

4. RAWHITI DOMAIN - NEW BRIGHTON ATHLETIC CLUB PROPOSED LEASE RESTRUCTURING

The Policy and Leasing Administrator submitted an application from the New Brighton Athletic Club, requesting the Council to consider the restructuring of their present lease agreement over part of Rawhiti Domain, as a lease/licence agreement. The Board **decided**:

1. That the Board recommend to the Parks, Gardens and Waterways Committee that the Committee approve the granting of a lease under Section 54 (1) (b) of the Reserves Act 1977 to the New Brighton Athletic Club Inc over approximately 436 square metres of Rawhiti Domain on which the club's present building is situated for a period of approximately 20 years subject to the following conditions:
 - (a) The new lease/licence agreement terminating on 1 January 2024, being the term the club has the right to renew the present lease for.
 - (b) The club installing a water meter in the building at its cost.
2. That the Board recommend to the Parks, Gardens and Waterways Committee that the Committee approve the granting of a licence under Section 54 (1) (c) of the Reserves Act 1977 to the New Brighton Athletic Club Inc over approximately 296 square metres of Rawhiti Domain on which the Club has a starter box, four discus/shot-put circles, a long jump track, a high jump artificial surface, and a pole vault track subject to the following conditions:
 - (a) The licence period to be concurrent with the lease period. Should the lease be cancelled or surrendered, this licence is to terminate automatically at the same time.
 - (b) The ownership of the irrigation system is to transfer to the Council at no cost to the Council.
 - (c) All bookings for use of the sports field facilities by other than the New Brighton Athletic Club are to be made through the Council, the fees charged for so doing to be retained by the Council.
 - (d) The Council reserves the right to allocate the grass area inside the running track to another sporting code during the off-season.
 - (e) If the New Brighton Athletic Club requires the standard of maintenance of the grass running track to be increased above that of a cricket wicket outfield, then the Club is to pay the cost for the work so required.
 - (f) The New Brighton Athletic Club is to obtain \$1,000,000 Public Liability Insurance (if it has not already done so) which must be kept current for the duration of the lease/licence agreement.
 - (g) The New Brighton Athletic Club is to maintain all structures within its licensed areas in a good serviceable condition at all times.
 - (h) The New Brighton Athletic Club is to indemnify the Council against all actions and/or proceedings that may be taken against it, because of the Club's structures within the licensed areas.