

**PROPOSED AMENDMENTS / RESOLUTIONS AT
COMMITTEE OR COUNCIL MEETINGS
(Elected Members)**

Name: Cr Matthew Woodall

Date of Meeting: 15 September 2020

Meeting of the: Ordinary Meeting of Council

Item No. M20/5770

Title of Item Melville Bowling Club Inc New Lease & Petition

Disclaimer: Where administration has provided any assistance with the framing and/or wording of any motion/amendment to the Elected Member who has advised their intention to move it, the assistance has been provided on an impartial basis. The principle and intention expressed in any motion/amendment is solely that of the intended mover and not that of the officer/officers providing the assistance. Under no circumstance is it to be expressed to any party that administration or any officer holds a view on this motion other than that expressed in an official written or verbal report by administration to the Committee or Council meeting considering the motion.

PROPOSED AMENDMENT OR REJECT & REPLACE MOTION:

(If an amendment is proposed, please identify the words being amended and reasons for the amendment:

That the Council amend the City's Lease as attached to the Officer Recommendation by inserting a new sub-clause 7.2(f) as follows:

“(f) the Lessee undergoes:

- (i) an amalgamation;
- (ii) transfer/conversion to a company or Co-operative; or
- (iii) a significant change in its objects or purpose.”

REASONS:

1. Given the 50 year term of this lease, there is the possibility that the Club changes its objects/purposes during that time, or seeks to change its corporate structure. In such instances the community, through the City, should have the option to terminate the lease if appropriate.
2. Were the Club to amalgamate with another club from outside the City of Melville, it may be appropriate for the Premises to revert to community ownership. This is particularly so if the amalgamated club was primarily controlled by non-City residents.

3. Another situation where the City may want to terminate the lease to protect the community's interest is where the Club changes its corporate structure to a company or Co-operative. A company has significantly greater powers and responsibilities than an incorporated association, and would call into question whether the Club remained a local, non-profit community group.
4. Finally a change to the objects or purposes of the Club could represent a significant shift in the aims or intentions of the Club, such that it no longer provided a community/sporting outlet. For example, political lobby groups and trade/industry bodies can be incorporated associations. If this were to occur, it would be appropriate for the City to re-assess whether the Club would still be meeting a community need/purpose.

SIGNATURE: *MJ Woodall*

**** Please circulate to all Members of the Council, preferably a few days prior to the meeting, or on the night, and pass a copy of this form to the officer recording the minutes of the meeting. ****