

1.8 RECREATION FACILITIES - PROPOSED LEASES FOR THE WAVERLEY BASKETBALL ASSOCIATION AND WAVERLEY NIGHT NETBALL ASSOCIATION

Responsible Committee: Committee of Council

RECOMMENDATION*That Council:*

1. *Receives this report from the Committee established by Council in accordance with the Monash Community Engagement Policy as required by Section 115 (4) of the Local Government Act (2020) (the Act) to hear and consider any submissions received to Council's public notice in respect of the proposal to negotiate leases with the following local Not For Profit organisations for the delivery of recreation activities at the following Council owned sites:*

Waverley Basketball Association Inc. – Batesford Basketball Centre, Batesford Reserve, 94 Batesford Road, Chadstone

Waverley Night Netball Association - Waverley Women's Sports Centre, 2-30 Jells Road Wheelers Hill

2. *Notes the Committee met on Tuesday 17 May 2022 to hear and consider submissions received in respect of the proposal and notes that there were no submissions received.*
3. *Accepts the Committee's recommendation to grant a leases to the following organisations at the following Council owned sites:*

Waverley Basketball Association Inc. – Batesford Basketball Centre, Batesford Reserve, 94 Batesford Road, Chadstone

Waverley Night Netball Association - Waverley Women's Sports Centre, 2-30 Jells Road Wheelers Hill

4. *Having complied with its obligations under the Monash Community Engagement Policy, Authorises the Chief Executive Officer or her delegate, on behalf of Council, to sign all documentation required to effect leases for the following organisations at the following Council owned sites:*

Waverley Basketball Association Inc. – Batesford Basketball Centre, Batesford Reserve, 94 Batesford Road, Chadstone

Waverley Night Netball Association - Waverley Women's Sports Centre, 2-30 Jells Road Wheelers Hill

INTRODUCTION

This report considers the outcome of the public notification process in accordance with the Monash Community Engagement Policy as required by Section 115 (4) of the Local Government Act (2020) (the Act) for the proposed leases to:

- **Waverley Basketball Association Inc.** – Batesford Basketball Centre, Batesford Reserve, 94 Batesford Road, Chadstone
- **Waverley Night Netball Association** - Waverley Women's Sports Centre, 2-30 Jells Road Wheelers Hill

The lease premises plans are shown outlined in blue in Attachment 1 to this report.

BACKGROUND

At the Ordinary Council meeting on 22 February 2022, Council considered a report on a proposal to negotiate leases of land for the delivery of recreation activities at Batesford Reserve and 2-30 Jells Road Wheelers Hill.

After considering the report, Council resolved as follows:

1. *Negotiate leases with the following local Not For Profit organisations for the delivery of recreation activities at the following Council owned sites:*
 - *Waverley Basketball Association Inc. – Batesford Basketball Centre, Batesford Reserve, 94 Batesford Road, Chadstone (refer to Attachment 1)*
 - *Waverley Night Netball Association - Waverley Women's Sports Centre, 2-30 Jells Road Wheelers Hill (refer to Attachment 1)*
2. *Incorporating the following terms and conditions:*

Rent: \$15,000.00 per annum (plus GST)
Term: 10 Years
Further Term: 5 Years
Use: The organising of competitions, training, and other activities directly associated with the sport.
(‘the Proposal’)
3. *Give public notice of the Proposal in accordance with the Monash Community Engagement Policy as required by Section 115 (4) of the Local Government Act (2020) (the Act), in a daily newspaper and on Council's website from 1 March 2022 and invite submissions on the Proposal.*

4. *Authorises Council's Chief Executive Officer or her delegate to undertake the administrative procedures necessary to enable Council to carry out its functions in accordance with the Community Engagement Policy in respect of the Proposal.
(‘Appointed Officer’).*
5. *Appoint a Committee of Council comprising of the Mayor and Mulgrave and Mount Waverley Ward Councillors to meet to consider the outcome of the public notice referred to in point 3 above, and to hear and consider any submitters requesting to be heard in accordance with the Community Engagement Policy at 7pm on 17 May 2022 at the Monash City Council Civic Centre, 293 Springvale Road Glen Waverley.*
6. *Notes that following the meeting referred to in point 5 above, and consideration of any submissions, that the Committee of Council provide a report to Council on its considerations including a summary of any submissions and make a recommendation to Council on whether or not to proceed with the Proposal.*

DISCUSSION

Public Notification

In accordance with item 3 of the above mentioned Council report, a public notice advising of Council's intention to enter into Leases was published in The Age and on Council's website calling for submissions on the proposal.

Public Response

No submissions were received during this public notification period and no subsequent submissions have been received.

Committee Meeting

The Committee met at 7:00pm on 17 May 2022 to consider the outcome of the public notification process.

The Mayor, Councillor Stuart James, and Mulgrave and Mount Waverley Ward Councillors comprised the Committee appointed by Council. Councillors Rebecca Paterson and Paul Klisaris were apologies for the meeting.

The agenda for the Committee was to consider all written submissions received, and make a recommendation to Council on how to proceed with regard to the leases.

The outcome of the Committee was as follows:

“To recommend to Council that Council proceed with the proposal to lease land for the delivery of recreation activities to the following local not for profit organisations at the following Council owned sites and:

- **Waverley Basketball Association Inc.** – Batesford Basketball Centre, Batesford Reserve, 94 Batesford Road, Chadstone
- **Waverley Night Netball Association** - Waverley Women’s Sports Centre, 2-30 Jells Road Wheelers Hill”

POLICY IMPLICATIONS

The proposal to grant a new lease to the WBA and the WNNA aligns with Council’s Health and Wellbeing Plan 2021-25.

The terms and conditions of the Leases assist in improving the Active and Healthy spaces for the community by encouraging continual improvements to the built form along with a commitment to improvements to the service delivered to the community.

CONSULTATION

As referred to above, the public notification process of the Intention to Lease land has been completed in accordance Monash Community Engagement Policy as required by Section 115 (4) of the Local Government Act (2020).

FINANCIAL IMPLICATIONS

Council will receive an annual rent payment, along with annual maintenance and asset renewal commitments from both organisations. The Lessee is also responsible for the payment of utility charges.

CONCLUSION

It is recommended that Council accepts the Committee’s recommendation to proceed with the lease of land for the delivery of recreation activities to the following organisations at the following Council owned sites:

- **Waverley Basketball Association Inc.** – Batesford Basketball Centre, Batesford Reserve, 94 Batesford Road, Chadstone
- **Waverley Night Netball Association** - Waverley Women’s Sports Centre, 2-30 Jells Road Wheelers Hill”

Attachment 1

Proposed Lease Plan – Waverley Basketball Association



Proposed Lease Plan – Waverley Night Netball Association

