

**CONFIRMED MINUTES
OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL
HELD REMOTELY USING AUDIO VISUAL LINKS, VIDEO STREAMED
ON THE COUNCIL WEBSITE AND IN THE COUNCIL CHAMBERS
ON MONDAY 23 MARCH 2026 AT 7:00 PM**

NATIONAL ANTHEM

The meeting opened with the National Anthem.

WEBCASTING STATEMENT

His Worship the Mayor, Councillor Todd Carney read a statement advising that Council Meetings are recorded and webcast.

ACKNOWLEDGEMENT OF COUNTRY

His Worship the Mayor, Councillor Todd Carney read an Acknowledgement of Country.

PRAYER

The Council Prayer was read by Pastor Mitchell Varlow.

PRESENT

His Worship the Mayor, Councillor Todd Carney, Deputy Mayor, Councillor Garion Thain and Councillors Libby Austin, Kirstie Boerst, Robin Cook, Ross Fowler OAM, Glenn Gardiner, Hollie McLean, Edwin Mifsud, Reece Nuttall, Vanessa Pollak, Faithe Skinner and John Thain.

LEAVE OF ABSENCE

Leave of Absence was previously granted to Councillor Sue Day for the period 23 March 2026 to 27 March 2026 inclusive.

APOLOGIES

55 RESOLVED on the MOTION of Councillor Libby Austin seconded Councillor John Thain that the apology from Councillor Sabbie Kaur be accepted and a leave of absence be approved.

CONFIRMATION OF MINUTES - Ordinary Meeting - 23 February 2026

56 RESOLVED on the MOTION of Councillor Libby Austin seconded Councillor Ross Fowler OAM that the minutes of the Ordinary Meeting of 23 February 2026 be confirmed.

DECLARATIONS OF INTEREST

There were no Declarations of Interest.

NOTICES OF MOTION

1 Bill smoothing on rates and animal register payments

57 RESOLVED on the MOTION of Councillor Reece Nuttall seconded Councillor Ross Fowler OAM

That:

1. Council recognises the growing trend amongst New South Wales and Australian councils to provide bill smoothing on rates and animal register payments as a best-practice requirement to reduce bill shock and alleviate growing cost-of-living pressures.
2. Council staff investigate technology options to facilitate bill smoothing – enabling ratepayers to pay their rates in smaller, even, and regular instalments according to their preferences and to offer those facing hardship an ability to request more customised payment terms from council.
3. A report be brought back no later than 31 May 2026 to be considered prior to the finalisation of Councils budget.

REPORTS OF COMMITTEES

1 Report and Recommendations of the Heritage Advisory Committee Meeting held on 25 February 2026

58 RESOLVED on the MOTION of Councillor Garion Thain seconded Councillor Libby Austin that the recommendations contained in the Report and Recommendations of the Heritage Advisory Committee meeting held on 25 February, 2026 be adopted.

2 Report and Recommendations of the Policy and Strategy Committee Meeting held on 9 March 2026

59 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Faithe Skinner that the recommendations contained in the Report and Recommendations of the Policy and Strategy Committee meeting held on 9 March, 2026 be adopted.

Procedural Motion

60 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Libby Austin that *Item 18 - PCC24/25-126 Premix Concrete*, be dealt with after Confidential Business.

DELIVERY PROGRAM REPORTS

STRATEGIC DIRECTION 1 - NURTURE OUR ENVIRONMENT

1 PCC25/26-32 Supply and Delivery of Compostable Bags

61 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Faithe Skinner

That:

1. The information contained in the report on PCC25/26-32 Supply and Delivery of Compostable Bags be received
2. The tender from Cardia Bioplastics (Australia) Pty Ltd for \$6,832,495.39 (excl. GST), be accepted to undertake Supply and Distribution of Compostable Bags for a three (3) year period with two (2) x one (1) year extension options.
3. The General Manager be authorised to sign all necessary legal documents in relation to this matter.

4. Variations and amendments that do not materially alter the original scope of the contract be managed under the existing Penrith City Council financial delegations within the approved budgets.

STRATEGIC DIRECTION 2 - SUPPORT OUR WELLBEING

2 Endorsement of Membership for the Multicultural Working Party 2026 - 2027

62 RESOLVED on the MOTION of Councillor Reece Nuttall seconded Councillor John Thain

That:

1. The information contained in the report on Endorsement of Membership for the Multicultural Working Party 2026 - 2027 be received.
2. Council endorses the recommended members of the Multicultural Working Party 2026 – 2027.

3 Endorsement of Membership of the Access Committee 2026 - 2030

63 RESOLVED on the MOTION of Councillor Hollie McLean seconded Councillor Faithe Skinner

That:

1. The information contained in the report on Endorsement of Membership of the Access Committee 2026 - 2030 be received.
2. Council endorses the recommended members of the Access Committee 2026 – 2030.
3. Council endorses special dispensation for an additional community member, for a total of nine community members of the Access Committee for the 2026-2030 term only.

4 Request for Major Event Sponsorship - Out2Lunch Festival

64 RESOLVED on the MOTION of Councillor Glenn Gardiner seconded Councillor Faithe Skinner

That:

1. The information contained in the report on Request for Major Event Sponsorship - Out2Lunch Festival be received.
2. Council endorses an investment, being a sponsorship amount up to \$50,000 (exc. GST) subject to DA approval by the NSW Government.
3. Council suggests RuffTRACK be looked at as one of the selected charities.
4. Council request a list of the charities that ultimately receive charity funding at the conclusion of the event.

STRATEGIC DIRECTION 3 - SHAPE OUR GROWING CITY

5 Draft Voluntary Planning Agreement - 805 Mamre Road Kemps

Creek

65 RESOLVED on the MOTION of Councillor Reece Nuttall seconded Councillor Faithe Skinner

That:

1. The information contained in the report on Draft Voluntary Planning Agreement - 805 Mamre Road Kemps Creek be received.
2. Council endorses for notification of the Draft Voluntary Planning Agreement (VPA) for 805 Mamre Road, Kemps Creek (Gibb Group), as attached.
3. A further report be prepared for Council following public notification of the draft voluntary planning agreement, if submissions are received and amendments are proposed.
4. Council endorses the draft VPA for 805 Mamre Road, Kemps Creek (Gibb Group) for execution, if no submissions are received during the public notification period or if no amendments are proposed.
5. If no submissions are received, Council authorises the General Manager to finalise and sign the VPA and make any minor amendments where necessary (e.g. typographical errors, incorrect clause references, indexation and refinement of any costs, dates or similar).
6. The Common Seal of the Council of the City of Penrith be affixed to all documents as required, and the General Manager (or their delegate) be authorised to sign all necessary legal decorations in relation to this matter.

In accordance with Section 375A of the Local Government Act 1993, a DIVISION was then called with the following result:

For

Against

Councillor Ross Fowler OAM
Councillor Robin Cook
Councillor Todd Carney
Councillor Libby Austin
Councillor Hollie McLean
Councillor John Thain
Councillor Reece Nuttall
Councillor Garion Thain
Councillor Vanessa Pollak
Councillor Faithe Skinner
Councillor Glenn Gardiner
Councillor Edwin Mifsud
Councillor Kirstie Boerst

6 Fire Safety Update

66 RESOLVED on the MOTION of Councillor Vanessa Pollak seconded Councillor Reece Nuttall

That:

1. The information contained in the report on Fire Safety Update be received.
2. Council proceed to issue a Notice of Intention to Serve a Fire Safety Order for the Vallance Street, Lakeside Parade, Jamison Road and Water Gum

Drive premises and proceed to issue a Fire Safety Order should the fire safety issues not be addressed to the satisfaction of Council's Building Certification and Fire Safety Coordinator upon reinspection.

3. Council continues to monitor these premises as part of its Fire Safety Program.

7 Submission to the NSW Parliamentary Inquiry into Data Centres

67 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Reece Nuttall

That:

1. The information contained in the report on Submission to the NSW Parliamentary Inquiry into Data Centres be received.
2. Council endorses the submission at Attachment 1 for submission to the NSW Parliamentary Inquiry into Data Centres by the closing date of 27 March 2026. Noting the amendment on page 43, to remove the words: "getting hotter".

8 Draft Voluntary Planning Agreement 771-797 Mamre Road, Kemps Creek (Yiribana West - GPT)

68 RESOLVED on the MOTION of Councillor Reece Nuttall seconded Councillor Hollie McLean

That:

1. The information contained in the report on Draft Voluntary Planning Agreement 771-797 Mamre Road, Kemps Creek (Yiribana West - GPT) be received.
2. Council endorse for notification of the Draft Voluntary Planning Agreement (VPA) for 771-797 Mamre Road, Kemps Creek (Yiribana West – GPT), as attached.
3. A further report be prepared for Council following public notification of the draft VPA, if submissions are received and amendments to the draft VPA are proposed.
4. Council endorses the draft VPA for 771-797 Mamre Road, Kemps Creek (Yiribana West – GPT) for execution, where no submissions are received during the public notification period or no amendments are proposed.
5. If no submissions are received or no significant amendments proposed, Council authorise the General Manager to finalise and sign the VPA and make any minor amendments where necessary (e.g. typographic errors, incorrect clause references, indexation and refinement of any costs, dates and the like).
6. The Common Seal of the Council of the City of Penrith be affixed to all documents as required, and the General Manager (or their delegate) be authorised to sign all necessary legal decorations in relation to this matter.

In accordance with Section 375A of the Local Government Act 1993, a DIVISION was then called with the following result:

For

Against

Councillor Ross Fowler OAM
 Councillor Robin Cook
 Councillor Todd Carney
 Councillor Libby Austin
 Councillor Hollie McLean
 Councillor John Thain
 Councillor Reece Nuttall
 Councillor Garion Thain
 Councillor Vanessa Pollak
 Councillor Faithe Skinner
 Councillor Glenn Gardiner
 Councillor Edwin Mifsud
 Councillor Kirstie Boerst

9 Amendment and re-exhibition of St Marys Town Centre Section 7.12 Development Contributions Plan

69 RESOLVED on the MOTION of Councillor Reece Nuttall seconded Councillor Libby Austin

That:

1. The information contained in the report on Amendment and re-exhibition of St Marys Town Centre Section 7.12 Development Contributions Plan be received.
2. Council resolve to publicly exhibit the *draft St Marys Town Centre Development Contributions Plan 2025* (Attachment 1 to this report) for a minimum period of 28 days in accordance with the *Environmental Planning and Assessment Act 1979 and Regulation 2021*.
3. A further report be prepared for Council at the earliest opportunity following public exhibition of the Contributions Plan, if submissions are received, for Council to consider those submissions.
4. If no submissions are received during the public exhibition period, and no amendments are proposed apart from the correction of minor errors, misdescriptions or miscalculations, Council authorise the General Manager to approve the *St Marys Town Centre Development Contributions Plan 2025*.
5. A notice is to be published on Council's website within 28 days after the *St Marys Town Centre Development Contributions Plan 2025* has been approved, in accordance with legislative requirements under the *Environmental Planning and Assessment Act 1979 and Regulation 2021*. The Contributions Plan is to commence on the date of the notice.
6. The St Marys Town Centre Development Contributions Plan 1993 is to be repealed on commencement of the *St Marys Town Centre Development Contributions Plan 2025* in accordance with s215(2)(a) of the *Environmental Planning and Assessment Regulation 2021*.

10 Submission on the EIE - Climate Change and Natural Hazards State Environmental Planning Policy

70 RESOLVED on the MOTION of Councillor Reece Nuttall seconded Councillor Libby Austin

That:

1. The information contained in the report on Submission on the EIE - Climate Change and Natural Hazards State Environmental Planning Policy be received
2. Council endorse the draft submission at Attachment 1 for lodgement with the NSW Department of Planning, Housing and Infrastructure.
3. The General Manager (or delegate) be authorised to make minor administrative amendments to the submission prior to lodgement, where consistent with Council's resolution.
4. Council does not opt in to the optional Clause 5.22 (Special Flood Considerations) within the proposed Climate Change and Natural Hazards SEPP.
5. Council does not opt in to the optional Clause 5.9 (Rebuilding after natural hazards) within the proposed Climate Change and Natural Hazards SEPP.

STRATEGIC DIRECTION 4 - PROVIDE FOR OUR LIFESTYLE

11 Aquatics, Leisure and Wellness Strategy 2026-2041

71 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Robin Cook

That:

1. The information contained in the report on Aquatics, Leisure and Wellness Strategy 2026-2041 be received.
2. Consideration of this matter be deferred and brought back to a Policy and Strategy Committee Meeting so that further information can be provided.

12 PCC25/26-118 Rance Oval Storage and Shelter

72 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Reece Nuttall

That:

1. The information contained in the report on PCC25/26-118 Rance Oval Storage and Shelter be received
2. The tender from Acron Building Services Pty Limited for \$446,245.00 (excluding GST), be accepted to undertake Rance Oval Storage and Shelter, Werrington.
3. The General Manager be authorised to sign all necessary legal documents in relation to this matter.

4. Variations and amendments that do not materially alter the original scope of the contract be managed under the existing Penrith City Council financial delegations within the approved budgets.

13 PCC25/26-74 Castlereagh RFS Design Consultant

73 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Reece Nuttall

That:

1. The information contained in the report on PCC25/26-74 Castlereagh RFS Design Consultant be received.
2. The tender from Local Architect South Coast Pty Ltd for \$211,760.00 (excluding GST), be accepted for Castlereagh RFS Design Consultant, Castlereagh.
3. The General Manager be authorised to sign all necessary legal documents in relation to this matter.
4. Variations and amendments that do not materially alter the original scope of the contract be managed under the existing Penrith City Council financial delegations within the approved budgets.

14 PCC2526-89 Installation of DDA-Compliant Bus Shelters

74 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Reece Nuttall

That:

1. The information contained in the report on PCC2526-89 Installation of DDA-Compliant Bus Shelters be received.
2. Council reject the tender submission received for this RFT on the basis of non-conformance. In accordance with Local Government Regulations Section 178(1)(b) of the Local Government (General) Regulation 2021 ("the Regulation"), Council declines to accept any of the tenders.; and
3. Council endorse the re-tendering of the project with revised scope requirements as outlined in this report, in accordance with Local Government Regulations Section 178(3)(b), to invite, in accordance with Clause 167, fresh tenders based on the same or different details.

15 PCC25/26-18 Parker Street Upgrade – Western Amenities Building Improvements

75 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Reece Nuttall

That:

1. The information contained in the report on PCC25/26-18 Parker Street Upgrade – Western Amenities Building Improvements be received.
2. The tender from Acron Building Services Pty Limited for \$288,150.00 (excluding GST), be accepted to undertake Parker Street Upgrade – Western Amenities Building Refurbishment, Penrith.

3. The General Manager be authorised to sign all necessary legal documents in relation to this matter.
4. Variations and amendments that do not materially alter the original scope of the contract be managed under the existing Penrith City Council financial delegations within the approved budgets.

16 PCC25/26-35 Bennett Park Redevelopment

76 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Reece Nuttall

That:

1. The information contained in the report on PCC25/26-35 Bennett Park Redevelopment be received.
2. The tender from Romba Pty Ltd for \$1,752,458.00 (excluding GST), be accepted to undertake Bennett Park Redevelopment, St Marys.
3. The General Manager be authorised to sign all necessary legal documents in relation to this matter.
4. Variations and amendments that do not materially alter the original scope of the contract be managed under the existing Penrith City Council financial delegations within the approved budgets.

17 Factory Road Shared Path Additional Co-contribution

77 RESOLVED on the MOTION of Councillor Hollie McLean seconded Councillor Libby Austin

That:

1. The information contained in the report on Factory Road Shared Path Additional Co-contribution be received.
2. The additional co-contribution amount of up to \$150,000 be funded internally from allocated available budget to meet project delivery contingency costs incurred.
3. Transport for NSW's Get NSW Active Program be advised of the additional co-contribution amount by Council.

STRATEGIC DIRECTION 5 - WORK TOGETHER

19 Sydney Water Corporation Proposed Acquisition of Interest In Land- Part of Lot 3 DP 747153, 112-124 Andrews Road Penrith

78 RESOLVED on the MOTION of Councillor Faithe Skinner seconded Councillor Libby Austin

That:

1. The information contained in the report, Sydney Water Corporation easement acquisition of part of lot 3 DP 747153, located at 112–124 Andrews Road, Penrith be received.
2. Council accepts the compensation and reimbursement of costs outlined in the report, with proceeds from the acquisition to be allocated to the Property Reserve.

3. The Common Seal 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.

20 Sydney Metro Residual Road Acquisitions for the Sydney Metro-Western Sydney Airport

79 RESOLVED on the MOTION of Councillor Faithe Skinner seconded Councillor Libby Austin

That:

1. The information contained in the report on Sydney Metro Residual Road Acquisitions for the Sydney Metro- Western Sydney Airport be received.
2. Council provides concurrence to the four public purpose acquisitions of road detailed within this report under the Land Acquisition (Just Terms Compensation) Act 1991.
3. Council resolves that no compensation is payable for the four public purpose acquisitions as outlined in this report
4. 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.

21 Permanent Road Closure, Dedication as Public Road and New Easement Associated with St Marys Central Park

80 RESOLVED on the MOTION of Councillor Faithe Skinner seconded Councillor Libby Austin

That:

1. The information contained in the report on the Permanent Road Closure, Dedication as Public Road and New Easement Associated with St Marys Central Park be received.
2. Council endorse the closure of the subject portion of public road as contained within Lot 151 draft DP 1314258 under Section 38A of the Roads Act 1993. The road closure parcel will vest in Council as operational land.
3. Council resolve to dedicate Lot 6 DP 1300752 as public road under Section 10 of the Roads Act 1993.
4. Council endorse the registration of a 3-metre-wide easement for underground cables across Lots 1–4 DP 1300752 and proposed Lot 151 draft DP 1314258 as identified in the report.

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.

22 Adoption of Public Forum Rules

81 RESOLVED on the MOTION of Councillor Faithe Skinner seconded Councillor Libby Austin

That:

1. The information contained in the report on Adoption of Public Forum Rules be received.
2. Subject to any amendments required by Council, Council endorses the attached draft Public Forum Rules for public exhibition, for a period of 28 days to allow for public submissions to be received.
3. Council endorses application of the draft Public Forum Rules until the completion of the public exhibition period.
4. Should no material changes be required to the draft Public Forum Rules following the public exhibition period, Council endorses adoption of the Public Forum Rules.
5. Should public submissions be received that require further consideration of the draft Public Forum Rules, a report be provided to Council.

23 Land Classification - Lot 11 Section 5 DP979366, 109 Russell Street Emu Heights

82 RESOLVED on the MOTION of Councillor Faithe Skinner seconded Councillor Libby Austin

That:

1. The information contained in the report on Land Classification – Lot 11 Section 5 DP979366, 109 Russell Street, Emu Heights be received,
2. Lot 11 Section 5 DP979366, being 109 Russell Street, Emu Heights be classified as operational land in accordance with the Local Government Act 1993.

24 Pecuniary Interest First Returns - Designated Persons

83 RESOLVED on the MOTION of Councillor Faithe Skinner seconded Councillor Libby Austin

That:

1. The information contained in the report on Pecuniary Interest First Returns - Designated Persons be received.
2. All Pecuniary Interest First Returns lodged be made publicly available in accordance with the requirements of the *Government Information (Public Access) Act 2009* subject to appropriate redactions.

25 Summary of Investments and Banking for the period 1 February 2026 - 28 February 2026

84 RESOLVED on the MOTION of Councillor Faithe Skinner seconded Councillor Libby Austin

That:

1. The information contained in the report on Summary of Investments and Banking for the period 1 February 2026 - 28 February 2026 be received.
2. The Council's Cash Book and Bank Statements have been reconciled as at 28 February 2026.

URGENT BUSINESS

UB 1 Share the Dignity Program

Councillor Robin Cook requested that an amount of \$10,360 in total, be split between each Ward's voted works, to extend support of the Share the Dignity Program, to purchase and stock two dispensers at Ripples St Marys and Penrith Library.

85 RESOLVED on the MOTION of Councillor Robin Cook seconded Councillor Kirstie Boerst that the matter be brought forward and dealt with as a matter of urgency.

His Worship the Mayor, Councillor Todd Carney ruled that the matter was urgent and should be dealt with at the meeting.

86 RESOLVED on the MOTION of Councillor Robin Cook seconded Councillor Kirstie Boerst that an amount of \$10,360 in total, be split between each Ward's voted works, to extend support of the Share the Dignity Program and to purchase and stock two dispensers at Ripples St Marys and Penrith Library, to fund the ongoing program to end period poverty.

MOVE INTO CLOSED SESSION

Note: Prior to moving into Closed Session, the Mayor asked Governance if any objections had been received from the public regarding the closed session. Governance confirmed that no objections were received.

Procedural Motion

87 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Faithe Skinner that the meeting move into Closed Session to consider Confidential Business as listed in the Business Paper, the time being 8.01pm.

1 Presence of the Public

Accordingly, members of the press and public were excluded from the Chamber and the livestream ceased for the duration of Confidential Business to deal with the following matters:

Strategic Direction 4

2 PCC24/25-126 Premix Concrete

This item has been referred to Confidential Business as the report refers to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

Strategic Direction 2

3 Request for Major Event Sponsorship

This item has been referred to Confidential Business as the report refers to commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial

position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

RETURN TO OPEN SESSION

Procedural Motion

88 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Robin Cook that Council return to Open Session, the time being 8:17pm.

The meeting resumed at 8:17pm and Governance reported that the Council met at 8:01pm on Monday 23, March 2026, for Confidential Business

and the Council excluded the press and public from the meeting for the reasons set out in CB1 and the Council resolved that:

CONFIDENTIAL BUSINESS

2 PCC24/25-126 Premix Concrete

89 RESOLVED on the MOTION of Councillor Hollie McLean seconded Councillor Faithe Skinner

CB2 That:

1. The information contained in the report on PCC24/25-126 Premix Concrete be received.
2. The report no longer be considered confidential when the outcome is reported back to a future Council meeting.

3 Request for Major Event Sponsorship

90 RESOLVED on the MOTION of Councillor Reece Nuttall seconded Councillor Garion Thain

CB3 That:

1. The information contained in the report on Request for Major Event Sponsorship be received.
2. Council endorses a conditional sponsorship investment, being an amount up to the recommended total sponsorship value (exc. GST) contained in the report.
3. Council notes that the sponsorship commitment is subject to the event bid being successful and that Council will be notified should the event be confirmed for Penrith.
4. When the successful bids are announced, Council make the information contained in the report publicly available.

18 PCC24/25-126 Premix Concrete

91 RESOLVED on the MOTION of Councillor Hollie McLean seconded Councillor Ross Fowler OAM

That:

1. The information contained in the report on PCC24/25-126 Premix Concrete be received
2. After considering the responses to the PCC24/25-126 Premix Concrete Tender and in accordance with section 178(1)(b) of the Local Government (General) Regulation 2021 (“the Regulation”), Council declines to accept any of the tenders.
3. Pursuant to clause 178(4)(a) of the Regulation, the Council’s reason for declining to invite fresh tenders was:
 - a. There was limited interest shown in the response to the original tender invitation despite efforts to encourage further participation including extending the closing date for submissions.
4. Council negotiate with Holcim Australia Pty Ltd and Total Concrete Solutions Pty Ltd & South Coast Basalt Pty Ltd for the following reasons:
 - a. Holcim Australian Pty Ltd and Total Concrete Solutions Pty Ltd & South Coast Basalt Pty Ltd were the only respondents to Council’s tender and demonstrated potential suitability to meet Council’s requirements
5. The negotiation parameters to include:
 - a. Reaching agreement on Penrith City Council Supply of Goods contract terms and conditions.
 - b. Ensuring compliance with Council’s Work Health and Safety (WHS), Quality Assurance (QA), and Environmental practices.
 - c. Providing scope for negotiation on pricing
6. In accordance with section 178(3)(e) of the Regulation, Council authorises the General Manager and/or their delegate to enter into negotiation with a view to entering into a contract in relation to the subject matter of the tender.
7. A recommendation on the outcome of the negotiations be reported to Council for award of the tender.

There being no further business the Chairperson declared the meeting closed the time being 8:19pm.

I certify that these 14 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on 23 March 2026.

Chairperson

Date