



STRATHBOGRIE SHIRE COUNCIL

MINUTES OF A SPECIAL MEETING OF THE STRATHBOGRIE SHIRE COUNCIL HELD ON TUESDAY 25TH SEPTEMBER 2012 AT THE EUROA COMMUNITY CONFERENCE CENTRE COMMENCING AT 5.00 P.M.

Councillors: Graeme (Mick) Williams (Chair)
Colleen Furlanetto
Malcolm Little
Neil Murray
Howard Myers
Debra Swan
Peter Woodhouse

Officers: Steve Crawcour - Chief Executive Officer
David Woodhams – Director, Corporate and Community
Phil Howard – Director, Sustainable Development
Peterson Asante – Acting Director, Asset Services

BUSINESS

1. Welcome
2. Acknowledgement of Traditional Land Owners
'In keeping with the spirit of Reconciliation, we acknowledge the traditional custodians of the land on which we are meeting today. We recognise indigenous people, their elders past and present'.
3. Apologies

Roy Hetherington - Director, Asset Services
4. Disclosure of Interests

Nil

EXCERPT FROM MEETING PROCEDURE LOCAL LAW NO. 1

CONDUCT OF PUBLIC

52. VISITORS

- (1) Visitors must not interject or take part in debate.
- (2) Silence shall be preserved in the gallery at all times.
- (3) If any visitor is called to order by the Chairperson and again acts in breach of this Local Law, the Chairperson may order that person to be removed from the gallery.

53. CALL TO ORDER

Any person who has been called to order, including any Councillor who fails to comply with the Chairperson's direction, will be guilty of an offence.

Penalty: \$500

54. REMOVAL FOR DISRUPTION

The Chairperson has discretion to cause the removal of any person, including a Councillor, who disrupts any meeting or fails to comply with a direction under the provisions of this Local Law.

5. Reports of Council Officers

- 5.1 Climate Change
- 5.2 Infrastructure
- 5.3 Private Enterprise
- 5.4 Public Institutions
- 5.5 Housing and Recreation
- 5.6 Tourism
- 5.7 Organisation

6. Closure of Meeting to the Public to consider matters listed for consideration in accordance with Section 89(2)(d) & (h) of the Local Government Act 1989

- *Contractual Matters*
- *Any other matter which the Council or Special Committee considers would prejudice the Council or any person*

7. Urgent Business

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5. REPORTS

5.7 ORGANISATION

5.7.1 Euroa Caravan and Tourist Park

Author and Department

Director Asset Services / Asset Services Directorate

File Reference

L10/0030/02

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report does not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989

Background

A draft new 21 year lease has been prepared, by agreement with the current tenant.

Council can now proceed with the process of consultation in relation to reissue of the lease.

RECOMMENDATION

1. That Council resolve to proceed with the proposal to reissue the new lease to the current tenant.
2. That Council authorise the giving of public notice of the intention to reissue a lease of the Euroa Caravan and Tourist Park (which extends the expiry date from 2018 to 2033) to Morgan Caravan Parks P/L at independent valuation.
3. The Council invite submissions under Section 223 of the Local Government Act 1989, to be heard by Council at a Special Council Meeting to be held at 5.00pm Tuesday 13th November 2012.
4. That if no submissions are received, and conditional on the approval of Department of Sustainability and Environment (DSE), Council proceed with issue of the new lease.

14/12 **CRS. MYERS/WOODHOUSE** : *That the Recommendation be adopted.*

CARRIED

Risk Management

The author considers that there are no significant Risk Management factors relating to the report and recommendation.

5.7.1 Euroa Caravan and Tourist Park (cont.)

Strategic Links – policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan

Best Value / National Competition Policy (NCP / Trade Practices Act (TPA) implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Trade Practices Act requirements.

Financial / Budgetary Implications

The author of this report considers that the recommendation has no capital or recurrent budget considerations..

Economic Implications

The author considers that the recommendation will have positive economic implications for Council and the Community through increased viability of the park.

Community / Amenity

The author of this report considers that the recommendation provides for improved accommodation options and amenity improvements which will benefit the community.

Victorian Charter of Human Rights and Responsibilities Act 2006

The author of this report considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal / Statutory Implications

The author of this report considers that the recommendation has no legal or statutory implications other than discussed in the report.

Consultation

The author of this report considers that the matter under consideration does warrant a Section 223 Consultation process. DSE approval of the lease is dependent on Council undertaking a thorough process of inviting and assessing community submissions.

Attachments

Nil.

6. CLOSURE OF MEETING TO THE PUBLIC

5.03 P.M.

CRS. SWAN/MURRAY -

That Council, in conformance with Section 89(2) of the Local Government Act 1989, resolve to close the meeting to members of the public for the purpose of considering items relating to:-

- Ground(s) under section 89(2):
 - 89(2)(d): *Contractual Matters*
 - 89(2)(h): *Any other matter which the Council or Special Committee considers would prejudice the Council or any person*

15/12

ON BEING PUT, THE MOTION WAS CARRIED

5.12 P.M.

CRS. WOODHOUSE/MURRAY -

That Council open the meeting to members of the public and resume normal business.

18/12

ON BEING PUT, THE MOTION WAS CARRIED

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 5.13 P.M.

Confirmed as being a true and accurate record of the Meeting

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Chair

.....
Date