

No Subject-396.EML

From: Philip Sansom <psansom@hurstville.nsw.gov.au>
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Date: Mon, 09 Jul 2012 10:08:46 +1000

THAT the following resolution of the Council Meeting of the 4 July 2012 in relation to: COWO48-12 TENDER - SALE & DEVELOPMENT OF GLOUCESTER ROAD CAR PARK be rescinded:

RESOLVED THAT Council instruct its Solicitors to seek Consent Orders in the Land & Environment Court.

THAT pursuant to clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accepts the tender of Deicorp Pty Limited ('Deicorp').

THAT pursuant to clause 24 of the Conditions of Tender, Council negotiates with Deicorp for a period of 60 days with a view to entering into the Sale Contract and the Development Agreement referred to in the Conditions of Tender within that period.

THAT pursuant to clause 178(1)(a) of the Local Government (General) Regulation 2005 and clause 24 of the Conditions of Tender, in the event that Council and Deicorp do not enter into the Sale Contract and the Development Agreement within the 60 day period, Council accepts the Tender of East Quarter Hurstville Pty Limited ('East Quarter').

THAT in that event and pursuant to clause 24 of the Conditions of Tender, Council negotiates with East Quarter for a period of 60 days with a view to entering into the Sale Contract and the Development Agreement within that period.

THAT all tenderers be advised of Council's decision.

FURTHER THAT a report on the outcome of negotiations between Council and Deicorp and, if those negotiations are unsuccessful, between Council and East Quarter, be presented to the Council at the appropriate time.

FURTHER THAT if the rescission motion is successful that it be superseded by the following:

That this matter be referred to a Councillor Workshop for further briefing and discussion.

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