

BYRON SHIRE COUNCIL

Byron Shire Reserve Trust Committee Meeting Minutes
28 June 2012

INDEX OF ITEMS DISCUSSED

The following items are listed in the order in which they were dealt with.

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BYRON SHIRE COUNCIL

BYRON SHIRE RESERVE TRUST
COMMITTEE MEETING MINUTES

28 JUNE 2012

(1 of 3)

**MINUTES OF THE BYRON SHIRE COUNCIL BYRON SHIRE RESERVE TRUST
COMMITTEE MEETING HELD ON THURSDAY 28 JUNE 2012 COMMENCING AT 2.23PM
AND CONCLUDING AT 2.44PM**

#1239272

PRESENT: Cr J Barham (Mayor), Cr B Cameron, Cr T Heeson, Cr P Morrissey,
Cr S Richardson, Cr T Tabart, Cr R Tucker and Cr D Woods

Staff: Phil Warner (Acting General Manager)
Phil Holloway (Executive Manager Community Infrastructure)
James Brickley (Manager, Finance)
Ray Darney (Executive Manager Environment and Planning)
Shannon McKelvey (Executive Manager Organisational Support)
Greg Ironfield (Acting Executive Manager Society and Culture)
Mila Jones (Minute Taker)

The Mayor opened the meeting and acknowledged that the meeting was being held on Bundjalung Country.

The meeting adjourned at 2.24pm and reconvened at 2.40pm.

APOLOGIES: A leave of absence was received from Cr Staples.

12-528 Resolved that Cr Staples' leave of absence be noted. (Tucker/Woods)

The motion was put to the vote and declared carried.

REQUESTS FOR LEAVE OF ABSENCE

Cr Staples was granted a leave of absence for this meeting at the Ordinary Meeting held on 7 June 2012.

DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY

There were no declarations of interest.

COMMUNITY INFRASTRUCTURE - EXECUTIVE MANAGER'S REPORT

Report No. 3.1. Placement of Historic Signage - Byron Bay
File No: ENG075000 #1240417

12-529 Resolved that Council, as Reserve Trust Manager:

1. Approve the design and the installation of an interpretive sign at the western end of Main Beach car park.
2. Approve that the installation cost of \$150.00 be sourced from Paid Parking- Crown Reserves Main Beach car park. (Tucker/Woods)

The motion was put to the vote and declared carried.

BYRON SHIRE COUNCIL

CORPORATE MANAGEMENT - CONFIDENTIAL REPORT

Report No. 4.1. CONFIDENTIAL Commercial Activities on Coastal and Riparian Crown Reserves - Sub-licences

File No: BEN400000 #1235943

12-530 Resolved:

1. That pursuant to Section 10A(2)(c) and (d) of the Local Government Act, 1993, that Council resolve into Confidential Session to discuss the following report, namely Commercial Activities on Coastal and Riparian Crown Reserves – Sub-licences.
2. That the reasons for closing the meeting to the public to consider this item be that:
 - (a) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.
 - (b) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the Council, or
 - (iii) reveal a trade secret.
3. That on balance it is considered that receipt and discussion of the matter in open Council would be contrary to the public interest, as disclosure of the confidential information could compromise the commercial position of the proponents, could adversely affect Council's ability to contract with preferred proponents. (Woods/Tucker)

The motion was put to the vote and declared carried.

CONFIDENTIAL SESSION

12-531 Resolved that the Reserve Trust Committee, as Reserve Trust Manager:

1. Recommend to Council to grant the sub-licences as offered in the Request for Tender to the preferred proponents in the table below on the terms and conditions contained in the Sub-licence agreement at Confidential Annexure 1(b) (#1213503) for a five year period commencing 1 September 2012; and

Sub-Licence	Tenderer	Price (ex GST)
1.Commercial Surf School	Surfing Byron Bay Pty Ltd (Serena Adams)	\$7,000
2.Commercial Surf School	Black Dog Surfing Pty Ltd (Dean Johnston)	\$5,500
3.Commercial Surf School	Mojo Surf School (Nathan Folkes)	\$13,750
4.Commercial Surf School	Style Surfing School (Gary Morgan and Virginia Hardwick)	\$4,050
1.Personalised Surf School	Rusty Miller	\$1,000
2.Personalised Surf School	Soul Surf School (Sean Riley)	\$3,000

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1.Commercial Sea Kayaks	Cape Byron Kayaks (Alice Livingston)	\$40,500
2.Commercial Sea Kayaks	Go Sea Kayak Byron Bay Pty Ltd (Kurt Tutt)	\$28,636

2. Determine that the report and annexures of the closed part of the meeting remain confidential until after such time as the sub-licences are executed. (Tucker/Woods)

The motion was put to the vote and declared carried.

- 12-532 Resolved** that the meeting move out of confidential session. (Tucker/Woods)

The motion was put to the vote and declared carried.

There being no further business the meeting concluded at 2.44pm.

I hereby certify that these are the true and correct Minutes of this Meeting as confirmed at Council's Ordinary Meeting on 9 August 2012.

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Mayor Jan Barham