



MINUTES OF THE ORDINARY MEETING OF THE QUEANBEYAN-PALERANG REGIONAL COUNCIL held via Zoom and at the Council Chambers, Nellie Hamilton Centre, 257 Crawford Street, Queanbeyan on Wednesday, 14 August 2024 commencing at 5.30pm.

ATTENDANCE

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

Staff: R Ryan, General Manager
M Duff, Director Infrastructure Services
J Richards, Director Community, Arts and Recreation
K Monaghan, Director Corporate Services
R Ormella, Director Development and Environment

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 the application for leave of absence from Cr Biscotti was approved at the 26 June 2024 meeting.

365/24

RESOLVED (Winchester/Preston)

That the apologies for non-attendance from Crs Livermore and Wilson be received and that leave of absence be granted.

The resolution was carried unanimously.

4. CONFIRMATION OF MINUTES**4.1 Minutes of the Ordinary Meeting of Council held on 24 July 2024**

366/24

RESOLVED (Winchester/Macdonald)

That the Minutes of the Ordinary Meeting of Council held in the Queanbeyan Council Chambers on Wednesday 24 July 2024 be confirmed.

The resolution was carried unanimously.

5. DISCLOSURES OF INTERESTS

367/24

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 Taskovski declared a less than significant pecuniary interest in Item 9.6 - Draft Cat Containment Policy, stating he is an employee of the specified company or other body, Ian McNamee and Partners, Manager of Jumping Creek land sales. He proposed to leave the Chambers when the matter is considered.

6. ADJOURNMENT FOR PUBLIC FORUM

368/24

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 5.35pm and resumed at 5.58pm.

7. MAYORAL MINUTE

369/24

7.1 LGNSW Certificate of Service Award - Sue Whelan OAM**RESOLVED (From the Chair)**

That Council, on behalf of LGNSW President Cr Darriea Turley AM, presents the Local Government NSW 30 years Certificate of Service Award, medallion and pin to Mrs Sue Whelan OAM.

The resolution was carried unanimously.

8. NOTICES OF MOTIONS OF RESCISSION

There were no Notices of Motions of Rescission.

9. REPORTS TO COUNCIL - ITEMS FOR DETERMINATION**370/24 9.1 State Significant Development Application - New Bungendore High School - Proposed Council Submission**
RESOLVED (Preston/Taskovski)

That Council:

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

For: Crs Preston, Taskovski, Willis and Winchester

Against: Crs Burton, Grundy and Macdonald

PROCEDURAL MOTION**371/24 RESOLVED (Winchester/Burton)**

That Items 9.11 and 12.1 be brought forward for consideration at this juncture.

The resolution was carried unanimously.

372/24 9.11 Freebody Oval Renovation
RESOLVED (Grundy/Macdonald)

That Council provide in-principle support for the Freebody Oval renovation and consider a contribution of \$125,000 at the first Quarterly Budget Review.

The resolution was carried unanimously.

373/24 12.1 Notice of Motion - Naming of Council Chambers
RESOLVED (Winchester/Preston)

That Council:

1. Endorse the naming of the new Council Chambers as the WB Freebody Chambers.
2. Place the proposal on public exhibition for 28 days and if no objections are received, adopt the name and formalise with a public event and naming celebration.

For: Crs Burton, Macdonald, Preston, Taskovski, Willis and Wilson

Against: Cr Grundy

- 374/24 **9.2 Submission to Heritage NSW on the 15 Year Management Review of Braidwood and its Setting SHRL Milestone 3 Report**
RESOLVED (Willis/Preston)
- That Council lodge the draft submission included at Attachment 1 with Heritage NSW.
- The resolution was carried unanimously.
- 375/24 **9.3 Planning Proposal to Reclassify 88 Wallace Street and 41 Ryrie Street Braidwood from Community to Operational Land**
RESOLVED (Grundy/Burton)
- That Council:
1. Approve the progress of the draft planning proposal to reclassify Lots 4 and 7 DP 240640, 88 Wallace Street, Braidwood and Lot 5 DP 835748, 41 Ryrie Street, Braidwood from community land to operational land under the Local Government Act 1993 and forward the proposal to the NSW Department of Planning, Housing and Infrastructure (DPHI) requesting a Gateway determination.
 2. Request delegation of Plan making powers, for this planning proposal.
 3. Undertake agency consultation and public exhibition pursuant to any requirements of the Gateway determination.
 4. Should no objections be received, undertake the necessary actions to finalise the making of the Queanbeyan-Palerang Local Environmental Plan 2022.
- The resolution was carried unanimously.
- 376/24 **9.4 Road Naming**
RESOLVED (Willis/Macdonald)
- That Council adopt in principle:
1. Balmain View as the proposed name for a private road (right of carriageway/easement) located off Mayfield Road, Larbert.
 2. Kurraducbidgee as a proposed road name for use in the area subject to the Batemans Bay Local Aboriginal Lands Council assessment of suitability.
- The resolution was carried unanimously.
- 377/24 **9.5 Power Purchase Agreement for Council's Eligible Small Sites**
RESOLVED (Willis/Preston)
- That Council authorise the General Manager to enter into a Power Purchase Agreement for supplying 100% renewable energy to Council's eligible small sites (under NSW government contract 3062 with Shell Energy).
- The resolution was carried unanimously.

Having declared an interest in the following item, Cr Taskovski left the Chambers at 6.23pm.

378/24 **9.6 Draft Cat Containment Policy**
RESOLVED (Willis/Preston)

That Council endorse the draft Cat Containment Policy and place on public exhibition for an extended period of 42 days.

The resolution was carried unanimously.

Cr Taskovski returned to the Chambers at 6.28pm.

9.7 Draft Solid Fuel Heater Policy
MOVED (Preston/Taskovski)

That Council endorse the draft Solid Fuel Heater Policy and place on public exhibition for a period of 42 days.

AMENDMENT (Willis)

That Council:

1. Replace section 3 Scope of the policy in the draft as follows:
 - 3.1 This policy applies to all new applications for residential development in the Queanbeyan-Palerang Local Government Area (as shown on the maps in Appendix One of the Policy).
 - 3.2 This policy applies to applications for replacement of existing wood heaters in residential buildings in the Queanbeyan-Palerang Local Government Area (as shown on the maps in Appendix One of the Policy).
 - 3.3 This policy does not require the removal of existing wood heaters in buildings.
2. Endorse the draft Solid Fuel Heater Policy and place it on public exhibition for a period of 42 days.

The amendment (of Cr Willis) lapsed for want of a seconder.

AMENDMENT (Willis/Preston)

That Council:

1. Replace section 3 Scope of the policy in the draft as follows:
 - 3.1 This policy applies to all new applications for residential development in the urban areas of the Queanbeyan Palerang Local Government Area (as shown on the maps in Appendix One of the Policy).
 - 3.2 This policy does not apply to applications for replacement of existing approved wood heaters.
 - 3.3 This policy does not require the removal of existing wood heaters in buildings.

2. Endorse the draft Solid Fuel Heater Policy and place it on public exhibition for 42 days.

The amendment (of Crs Willis and Preston) was put.

For: Crs Preston, Taskovski, Willis and Winchester

Against: Crs Burton, Grundy and Macdonald

The amendment was carried and became the motion.

379/24

RESOLVED (Willis/Preston)

That Council:

1. Replace section 3 Scope of the policy in the draft as follows:
 - 3.1 This policy applies to all new applications for residential development in the urban areas of the Queanbeyan Palerang Local Government Area (as shown on the maps in Appendix One of the Policy).
 - 3.2 This policy does not apply to applications for replacement of existing approved wood heaters.
 - 3.3 This policy does not require the removal of existing wood heaters in buildings.
2. Endorse the draft Solid Fuel Heater Policy and place it on public exhibition for 42 days.

For: Crs Preston, Taskovski, Willis and Winchester

Against: Crs Burton, Grundy and Macdonald

Cr Willis foreshadowed a Notice of Motion for the 28 August 2024 Council meeting: That Council submit a motion to the LGNSW 2024 Annual Conference regarding solid fuel heaters.

9.8 Capital Projects and Mobile Phone Blackspots Priorities - 2025 Election Funding Advocacy

380/24

RESOLVED (Macdonald/Willis)

That Council endorse a list of major infrastructure projects and mobile black spot priorities to be presented for funding in advance of the 2025 Federal election.

The resolution was carried unanimously.

9.9 Dunns Creek Road Stage 1

381/24

RESOLVED (Preston/Taskovski)

That Council:

1. Write to the Minister for Infrastructure, Transport, Regional Development and Local Government, requesting that the \$65 million commitment from the Australian Government Infrastructure Investment Program for Dunns Creek Road is allocated to construction of Stage 1 of the Dunns Creek Road project and establish a funding agreement.

2. Endorse the engagement of Transport for NSW to undertake the necessary business case and strategic work for Dunns Creek Road Stage 1.

For: Crs Macdonald, Preston, Taskovski, Willis and Winchester

Against: Crs Burton and Grundy

9.10 Capital Football Finals - Request for Support

MOVED (Winchester/Taskovski)

That Council:

1. Cap fees to Capital Football at \$4,750 for the finals held at Regional Sports Complex and Riverside Oval in 2024.
2. Authorise the General Manager to negotiate a five year agreement with Capital Football to host future finals at both the Regional Sports Complex and Riverside Oval, which will be included in Council's Fees and Charges.

AMENDMENT (Willis/Preston)

That Council cap fees to Capital Football at \$4,750 for the finals held at Regional Sports Complex and Riverside Oval in 2024.

The amendment (of Crs Willis and Preston) was put.

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

Against: Cr Grundy

The amendment was carried and became the motion.

382/24

RESOLVED (Willis/Preston)

That Council cap fees to Capital Football at \$4,750 for the finals held at Regional Sports Complex and Riverside Oval in 2024.

The resolution was carried unanimously.

9.11 Freebody Oval Renovation

This item was dealt with in earlier business.

9.12 Canberra Region Rugby League Finals - Request for Support

383/24

RESOLVED (Preston/Taskovski)

That Council cap fees to the Canberra Regional Rugby League at \$4,200 for the finals held at Seiffert Oval in 2024.

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

Against: Cr Grundy

- 384/24 **9.13 Bungendore Aquatic Centre Site Location - Bungendore Sports Hub**
RESOLVED (Macdonald/Preston)

That Council approve the relocation of the Bungendore Aquatic Centre to its original proposed northern site adjacent to the netball courts at the Bungendore Sports Hub.

The resolution was carried unanimously.

- 385/24 **9.14 Council Properties 256 and 262 Crawford Street Queanbeyan**
RESOLVED (Willis/Preston)

That Council:

1. Defer the marketing of Council properties in Crawford Street Queanbeyan, including the Westpac/Headspace Building, the former QPRC Administration Office and the Rutledge Street Car Park until the new Development Control Plan (DCP) and Local Environmental Plan (LEP) is completed.
2. Seek expressions of interest for a commercial lease for both the former QPRC Administration Office and RB Smith Building, at 256 and 262 Crawford Street Queanbeyan, for a fixed five year term.
3. Authorise the General Manager to negotiate the Lease Agreements for these properties and report back to Council.

The resolution was carried unanimously.

ADJOURNMENT: The meeting adjourned at 7.29pm and resumed at 7.45pm.

- 386/24 **9.15 Canberra Region Joint Organisation Hot-desking Arrangement**
RESOLVED (Winchester/Macdonald)

That Council endorse the General Manager executing the Memorandum of Understanding with the Canberra Region Joint Organisation for renting Hot Desks in the Nellie Hamilton Centre.

The resolution was carried unanimously.

- 387/24 **9.16 Ground Floor Proposal for Use - Nellie Hamilton Centre**
RESOLVED (Willis/Preston)

That Council:

1. Endorse the fit-out of the Nellie Hamilton Centre ground floor; with a public meeting room, small quiet workspace areas and a dedicated area for Queanbeyan Library community programs and activities.
2. Receive a cost estimate and consider the inclusion of a budget to progress the project at the first Quarterly Budget Review.

For: Crs Macdonald, Preston, Taskovski, Willis and Winchester

Against: Crs Burton and Grundy

10. REPORTS TO COUNCIL - ITEMS FOR INFORMATION

388/24 **10.1 Affordable Housing Strategy - Annual Report**
RESOLVED (Willis/Preston)

That the report be received for information.

The resolution was carried unanimously.

389/24 **10.2 EDE Working Group Update**
RESOLVED (Willis/Winchester)

That the report be received for information.

The resolution was carried unanimously.

390/24 **10.3 Bungendore Bulk Water Pipeline Project Update**
RESOLVED (Preston/Taskovski)

That the report be received for information.

The resolution was carried unanimously.

391/24 **10.4 Jerrabomberra Pump Track - Update**
RESOLVED (Macdonald/Grundy)

That the report be received for information.

The resolution was carried unanimously.

392/24 **10.5 Nellie Hamilton Centre Update**
RESOLVED (Taskovski/Preston)

That the report be received for information.

The resolution was carried unanimously.

393/24 **10.6 Ending Violence Against Women**
RESOLVED (Preston/Willis)

That the report be received for information.

The resolution was carried unanimously.

394/24 **10.7 Tobacconist and Vape Stores in NSW**
RESOLVED (Macdonald/Preston)

That the report be received for information.

The resolution was carried unanimously.

- 395/24 **10.8 Lead Working Group – Premier’s Department Representative**
RESOLVED (Taskovski/Willis)
 That the report be received for information.
 The resolution was carried unanimously.
- 396/24 **10.9 Councillor Workshops**
RESOLVED (Winchester/Preston)
 That the report be received for information.
 The resolution was carried unanimously.
- 11. REPORTS OF COMMITTEES**
 There were no Reports of Committees.
- 12. Notices of Motions**
- 12.1 **Notice of Motion - Naming of Council Chambers**
 This item was dealt with in earlier business.
- 397/24 **12.2 Notice of Motion - Non-Urban Bulk Hard Waste Drop Off Passes**
RESOLVED (Grundy/Macdonald)
 That Council notes the interest of non-urban regional residents in an opportunity to partake in a bulk hard waste drop off service, similar to the current kerbside bulk waste collection service offered in urban areas and considers this in the upcoming review of the Waste Management Strategy.
 The resolution was carried unanimously.
- 398/24 **12.3 Notice of Motion - Extended Hours Trial QPRC Libraries for HSC Students**
RESOLVED (Macdonald/Grundy)
 That Council:
1. Extend the opening hours of the Braidwood, Bungendore and Queanbeyan Libraries for two evenings each week for the use of senior secondary school students from 2 September until 8 November as a trial for 2024.
 2. Receives a report on the uptake and utility of the extended study hours trial.
- The resolution was carried unanimously.

399/24

12.4 Notice of Motion - Monique Suraci - Congratulations and Reception**RESOLVED (Macdonald/Winchester)**

That Council congratulate Monique Suraci on her success to date and host a reception for Monique in recognition of her sporting excellence and gratitude for her representation of our region.

The resolution was carried unanimously.

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.

400/24

16. REPORTS FOR CLOSED SESSION**RESOLVED (Winchester/Taskovski)**

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 Acquisition proposal - Rear Portion 15 Gibraltar Street Bungendore for Car Park.

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 RFT 2024-22 Jembaicumbene Bridges Replacement - Tender Evaluation

Item 16.2 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 8.29pm to discuss the matters listed above.

16.1 Acquisition proposal - Rear Portion 15 Gibraltar Street Bungendore for Car Park

401/24

RESOLVED (Taskovski/Preston)

That Council:

1. Authorise the General Manager to negotiate the acquisition of the rear portion of 15 Gibraltar Street, Bungendore (Lot 2 DP 817205) to be used as car parking for the new Council offices to be built at 19 Gibraltar Street.
2. Authorise the General Manager to complete negotiations to acquire the land (rear portion of Lot 2 DP 817205) subject to a price being agreed commensurate with the recent purchase of 17 Gibraltar Street.
3. Classify the rear portion of 15 Gibraltar Street as Operational Land, if acquired.

The resolution was carried unanimously.

16.2 RFT 2024-22 Jembaicumbene Bridges Replacement - Tender Evaluation

402/24

RESOLVED (Macdonald/Preston)

That Council:

1. Award Contract No. 2022-24 for the Design and Construction – Jembaicumbene Bridges Replacement to HD Civil Pty Ltd for the contract amount of \$3,089,768 (inc GST).
2. Authorise the General Manager to refine the project scope and negotiate a final contract value with HD Civil Pty Ltd within the approved total budget.

The resolution was carried unanimously.

403/24

RESOLVED (Winchester/Taskovski)

That the meeting now return to Open Session.

The resolution was carried unanimously.

The meeting returned to Open Session at 8.34pm.

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 8.36pm, the Mayor announced that the Agenda for the meeting had now been completed.

**CR KENRICK WINCHESTER
MAYOR
CHAIRPERSON**