



CONFIDENTIAL MINUTES

Council Meeting

13 March 2024

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**CONFIDENTIAL MINUTES OF COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, MINLATON TOWN HALL, 57 MAIN STREET, MINLATON
ON WEDNESDAY, 13 MARCH 2024 AT 7.08PM**

WELCOME

Mayor Darren Braund welcomed everyone to the meeting and declared the meeting open.

PRESENT: Mayor Darren Braund, Cr Richard Carruthers, Cr Naomi Bittner, Cr Trevor Clerke, Cr Alan Headon, Cr Kylie Gray, Cr Roger Johns, Cr Adam Meyer, Cr Kristin Murdock, Cr Michael O'Connell, Cr Tania Stock.

IN ATTENDANCE: Andrew Cameron (CEO), Andre Kompler (Director Assets & Infrastructure Services), Ben Thompson (Director Corporate & Community Services), Dustin Guthberg (Director Development Services), Lauren McSkimming (Minute Secretary).

LEAVE OF ABSENCE

Nil

APOLOGIES

Cr Scott Hoyle

CONFLICT OF INTEREST

Mayor Darren Braund reminded all Elected Members of the requirement to disclose any conflict of interest in relation to any matters before Council.

Nil

27 CONFIDENTIAL ITEMS**27.1 QUESTIONS ON NOTICE RECEIVED FROM CR ADAM MEYER**

The following questions on notice were received from Cr Adam Meyer.

Question 3**South Coast Road, Section 13 FOUL BAY**

- a) Does Council own all the land, or have approval from the owner, to construct the section of South Coast Road on Private Property (Section 13) at Foul Bay in May 2017?
- b) If Council doesn't own or have approval for construction of a road on private property at this location, what is Council doing to correct the situation?
- c) Can the Property Owner at this location, install a fence along their property boundary or have the Council remove their infrastructure from their property?

Response

- a) Council does not own *'all the land'*. As per the answer that was provided to your Question on Notice '3. c)' at the general meeting of the Council held on 17 January 2024, Council obtained approval from the private property owner *'to construct the section of South Coast Road on Private Property (Section 13) at Foul Bay in May 2017'*.
- b) Council have been seeking to acquire ownership of the private property in question since *'approval for construction of a road on private property at this location'* was obtained from the private property owner. This matter between Council and the private property owner is ongoing.

c) It is the Council's view that the Property Owner cannot take either action.

RESOLUTION

Moved: Cr Trevor Clerke
Seconded: Cr Adam Meyer

That the response to the questions raised by Cr Adam Meyer be received and noted.

CARRIED 074/2024 (13/03/2024)

RESOLUTION

Moved: Cr Adam Meyer
Seconded: Cr Alan Headon

Section 91 Order

That having considered report 27.1 Questions on Notice Received from Cr Adam Meyer in confidence under Section 90(2) and (3)(a) of the Local Government Act 1999 (the Act) the Council, pursuant to Section 91(7) and 91(9) of the Act orders that the agenda report, attachments, minutes and supporting documentation relevant to report 27.1 Questions on Notice Received from Cr Adam Meyer be retained in confidence and not available for public inspection until the conclusion of the meeting.

CARRIED 075/2024 (13/03/2024)

CLOSURE

The meeting closed at 7.09pm.


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Mayor Darren Braund

17 April 2024 (meeting adjourned from 10 April 2024)

