



RICHMOND VALLEY COUNCIL

Minutes

Reserve Trust Meeting

Tuesday, 5 October 2010

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MINUTES OF THE RESERVE TRUST MEETING OF RICHMOND VALLEY COUNCIL, HELD IN THE COUNCIL CHAMBERS, CNR WALKER STREET AND GRAHAM PLACE, CASINO, ON TUESDAY, 5 OCTOBER 2010 AT 11.45 A.M.

PRESENT

Crs. C.J. Sullivan (Mayor), C.J. Cox, O. Crawford, S.A. George, B.J. Jeffery, D.A. Kinnish, S.E. Morrissey and S.N. Wheatley.

The General Manager, Director Corporate Services, Director Environmental Development Services, Manager Finance and Executive Assistant (Roslyn Townsend) were also in attendance.

1 APOLOGIES

An apology was tendered on behalf of Cr. Mustow.

RT051010/ 1 RESOLVED (Cr. Wheatley/Cr. George)

That such apology be accepted and leave of absence granted.

FOR VOTE - All Council members voted unanimously.
ABSENT. DID NOT VOTE - Cr. Mustow

2 DECLARATION OF INTERESTS

Nil.

3 REPORTS

3.1 MID RICHMOND RESIDENTS VILLAGE - ACQUISITION OF EASEMENT AND BOUNDARY ADJUSTMENT

Reference: Community Services - Service Provision; P21332, P21333

Prepared by: Director Corporate Services

Background

The transfer of the Mid Richmond Residents Village to Baptist Community Services has been completed subject to a number of matters, including finalisation of previous grants from the Department of Health and Aging, and the acquisition of an easement and a boundary adjustment with the North Coast Area Health Service. The latter also required negotiations with the NSW Health Department which has now been completed.

Report

Issues

The acquisition of the easement was required to ensure the legal access to the facility via the existing road to the Mid Richmond Residents Village, which was not acquired when the facility was originally constructed. A survey was undertaken and it was also revealed that an encroachment had occurred in the northern car park area onto neighbouring land. The neighbouring land and easement to be acquired were over land of which the North Coast Area Health Service was Trustee. An initial valuation was obtained in an amount of \$171,000 and following further negotiations, an amount of \$141,000 plus administration costs was agreed to.

Legal

Finalisation of the payment of compensation and adjustment of the boundary encroachment will ensure all legal matters are finalised. Once the position of the grants from the Department of Health and Aging is finalised, the Reserve Trust will proceed to resign as Trust Manager for the Reserve.

Financial Implications

Whilst the financial position of the Reserve Trust as at 30 June 2010 has yet to be finalised and audited, it is estimated that once the compensation of \$141,000 plus administrative costs is paid, the expected balance of the Trust funds will be approximately \$180,000. This may also change subject to determination by the Department of Health and Aging of the grants previously received and whether they are to be repaid. In this regard, the General Manager has been following up this matter through the local Federal Member.

Conclusion

Determination of this matter will enable the Trust to progress with the transfer of the facility and meet legal obligations.

RECOMMENDATION

Recommended that the Reserve Trust authorise the payment of \$141,000 plus administration costs to the North Coast Area Health Service, and if required, the affixing of Council's Common Seal to associated documentation.

RT051010/ 2 RESOLVED (Cr. Wheatley/Cr. Cox)

That the above recommendation be adopted.

FOR VOTE - Cr. Sullivan, Cr. Cox, Cr. Crawford, Cr. George, Cr. Jeffery, Cr. Morrissey, Cr. Wheatley

AGAINST VOTE - Cr. Kinnish

ABSENT. DID NOT VOTE - Cr. Mustow

The Meeting closed at 11.48 a.m.

CONFIRMED - 19 October 2010

CHAIRMAN