



Byron Shire Council



Minutes

Byron Shire Reserve Trust Committee Meeting

Thursday, 20 March 2014

BYRON SHIRE COUNCIL

Byron Shire Reserve Trust Committee Meeting Minutes
20 March 2014

INDEX OF ITEMS DISCUSSED

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

Report No. 4.1. Durrumbul Community Preschool Association Inc over part Crown Reserve R55796 Durrumbul Public Recreation Reserve	1
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BYRON SHIRE COUNCIL

**MINUTES OF THE BYRON SHIRE COUNCIL BYRON SHIRE RESERVE TRUST
COMMITTEE MEETING HELD ON THURSDAY, 20 MARCH 2014 COMMENCING AT 2.15PM
AND CONCLUDING AT 2.23PM**

#E2014/15736

PRESENT: Cr S Richardson (Mayor), Cr B Cameron, Cr C Cubis, Cr D Dey, Cr A Hunter,
Cr S Ibrahim, Cr P Spooner, Cr R Wanchap and Cr D Woods

Staff: Ken Gainger (General Manager)
Mark Arnold (Director Corporate and Community Services)
Phil Holloway (Director Infrastructure Services)
Ray Darney (Executive Manager Environment and Planning)
Shannon McKelvey (Executive Manager Organisation Development)
Mila Jones (Minute Taker)

The Mayor opened the meeting and acknowledged that the meeting is being held on Arakwal Country and that we pay our respects to the elders past and present and extend our respect to the Bundjalung clans whose lands and waters are part of the Shire.

PUBLIC ACCESS

Prior to dealing with the circulated reports and associated information, a Public Access Session was held and the Reserve Trust was addressed on the following:

Report No. 4.1. Durrumbul Community Preschool Association Inc over part Crown Reserve R55796 Durrumbul Public Recreation Reserve

Anna Benson addressed the Reserve Trust in favour of the recommendation.

APOLOGIES

There were no apologies.

DECLARATIONS OF INTEREST – PECUNIARY AND NON-PECUNIARY

There were no declarations of interest.

CORPORATE AND COMMUNITY SERVICES – STAFF REPORT

Report No. 4.1. Durrumbul Community Preschool Association Inc over part Crown Reserve R55796 Durrumbul Public Recreation Reserve

File No: #E2013/62130

14-100 Resolved:

1. That the Reserve Trust apply to NSW Trade and Investment Crown Lands Division to expand the purpose of Crown Reserve 55796 to include Community Purposes section 121A of the Crown Lands Act.
2. That the Reserve Trust confirm that it is in the public interest for Crown Reserve 55796 to be used for the additional purpose of Community Purposes as demonstrated in this report.

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3. That the Reserve Trust not undertake a competitive process to establish the trust licence over part Lot 5 DP 832186 being part Crown Reserve 55796 Durrumbul Public Recreation Reserve for the following reasons:
 - a) Council's Policy No. 3.44 Children's Services provides that Council "*support several community preschools in the Shire by providing land and/or buildings for the delivery of services for children aged 3-5 years. Council's involvement includes acting as Trustee of Crown Land, lease of operational and community land at nominal cost to the organisations, and the lease and maintenance of buildings. Services include Durrumbul Preschool.*"
 - b) Crown Reserve 55796 has a current purpose of Public Recreation with the additional purpose of Community Purposes being subject to approval by the Minister Crown Lands.
 - c) The maintenance and improvements made to the asset located on Crown Reserve 55796 made by Durrumbul Community Pre-school Association Inc.
 - d) Durrumbul Community Pre-school Association Inc is a community based not-for-profit organisation providing pre-school services.

4. That Reserve Trust grant a trust licence to Durrumbul Community Pre-school Association Inc over part Lot 5 DP 832186 substantially in the form at Annexure 1(c) (#E2013/64645) on the following terms, subject to consent by Minister Crown Lands:
 - a) Term of ten (10) years commencing 1 July 2014;
 - b) Rent \$15,000.00 pa ex GST;
 - c) Rent rebate of \$14,546.00 pa ex GST to Crown minimum rent, currently \$454.00 pa ex GST;
 - d) All licence preparation fees and charges are paid by Durrumbul Community Pre-school.
(Richardson/Cameron)

The motion was put to the vote and declared carried.

There being no further business the meeting concluded at 2.23pm.

I hereby certify that these are the true and correct Minutes of this Meeting as confirmed at Council's Ordinary Meeting on 10 April 2014.

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Mayor Simon Richardson