Confidential Item

9. Motions on Notice

9.1 Cr Noble moved and Cr Kennedy seconded that Council alter the motion, Item 3.1 (Strategic Land Purchase) that was passed by Council on Wednesday 20 January 2021 at the Special Council meeting from:

> 'That Council authorise the Chief Executive Officer to make an offer of up to $15 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:
>
> - a favourable Prudential Report being received by Council
> - the land be excluded from Community Land status upon purchase.'

to:

> 'That Council authorise the Chief Executive Officer to make an offer of up to $15 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:
>
> - a favourable Prudential Report being received by Council that has regard to any and all relevant due diligence issues (including the assumptions and qualifications contained within the valuation report) that could impact the Council's proposed options for the future development of the land including any third party restrictions on the use or development of the land
> - the land being excluded from Community Land status upon purchase
> - receiving an environmental report which confirms the land is free of contamination
> - that the right of way depicted as 'G' be removed from the title (see attachment)
> - there being no restrictions placed on the land by the current owners in the sale process
> - Council receiving advice from the Audit and Governance Advisory Committee as to their opinion on the potential purchase of this parcel of land.

An **Amendment** was moved by Cr Leombruno that Council alter the motion, Item 3.1 (Strategic Land Purchase) that was passed by Council on Wednesday 20 January 2021 at the Special Council meeting from:

> 'That Council authorise the Chief Executive Officer to make an offer of up to $14 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:
>
> - a favourable Prudential Report being received by Council
> - the land be excluded from Community Land status upon purchase.'

to:

'That Council authorise the Chief Executive Officer to make an offer of up to $15 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:

- a favourable Prudential Report being received by Council that has regard to any and all relevant due diligence issues (including the assumptions and qualifications contained within the valuation report) that could impact the Council's proposed options for the future development of the land including any third party restrictions on the use or development of the land
- the land being excluded from Community Land status upon purchase
- receiving an environmental report which confirms the land is free of contamination
- that the right of way depicted as 'G' be removed from the title (see attachment)
- there being no restrictions placed on the land by the current owners in the sale process
- Council receiving advice from the Audit and Governance Advisory Committee as to their opinion on the potential purchase of this parcel of land.

The Motion lapsed for want of a Seconder

The time being 7.48 pm the Mayor, with the consent of the Council, invoked Regulation 20, a short-term suspension of proceedings.

The time being 9.03 pm the Mayor declared the end of the short-term suspension of proceedings.

An **Amendment** was moved by Cr Casciano and seconded by Cr Barbaro that that Council alter the motion, Item 3.1 (Strategic Land Purchase) that was passed by Council on Wednesday 20 January 2021 at the Special Council meeting from:

'That Council authorise the Chief Executive Officer to make an offer of up to $15 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:

- a favourable Prudential Report being received by Council
- the land be excluded from Community Land status upon purchase.'

to:

'That Council authorise the Chief Executive Officer to make an offer of up to $12.7 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:

- a favourable Prudential Report being received by Council that has regard to any and all relevant due diligence issues (including the assumptions and qualifications contained within the valuation report) that could impact the Council's proposed options for the future development of the land including any third party restrictions on the use or development of the land
- the land being excluded from Community Land status upon purchase
- receiving an environmental report which confirms the land is free of contamination
- that the right of way depicted as 'G' be removed from the title (see attachment)
- there being no restrictions placed on the land by the current owners in the sale process
- Council receiving advice from the Audit and Governance Advisory Committee as to their opinion on the potential purchase of this parcel of land.

The **Amendment** on being put was **Carried**

An **Amendment** was moved by Cr McLuskey moved and seconded by Cr Dr Irvine that Council alter the motion, Item 3.1 (Strategic Land Purchase) that was passed by Council on Wednesday 20 January 2021 at the Special Council meeting from:

'That Council authorise the Chief Executive Officer to make an offer of up to $15 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:

- a favourable Prudential Report being received by Council
- the land be excluded from Community Land status upon purchase.'

to:

'That Council authorise the Chief Executive Officer to make an offer of up to $13.5 million dollars to purchase allotment 1002, DP 119318, Certificate of Title Volume 6217, Folio 726 subject to:

- a favourable Prudential Report being received by Council that has regard to any and all relevant due diligence issues (including the assumptions and qualifications contained within the valuation report) that could impact the Council's proposed options for the future development of the land including any third party restrictions on the use or development of the land
- the land being excluded from Community Land status upon purchase
- receiving an environmental report which confirms the land is free of contamination
- that the right of way depicted as 'G' be removed from the title (see attachment)

- there being no restrictions placed on the land by the current owners in the sale process
- Council receiving advice from the Audit and Governance Advisory Committee as to their opinion on the potential purchase of this parcel of land.

The **Amendment** on being put was **Lost**

The **Motion** on being put was **Carried**