

8.1 Melrose Caravan & Tourist Park – Future Operations

Moved Cr McCarthy
Seconded Cr Norton

That Pursuant to Section 90(2) and (3)(b) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of Sam Johnson (Chief Executive Officer), Kathryn Crisp (Senior Administration Officer), Craig Mudge (Manager Corporate Services), and Brenton Daw (Manager Infrastructure and Regulatory Services), be excluded from the meeting as Council considers that the requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider a report containing information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting, or proposing to conduct, business or to prejudice the commercial position of the Council (namely, information regarding an expression of interest process related to the operation of the Melrose Caravan & Tourist Park which if made public could negatively impact the expression of interest process) and would, on balance be contrary to the public interest.

Carried Unanimously
[025-2022]

Moved Cr Richards
Seconded Cr Prestridge

That Council:

1. receives and notes the report;
2. authorises the Chief Executive Officer:
 - a. to negotiate a business sale and lease agreement with the Council's preferred candidate Party 1 (Josh Orken & Rebecca Sinclair), such sale and lease to be subject to community consultation and final approval by the Council;
 - b. to review the current community land management plan and draft any amendments that may be required;
 - c. to undertake public consultation in accordance with the Local Government Act 1999 and the Council's Public Consultation policy (including any discretionary decision regarding consultation under the Act or policy) on:
 - i. any proposed amendments to the community land management plan; and
 - ii. the proposed lease;
 - d. if necessary, seek approval from the Minister for Environment and Water for the grant of the lease in accordance with section 22 of the *Crown Land Management Act 2009*;
1. request that, following the completion of the processes outlined in paragraph two above, Council be provided with a further report regarding the actions taken by the Chief Executive Officer, the outcomes of those processes, and any recommendations as necessary for further Council decision; and
2. invites Party 1 (Josh Orken & Rebecca Sinclair) to provide a presentation to Council which will highlight their five (5) year plan for the Melrose Caravan & Tourist park including any proposed capital expenditure plans

Carried Unanimously
[026-2022]

Moved Cr Norton

Seconded Cr McCarthy

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, Council orders that this report item 8.1 - Melrose Caravan & Tourist Park – Future Operations, the attachments to this report and minutes pertaining to this item having been considered in confidence under Section 90(2) and (3)(b) of the Act be kept confidential and not available for public inspection on the basis that it contains information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the Council (namely, information regarding an expression of interest process related to the operation of the Melrose Caravan & Tourist Park which if made public could negatively impact the expression of interest process) and would, on balance, be contrary to the public interest. This order is to remain in force until further order of the Council, noting that it will be reviewed at least annually in accordance with the *Local Government Act 1999*.

2. Pursuant to Section 91(9)(c) of *the Local Government Act 1999*, the Council delegates to the Chief Executive Officer the power to revoke this order and any other orders made by the Council under Section 91(7) in relation to the Melrose Caravan & Tourist Park – Future Operations in whole or part. This delegation may be exercised by the Chief Executive Officer for any purpose including, but not limited to, the of publishing information as part of the public consultation processes approved by Council at this meeting.

Carried Unanimously
[027-2022]