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Minutes to  
be confirmed  
at the next  
Council  
Meeting

# Minutes



Minutes of the open section of the seventh Campaspe Shire Council Special Meeting held on Tuesday, 10 December 2019, commencing at 11:30am at the Council Chambers, Echuca Civic Centre.

## Present

Councillors	Officers
Cr Adrian Weston (Mayor)	Declan Moore – Chief Executive Officer
Cr Vicki Neele (Deputy Mayor)	Ailsa Box – Acting General Manager Corporate Services
Cr Daniel Mackrell	Jason Deller – General Manager Infrastructure Services
Cr Kristen Munro	Paul McKenzie – General Manager Regulatory and Community Services
Cr Neil Pankhurst	Keith Oberin – General Manager Economic and Community Development
Cr Annie Vickers	Sally Ruckwood – Property and Legal Manager
Cr Leigh Wilson	Sandra Ennis – Communications Manager
	Sharolyn Taylor – Council Support Officer

## Business

### 1. Apologies

#### Apologies

Cr Leanne Pentreath – approve leave of absence 7 – 24 December 2019

Cr John Zobec

#### COUNCILLORS MUNRO / VICKERS

That the apologies be noted

CARRIED

## 2. Declaration of Interests

Disclosure of Conflict of Interests are to be made immediately prior to any relevant item being discussed.

*Local Government Act 1989 Section 79*

- (1) If a Councillor or member of a special committee has a conflict of interest in a matter which is to be considered or discussed at a meeting of the Council or the special committee, the Councillor or member must, if he or she is attending the meeting, disclose the conflict of interest in accordance with subsection (2).
- (2) A Councillor or member of a special committee who has a conflict of interest and is attending the meeting of the Council or special committee must make a full disclosure of that interest:
  - (a) by either
    - (i) advising the Council or special committee at the meeting of the details required under paragraphs (b) and (c) immediately before the matter is considered at the meeting; or
    - (ii) advising the Chief Executive Officer in writing of the details required under paragraphs (b) and (c) before the meeting; and
  - (b) classifying the type of interest that has given rise to the conflict as either:
    - (i) a direct interest; or
    - (ii) an indirect interest and specifying the particular kind of indirect interest under section 78, 78A, 78B, 78C, 78D or 78E; and
  - (c) describing the nature of the interest; and
  - (d) if the Councillor or member advised the Chief Executive Officer of the details under paragraph (a)(ii), the Councillor or member must make a disclosure of the class of interest only to the meeting immediately before the matter is considered at the meeting.

**Cr Daniel Mackrell declared an indirect conflict of interest in item 5.1**

### 3. Port Precinct Management Options Review

**Author:**

Declan Moore, Chief Executive Officer

**Attachments:**

3. Council resolution of 15 October 2019.
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**1. Purpose**

To seek Council approval for changes to the Port Precinct Working Group's Terms of Reference for the review of future management options for the Port Precinct, in the event that Murray River Council declines the invitation to join the Working Party.

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**2. COUNCILLORS NEELE / MUNRO**

- 1 That resolution 3 of item 7.10 (15 October 2019 meeting of Council) be replaced by the following:

That Council invite the Port Precinct Working Group as currently structured to manage and oversee the review of future management options for the Port Precinct and request the Working Group provide its final report to Council on or before 30 April 2020.

In the event that the Murray River Council decides to decline the invitation to join the Working Group, that the membership comprise the three Alliance and three Campaspe Shire nominees already in place.

- 2 That resolution 4 c) of item 7.10 (15 October 2019 meeting of Council) be replaced by the following:

In the event that the Murray River Council declines to join the Working Group, that Council's financial contribution toward the above consultancy costs (if required) be a maximum of \$14,667.

**CARRIED**

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**3. Conflict of Interest**

In accordance with Section 80B of the *Local Government Act 1989*, the officer preparing this report declares no conflict of interest regarding this matter

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**4. Charter of Human Rights**

This report has considered and complies with the Human Rights and Responsibilities contained in the Victorian Charter of *Human Rights and Responsibilities Act 2006*.

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**5. Instrument of Delegation**

This report has considered and complies with the Instrument of Sub-Delegation by the Chief Executive Officer is so far as this report is not contrary to the existing policy or strategy previously adopted by Council.

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## 6. Background

Council at its 15 October 2019 meeting determined Membership and Terms of Reference for the Port Precinct Working Group (Attachment One).

1. The Working Group is unable to commission and deliver a consultancy report by the timeframe contemplated in Council's resolution (31 January 2020).

Given the time of year, the need to follow an appropriate procurement process and to give sufficient time for conduct of the work; the Working Group seeks Council's approval to extend the timeline to 30 April 2020.

2. Murray River Council has not yet determined its position with respect to its membership and funding of the Working Group.

The Terms of Reference need to be adjusted to accommodate the continuation of the Working Group, whether Murray River Council joins/funds or not.

If the Murray River Council does not join the Working Group, then its nominal contribution will not be available to fund the consultancy.

The Alliance has undertaken to underwrite the additional cost if Murray River Council does not join, the CEO undertook to ask Council to fund 50% of that cost.

It is therefore recommended that the following changes be made (and approved) to Council's resolutions from 15 October 2019.

That resolution 3

*Council invite the Port Precinct Working Group as currently structured to manage and oversee the review of future management options for the Port Precinct and request the Working Group provide its final report to Council on or before 31 January 2020.*

Be amended to read:

**That Council invite the Port Precinct Working Group as currently structured to manage and oversee the review of future management options for the Port Precinct and request the Working Group provide its final report to Council on or before 30 April 2020.**

**In the event that the Murray River Council decides to decline the invitation to join the Working Group, that the membership just comprise the three Alliance and three Campaspe Shire nominees.**

That resolution 4 (c)

*Council's financial contribution toward the above consultancy costs (if required) be a maximum of \$11,667.*

Be amended to read:

**In the event that the Murray River Council declines to join the Working Group, that Council's financial contribution toward the above consultancy costs (if required) be a maximum of \$14,667.**

## 7. Issues and Risk Management

### Issues:

Nil

**Risk:**

Risk management has been considered in the preparation of this report and no risks with a high or extreme rating have been identified in this process.

Should Council determine not to proceed with the review proposed through the Terms of Reference there will be reputational damage.

**8. Strategic Planning Environments**

Strong and Engaged Communities	Council will engage with business and community once the recommendations of the Port Precinct Working Group have been received. This initiative helps foster community partnerships.
Resilient Economy	This review has arisen through concerns about the perceived economic viability of Port Precinct businesses and the broader region. The review will seek to provide the foundations to further strengthen the resilience of the regional economy. This initiative helps support tourism opportunities.
Healthy Environment	Not applicable
Balanced Services and Infrastructure	Not applicable
Responsible Management	This review seeks to test Council's management of the Port Precinct and identify alternative models to enhance same. This initiative strengthens relationships and partnerships.

**9. Consultation****External consultation:**

Echuca Moama Alliance Group and Campaspe Shire and Murray River Council Councillors in attendance at the Port Precinct Working Group's meeting of 15 November 2019.

**4. Closed Session of the Meeting to the Public****COUNCILLORS MACKRELL / MUNRO**

That pursuant to the provisions of the *Local Government Act 1989*, the meeting will now be closed to members of the public at 11:38am to enable the meeting to discuss matters in item 5 which the Council may, pursuant to the provisions of Section 89(2) of the *Local Government Act 1989* (the Act) resolve to be considered i Closed Session, being a matter contemplated by Section 89(2) of the Act, as follows:

- (a) personnel matters
- (d) contractual matters

**CARRIED**

## 5. Confidential Business

## 6. Confidential Council Meeting Close

## 7. Items Determined to be no Longer Confidential

COUNCILLORS NEELE / MUNRO

That the resolution of item 5.1 be determined to be no longer confidential.

CARRIED

### 5.1. C19044 – Lease, Commercial Riverfront Property, 14 Watson Street Echuca

COUNCILLORS NEELE / VICKERS

That Council:

1. Note in accordance with Council Policy 110 - Commercial Leasing Council officers conducted an Expression of Interest C19044 to Lease 14 Watson Street, Echuca, known as the Riverfront Kiosk.
2. Note there were no suitable respondents recommended by the evaluation panel to Expression of Interest C19044 to lease 14 Watson Street, Echuca.
3. Agree to not award a preferred respondent to lease 14 Watson Street, Echuca under C19044 at this time and close the Expression of Interest.
4. Agree to conduct a new Expression of Interest process to lease 14 Watson Street, Echuca.
5. Authorise the Administration to conduct a broader Expression of Interest in which proponents be invited to submit proposals for any business venture that might activate the area, while noting Council's preference for a food and beverage offering.
6. Proponents be advised of Council's preference that there be long seven day a week operating hours during spring, summer and most of autumn, with reduced seven day a week operating hours over winter.
7. Requires all Expressions of Interest to be presented to Council for its review and consideration.

CARRIED

## 8. Open Meeting to the Public

COUNCILLORS MUNRO / VICKERS

That Council open the meeting to the public at 12:01pm

CARRIED

## 9. Close Meeting

There being no further business, the meeting concluded at 12:01pm.

.....  
Cr Adrian Weston

Mayor

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