



MINUTES

**SPECIAL MEETING OF COUNCIL HELD AT COBRAM
CIVIC CENTRE, PUNT ROAD COBRAM,
WEDNESDAY 21 JANUARY 2015**

The meeting commenced at 2:00 pm.

PRESENT

Councillor Marie Martin (Mayor)
Councillor Kevin Bourke
Councillor Gary Cleveland
Councillor Ed Cox
Councillor Brian Keenan
Councillor Don McPhee
Councillor Peter Mansfield
Councillor Alex Monk

IN ATTENDANCE:

Mark Henderson Chief Executive Officer
Doug Sharp Acting Director Corporate Governance

1. CALLING TO ORDER - CEO

2. PRAYER

Almighty God we humbly ask you to guide our deliberations for the welfare and benefit of the Moira Shire and its people whom we serve.

Amen

3. ACKNOWLEDGEMENT OF COUNTRY

We, the Moira Shire Council, would like to acknowledge the traditional owners of the land upon which we meet and pay our respects to their Elders both past and present.

4. APOLOGIES & REQUESTS FOR LEAVE OF ABSENCE

An apology was received from Cr Wendy Buck.

5. DECLARATION UNDER ACTS, REGULATIONS, CODES OR LOCAL LAWS

Nil

6. DECLARATION OF ANY INTEREST OR CONFLICT OF INTEREST

Nil

7. COUNCIL SEAL

- 7.1 TRANSFER OF LAND - REALIGNMENT OF BOUNDARY 64 PUNT RD
COBRAM, WOOLWORTHS SITE 3

8. MEETING ADJOURNMENT

9. CONFIDENTIAL BUSINESS

10. CLOSE OF MEETING

Meeting closed at 2:10 PM



**MARK HENDERSON
CHIEF EXECUTIVE OFFICER**

FILE NO: 100.01.0001
5. INFRASTRUCTURE

ITEM NO: 7.1
(MANAGER STRATEGIC PROJECTS, MARK
FOORD)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

TRANSFER OF LAND - REALIGNMENT OF BOUNDARY 64 PUNT RD COBRAM, WOOLWORTHS SITE

Council has previously considered the issue of realigning the boundary of the Punt Road car park in Cobram at its meetings of 25 June 2012 and 20 August 2012.

The shape of the allotments that Council owns, predominantly the car park, and the Woolworths site, are very unusual. The area surrounding the rear of the Woolworths building and the loading area is constrained by land that Council owns.

The proposal was to exchange land between the owners of the properties, Council and the developer of the Woolworths site, to bring the boundaries of the land to more closely reflect the use, and provide additional car parking space for shoppers within Cobram.

At its meeting of 20 August Council resolved;

That:

- 1. Council adopt and approve the proposal to exchange land within and adjacent to the Punt Road Car Park, in Cobram, that has been presented by the owner of the adjacent land, as shown on the diagram numbered 048/07 as described within this report;*
- 2. Council authorise the CEO to complete negotiations of the exchange of land adjacent to the Punt Road car park with the adjoining land owner, based on the arrangements specified within this report;*
- 3. Council authorise the CEO to conclude the exchange, including arranging a title survey and subdivision as necessary; and*
- 4. The CEO write to the adjacent owner of land advising of Council's decision.*

A formal process for the sale of land has been carried out in accordance with the Local Government Act, Section 189 and the Subdivision Act 1988.

The formal process is now complete and the Council seal is required to be fixed to the transfer of land documentation required by the Land Titles Office.

It is recommended that the common seal be affixed to the formal land transfer documents as required by the Titles Office.

Attachments

Nil

RECOMMENDATION

That Council authorise the Chief Executive Officer to sign and affix the Council Common Seal to the transfer of land documents required by the Land Titles Office in order to complete the boundary realignment of the car park in Punt Road, Cobram.

FILE NO: 100.01.0001
5. INFRASTRUCTURE

ITEM NO: 7.1
(MANAGER STRATEGIC PROJECTS, MARK
FOORD)
(GENERAL MANAGER INFRASTRUCTURE,
ANDREW CLOSE)

**TRANSFER OF LAND - REALIGNMENT OF BOUNDARY 64 PUNT RD COBRAM,
WOOLWORTHS SITE (cont'd)**

MOTION

CRS ED COX / GARY CLEVELAND

That Council authorise the Chief Executive Officer to sign and affix the Council Common Seal to the transfer of land documents required by the Land Titles Office in order to complete the boundary realignment of the car park in Punt Road, Cobram.

(CARRIED)

FILE NO: VARIOUS

ITEM NO: 8

MEETING ADJOURNMENT**MOTION**

CRS DON MCPHEE / KEVIN BOURKE

That pursuant to Section 89 (2) (d) of the Local Government Act, 1989, this meeting of Council be closed to members of the public in order for Council to discuss contractual, matters which the Council or Special Committee considers would prejudice the Council or any person.

(CARRIED)

MOTION

CRS ED COX / GARY CLEVELAND

That pursuant to Section 89(l) of the Local Government Act 1989, Council resolve to resume the Special meeting in open session.

(CARRIED)

MOTION

CRS KEVIN BOURKE / GARY CLEVELAND

That the recommendations of the "Closed" Meeting of Council with regard to contractual, matters which the Council considers would prejudice the Council or any person be adopted.

(CARRIED)