The hours for the use of amplified noise equipment be limited to 7am to 8pm any day.

AMENDMENT (Macdonald/Burton)

That consideration of this matter be deferred until such time that a site visit is conducted to enable Councillors to fully understand all relevant factors.

The amendment (of Crs Macdonald and Burton) was PUT and LOST.

For: Crs Burton and Macdonald

Against: Crs Grundy Livermore, Preston, Taskovski, Willis and Winchester

AMENDMENT (Macdonald/Burton)

That:

1. Council grant conditional consent for DA.2022.1354 for alterations and additions to various tourist accommodation buildings, change of use of professional consulting room to tourist and visitor accommodation, change of use of former stables to tourist and visitor accommodation, including use of existing marque in conjunction with the function centre, business signages, sculptures on Lot 3 DP 839479, No. 140 Little River Road Braidwood.
2. Consent be granted to a variation to Clause 4.3 Height of buildings of the Palerang Local Environmental Plan 2014 to allow for the sculptures to be retained on Lot 3 DP 839479, No 140 Little River Road Braidwood for the following reasons:
 - a. The sculptures have no discernible impact on any existing views, privacy, amenity to neighbouring properties.
 - b. The sculptures are consistent with the objectives of Cl 4.3 Height of buildings and does not result in any adverse environmental impact on the natural landscape.
 - c. The sculptures comprise of simple vertical elements, made of materials and colours, which is within the rural landscape as a simple artistic addition.
3. Council supports the use of amplified noise equipment outside of the woolshed in accordance with hours specified in condition No.8 and that draft condition No.7 be removed from the development consent.
4. A Plan of Management will be submitted to Council within 28 days from the date of this consent for approval. The Plan is to include frequency of events and the associated management of noise, the process for lodging and responding to complaints and communication plan. The operation of the site shall be undertaken in accordance with the approved Plan of Management.

The amendment (of Crs Macdonald and Burton) was PUT.

For: Crs Burton, Livermore, Macdonald, Preston, Taskovski and Winchester

Against: Crs Grundy and Willis

The amendment was CARRIED and became the motion.

217/24

RESOLVED (Macdonald/Burton)

That:

1. Council grant conditional consent for DA.2022.1354 for alterations and additions to various tourist accommodation buildings, change of use of professional consulting room to tourist and visitor accommodation, change of use of former stables to tourist and visitor accommodation, including use of existing marque in conjunction with the function centre, business signages, sculptures on Lot 3 DP 839479, No. 140 Little River Road Braidwood.
2. Consent be granted to a variation to Clause 4.3 Height of buildings of the Palerang Local Environmental Plan 2014 to allow for the sculptures to be retained on Lot 3 DP 839479, No 140 Little River Road Braidwood for the following reasons:
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 - b. The sculptures are consistent with the objectives of Cl 4.3 Height of buildings and does not result in any adverse environmental impact on the natural landscape.
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For: Crs Burton, Livermore, Macdonald, Preston, Taskovski
and Winchester

Against: Crs Grundy and Willis

9.2 Planning Proposal - Googong Township - Eastern Boundary Amendment

218/24

RESOLVED (Winchester/Preston)

That Council:

1. Seek a Gateway determination from the Department of Planning, Housing and Infrastructure to amend the Queanbeyan-Palerang Local Environmental Plan 2022 as per the planning proposal (Attachment 1).
2. Require the planning proposal to be updated with the following amendments prior to agency consultation:
 - Include Ministerial Direction 4.3 Planning for Bushfire Protection,
 - Land proposed to have a 600m² minimum lot size is to be zoned R1 General Residential.
3. Request delegation of Plan making powers, for this planning proposal.
4. Undertake agency consultation and public exhibition pursuant to any requirements of the Gateway determination.
5. Should no objections be received, undertake the necessary actions to finalise the making of the Queanbeyan-Palerang Local Environmental Plan 2022.
6. Support the review of the Googong structure plans in Appendix 8 and 10 of the Googong DCP with consideration of the subdivision approval in DA.2021.1549.

For: Crs Burton, Grundy, Livermore, Macdonald, Preston, Taskovski and Winchester

Against: Cr Willis

9.3 Submissions Report on Scoping Proposal for Complying Development in the C4 Environmental Living Zone - Bywong and Wamboin

219/24

RESOLVED (Macdonald/Burton)

That Council:

1. Receive and note the submissions in response to a community workshop and public exhibition for complying development in the C4 Environmental Living Zone in Bywong and Wamboin.
2. Support the Council led scoping proposal that provides a Hybrid Approach to enable complying development within the C4 Environmental Living Zone in Bywong and Wamboin for agency consultation.
3. Prepare a formal planning proposal that considers agency advice and community views, that will be presented to Council at a later date seeking approval to request Gateway determination.

The resolution was carried unanimously.

220/24 **9.4 Procedure for Proponent Initiated Planning Proposals**
RESOLVED (Grundy/Macdonald)
That Council adopt the Procedure for Proponent Initiated Planning Proposals as outlined in the report.

The resolution was carried unanimously.

221/24 **9.5 Road Naming - Murumba Road, Bombay**
RESOLVED (Preston/Willis)
That Council:
1. Adopt in principle the name Murumba Road as the proposed road name for a road in Bombay, as shown in Figure 1.
2. Publish a notice in the NSW Government Gazette.

The resolution was carried unanimously.

222/24 **9.6 Investment Report - April 2024**
RESOLVED (Willis/Burton)
That Council:
1. Receive the Investment Report for the month of April 2024.
2. Note the investment return for April 2024 was \$189,266.
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.

Cr Winchester, having declared a significant non-pecuniary interest in the following Item, vacated the Chair and left the Chambers at 7.01pm.

The Deputy Mayor assumed the Chair.

223/24 **9.7 Licence Agreement - Queanbeyan Leagues Club for Seiffert Oval**
RESOLVED (Preston/Macdonald)

That Council:

1. Rescind the existing access licence with the Queanbeyan Leagues Club over Seiffert Oval Sports Ground.
2. Approve the new Licence Agreement with the Queanbeyan Leagues Club for a 5 year term.

The resolution was carried unanimously.

Cr Winchester returned to the meeting at 7.07pm. Cr Livermore vacated the Chair and Cr Winchester resumed the Chair.

- 224/24
- 9.8 Renewal of Access Licence - Veterans Motorcycle Club**
RESOLVED (Grundy/Macdonald)
- That Council:
1. Approve the renewal of the Licence Agreement with Queanbeyan Veteran's Motorcycle Club for a further 5 year term.
 2. Re-affirm the boundaries of the intended licence area, and that the southern shower and changeroom area are included under the licence agreement.
- The resolution was carried unanimously.

SUPPLEMENTARY REPORT

- 225/24
- 9.9 Quarterly Budget Review Statement for the Quarter Ending 31 March 2024**
RESOLVED (Willis/Preston)
- That Council:
1. Receive the March 2024 Quarterly Budget Review Statement.
 2. Adopt the budget variations outlined in the report.
 3. Note the opinion of the Responsible Accounting Officer in relation to Council's financial performance and projected year result is satisfactory.
- For: Crs Livermore, Preston, Taskovski, Willis and Winchester
Against: Crs Burton, Grundy and Macdonald

10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION

- 226/24
- 10.1 Bungendore High School Update**
RESOLVED (Willis/Preston)
- That the report be received for information.
- The resolution was carried unanimously.
- 227/24
- 10.2 Monaro Street Upgrade**
RESOLVED (Grundy/Taskovski)
- That the report be received for information.
- For: Crs Burton, Grundy, Livermore, Macdonald, Preston, Taskovski and Winchester
Against: Cr Willis

- 228/24 **10.3 Update on Bicycle and Pedestrian Facilities Plan Progress**
RESOLVED (Willis/Livermore)
That the report be received for information.
The resolution was carried unanimously.
- 229/24 **10.4 LCLI Funding Agreement Amendment**
RESOLVED (Grundy/Livermore)
That the report be received for information.
The resolution was carried unanimously.
- 230/24 **10.5 Questions With Notice - Former Mayors**
RESOLVED (Taskovski/Grundy)
That the report be received for information.
The resolution was carried unanimously.
- 231/24 **10.6 Councillor Workshops**
RESOLVED (Willis/Preston)
That the report be received for information.
The resolution was carried unanimously.
- 11. REPORTS OF COMMITTEES**
- 232/24 **11.1 Bungendore Floodplain Risk Management Committee Meeting**
Minutes - 9 April 2024
RESOLVED (Preston/Burton)
That Council note the minutes of the Bungendore Floodplain Risk Management Committee held on 9 April 2024.
The resolution was carried unanimously.
- 233/24 **11.2 Local Traffic Committee Extraordinary Meeting - 23 April 2024**
RESOLVED (Livermore/Taskovski)
That Council:
 1. Note the minutes of Local Traffic Committee Extraordinary Meeting held on 23 April 2024.
 2. Adopt recommendation for LTC 10/2024 from the meeting held on 23 April 2024:
LTC 10/2024: The Queanbeyan Reconciliation Walk 2024 is supported TGS as per LTC meeting minutes.
 3. Advise TfNSW and NSW Police of Council's intention to hold the Reconciliation Walk.
The resolution was carried unanimously.

- 234/24 **11.3 QPRC Sports Council Meeting - 6 May 2024**
RESOLVED (Winchester/Macdonald)
- That Council note the minutes of the QPRC Sports Council held on 6 May 2024.
- The resolution was carried unanimously.

ADJOURNMENT: The meeting adjourned for the Public Forum at 7.28pm and resumed at 7.37pm.

12. NOTICES OF MOTIONS

- 235/24 **12.1 Notice of Motion - Albion Complex Heritage Listing**
RESOLVED (Willis/Preston)
- That Council staff:
1. Seek a meeting with Heritage NSW to discuss the removal in error of the local listing of the Albion Complex and a process to expedite reinstating the listing on Schedule 5 of the Queanbeyan-Palerang Regional LEP 2022, and
 2. Make use of the Braidwood Historical Society's records and extensive knowledge of local heritage, including the site in question and its local heritage values, to assist in this matter.
- For: Crs Livermore, Preston, Taskovski, Willis and Winchester
- Against: Crs Burton, Grundy and Macdonald

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

236/24

RESOLVED (Winchester/Macdonald)

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 Acquisition

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 Bungendore Office and Property Development

Item 16.2 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 7.44pm to discuss the matters listed above.

16.1 Compulsory Acquisition

237/24

RESOLVED (Willis/Grundy)

That Council authorise:

1. The Compulsory Acquisition of part lots 148,149 and 150 of DP 72760 and part Lot 60 DP 754907 from Crownlands for the purpose of road widening.
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 of part lots 148,149 and 150 of DP 72760 and part Lot 60 DP 754907 in the Locality of Googong, Parish of Googong, County of Murray.

The resolution was carried unanimously.

16.2 Bungendore Office and Property Development

238/24

RESOLVED (Preston/Livermore)

That the report be received for information.

The resolution was carried unanimously.

239/24

RESOLVED (Winchester/Livermore)

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 8.05pm.

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

In accordance with Clause 253 of the Local Government (General) Regulations 2021, the Mayor then read out the decisions of Council made in Closed Session.

18. CONCLUSION OF THE MEETING

The time being 8.07pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR KENRICK WINCHESTER
MAYOR
CHAIRPERSON**