

SYDNEY HARBOUR FEDERATION TRUST

35th MEETING

Chowder Bay

21st June 2005

MINUTES

True & Correct Record of the 35th Meeting of the
Sydney Harbour Federation Trust

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Chair

Minutes of the 35th meeting of the Sydney Harbour Federation Trust held at Chowder Bay at 8 am on 21st June 2005.

Present

Mr Kevin McCann	Chair
Dr John Moriarty	Member
The Hon. Barry O'Keefe	Member
Mr Peter Lowry (departed 10:55am)	Member

In attendance

Mr Geoff Bailey	Executive Director
Mr Andrew Woodmansey	Director, Business Development
Mr Nick Hollo	Director Planning, Architecture & Environment
Mr Ron Mason	Manager, Planning
Ms Alex Magarey	Senior Planner
Mr Kim Saxon	Property Manager
Ms Robyn Ephgrave	Secretariat

The meeting opened at 8:10 am.

1. Introduction

a) Apologies

Clr Susan Hoopmann	Member
Brigadier Kevin O'Brien (ret'd)	Member

b) The Trust resolved to meet in private because of the need for open discussion on confidential commercial leases.

Moved by B. O'Keefe, seconded by K McCann

c) Declarations or Interest

Nil

2. Confirmation of the minutes of previous meetings – Agenda Item 2

The Trust RESOLVED to approve the minutes of the 33rd and 34th meetings held on 17th May 2005.

Moved by B. O'Keefe, seconded by K McCann

3. Matters Arising from the minutes Action List - Agenda Item 3

Item 33.1 The Cross Street Management Plan has been amended to cover drainage issues, restrictions on opening hours for the outdoor courts, traffic and parking. The site is now to be referred to as the Mosman Drill Hall precinct to more accurately reflect the site's history.

Item 33.2 Existing Community Action Committee (CAC) members have been invited to renominate for membership. As vacancies arose they would

be filled by members of the community who responded to the advertising campaign for the HMAS Platypus site.

- Item 33.3 A letter was not sent to the Minister for Defence regarding statements attributed to the Commanding Officer of HMAS Penguin as the Chair felt that oral communication with the Defence Minister would be the best option.
- Item 34.1 A Draft Events Policy had been prepared for presentation to the Board (Item 5).
- Item 34.2 The lawyers who drafted the Trust's lease documents have been asked to prepare an abstract of the key terms and prepare a presentation for the Board (Item 6).

4. Cockatoo Island Management Plan - Agenda Item 4.

Mr Hollo gave a presentation on the Cockatoo Island Management Plan

There was a general discussion on transport options for travel to and from the island, provision of services and management of contamination.

B. O'Keefe complemented the staff on an interesting and thorough plan.

The Trust RESOLVED that:

the draft Management Plan for Cockatoo Island be placed on public exhibition.

Moved B. O'Keefe, seconded P Lowry.

5. Draft Events Policy - Agenda Item 5

Mr Woodmansey presented the draft Event Policy and the Trust's Event Program for 2005-06.

The draft Policy and proposed program were noted.

The Trust RESOLVED to:

approve the Event Policy and the Events Program for 2005-06 subject to funds availability and approval of the Trust's budget for 2005-06.

Moved B. O'Keefe, seconded P Lowry.

6. Leases for Approval – Agenda item 6

Mr Mark Sheridan, Senior Lawyer, Australian Government Solicitor, presented an abstract of the key terms of the lease for the former Marine Biological Station at Watson's Bay.

The terms were noted. Barry O'Keefe asked that legal advice be sought on whether the Trust was liable for municipal rates, land tax and or stamp duty and the impact on lessees.

Mr Andrew Robinson, Director, Robinson Legal, gave an overview of terms of the Trust's Commercial/Retail lease.

There was a discussion on the need to be able to amend the lease from time to time to add conditions that deal with legislative change.

The Chair requested that a policy be developed for rental properties covering the role of the Trust and lessees in regard to building improvements and BCA compliance.

7. Executive Director's Report - Agenda Item 7

The report was noted

Mr Bailey reported that the residents of Cobbittee Street whose land encroached on the Trust's land had been informed of the boundary issues.

A request from 1 Commando Company that they remain at their current location for another three years was discussed. It was agreed that the Chair write to the Minister for Defence pointing out that this request was not consistent with the previous plan for the Company to vacate the site in September 2005 and that the Trust was not in a position to agree to the extension.

8. Financial Report - Agenda item 8

The Financial Report was noted.

9. Additional Bank Account - Agenda Item 9

The Trust RESOLVED to:

approve the opening of an additional bank account with the Reserve Bank for the purpose of investment of surplus funds; and

authorise the Executive Director to make the necessary arrangements.

Moved K. McCann, seconded P Lowry.

10. Other Business - Agenda Item 10

B. O'Keefe, on behalf of the Trust, congratulated Kevin McCann on his Member of the Order of Australia award for his service to the law, business and the community.

The Chair requested that a strategy day be arranged to discuss policy issues.

The Chair asked that legal advice be sought on the impact on the Trust of changes to the Corporations Act 2001 section 197.

The meeting closed at 11:15am