

8.1 Melrose Caravan & Tourist Park – Future Operations – Proposal

Moved Cr Tate
Seconded Cr Keller

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), Brenton Daw (Director Infrastructure and Regulatory) and Kathryn Crisp (Executive Assistant/Records Officer), 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
[254-2022]

8.35pm The Presiding Member sought agreement of the meeting to suspend formal meeting procedures pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 for a period of up to 5 minutes to facilitate an informal discussion.

8.43pm formal meeting procedures resumed.

Moved Cr Nottle
Seconded Cr Keller

That Council:

1. receives and notes the report;
2. authorises the Chief Executive Officer to:
 - a) negotiate the business sale and lease agreement with Mr M Fillery and Julieanne Ramsey, such proposed sale and lease to be subject to community consultation and final approval by the Council;
 - b) undertake public consultation in accordance with the Local Government Act 1999 on the proposed lease commencing at 9.00am on Wednesday 21 December 2022; and
3. request that, following the completion of the process outlined in clause 2 above Council receive a report early in 2023 regarding:
 - a) the actions taken by the Chief Executive Officer;
 - b) the outcomes of the public consultation process, and
 - c) any further recommendations as necessary for Council decision.

Carried Unanimously
[255-2022]

Moved Cr Till
Seconded Cr Keller

That Council:

1. In accordance with Section 91(7) and (9) of the *Local Government Act 1999*, orders that this report item 8.1 - Melrose Caravan & Tourist Park – Future Operations, the attachments to this report, discussion at the meeting and resolution 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*, 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
[256-2022]