

**CONFIDENTIAL BUSINESS – ORDINARY MEETING – 26 June 2023**

**2 Council Property - Lease Agreement - Shop 1, 31 Blue Hills Drive, Glenmore Park - Susanne Keith t/a Daily Break**

RECOMMENDED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Sue Day

CW2 That:

1. The information contained in the report on Council Property - Lease Agreement - Shop 1, 31 Blue Hills Drive, Glenmore Park - Susanne Keith t/a Daily Break be received.
2. Council commence the advertising process for a new 5 year Lease over Shop 1, 31 Blue Hills Drive, Glenmore Park in accordance with Section 47A of the Local Government Act 1993.
3. If any objections are received in response to the public notice, a report be brought back to Council for consideration of those submissions.
4. If no objections are received in response to the public notice, Council approve the new lease agreement under the terms and conditions listed within the report.
5. The common seal of the Council of the City of Penrith be affixed to all documents as required, and the General Manager (or his delegate) be authorised to sign all necessary legal documents in relation to this matter.

**3 Property Acquisition - 2111-2141 Elizabeth Drive Luddenham**

RECOMMENDED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Kevin Crameri OAM

CW3 That:

1. The information contained in the report on Property Acquisition - 2111-2141 Elizabeth Drive Luddenham be received.
2. Council accept the Hardship Application submitted by the landowner of 2111-2141 Elizabeth Drive Luddenham (Lot 13 DP32026) for the land identified in State Environmental Planning Policy (Precincts-Western Parkland City) 2021 and contained within the Land Reservation Acquisition Map as “Local Open Space and Drainage” of which Penrith Council is the nominated acquisition authority.
3. The following land, and interests in land, be acquired by compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) by authority contained in the Local Government Act 1993 (NSW) for the purposes of local open space and drainage:

Part Lot 13 DP32026, identified as Lot 103 in the attached draft acquisition plan and having an area of 39,815.9m<sup>2</sup>.

4. Council negotiate compensation with the landowner in accordance with the valuation and financial terms outlined in this report, with a further report presented to Council following the outcome of these negotiations seeking endorsement of the agreed compensation and disturbance amount, and identification of the funding source.
5. Minerals be excluded from the acquisition.
6. The acquisition is not for the purpose of resale.
7. In the event that a negotiated agreement is not reached with the landowner, the necessary applications be made to the NSW Minister of Local Government and the NSW Governor seeking approval to compulsorily acquire the land.
8. The Common Seal of the Council of the City of Penrith be affixed to all documents as required, and the General Manager be authorised to sign all necessary legal documents in relation to this matter.

#### **4 Road Lease Agreement - Unused Road Reserve adjacent Lot 10 DP 607528 known as 2257-2265 Castlereagh Road, Penrith**

RECOMMENDED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Sue Day

CW4 That:

1. The information contained in the report on Road Lease Agreement - Unused Road Reserve adjacent Lot 10 DP 607528 known as 2257-2265 Castlereagh Road, Penrith be received.
2. Council approve the proposed new road lease agreement under the terms and conditions listed within the report.
3. The common seal of the Council of the City of Penrith be affixed to all documents as required, and the General Manager (or his delegate) be authorised to sign all necessary legal documents in relation to this matter.

#### **5 Asset Assurance - Jordan Springs East**

RECOMMENDED on the MOTION of Councillor Todd Carney seconded Councillor Ross Fowler OAM

CW5 That:

1. The information contained in the report on Asset Assurance - Jordan Springs East be received.
2. That Council delegate authority to the General Manager to execute the Deed on the terms outlined in this report, subject to there being no

material changes to those terms, and following Lendlease's execution of the Deed

**6 Major Projects - Funding update**

RECOMMENDED on the MOTION of of Councillor Ross Fowler OAM seconded Councillor Todd Carney

CW5 That:

1. The information contained in the report on Major Projects - Funding update be received
2. Council allocates \$2,430,000 to the City Park project, \$6,049,082 to the Regatta Park project and \$3,210,000 to the Gipps Street Recreation Precinct project in accordance with the information contained in the body of the report.