

**ITEM 6. REPORT OF THE CORPORATE, FINANCE, PROPERTIES AND TENDERS COMMITTEE - 20 MARCH 2017**

**ITEM 6.1**

**DISCLOSURES OF INTEREST**

No Councillors disclosed any pecuniary or non-pecuniary interest in any matter on the agenda for this meeting of the Corporate, Finance, Properties and Tenders Committee.

The Committee recommends the following:-

**ITEM 6.2**

**INVESTMENTS HELD AS AT 28 FEBRUARY 2017 (X005605)**

It is resolved that the Investment Report as at 28 February 2017 be received and noted.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Vithoukias and carried unanimously.)

The Committee recommends the following:-

**ITEM 6.3**

**CODE OF CONDUCT AND PROCEDURES FOR THE ADMINISTRATION OF THE CODE OF CONDUCT (S076403)**

It is resolved that Council adopt the Code of Conduct and the Procedures for the Administration of the Code of Conduct as shown in Attachments A and B to the subject report.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Scully and carried unanimously.)

The Committee recommends the following:-

**ITEM 6.4**

**PROPOSED NAMING OF A PRIVATE LANE AT 18-32 OXFORD STREET, DARLINGHURST (X006676)**

It is resolved that:

- (A) approval be given to advertise, for a period of 14 days, the proposed name of Winns Lane for the private lane off Liverpool Street, Darlinghurst; and
- (B) a further report be submitted to Council, on the results of advertising the proposed name and the public consultation process, at the end of the required advertising period.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Scott and carried unanimously.)

The Committee recommends the following:-

**ITEM 6.5**

**EXEMPTION FROM TENDER – CAPABILITI LEARNING MANAGEMENT SYSTEM (S094474)**

It is resolved that:

- (A) Council approve an exemption from tender for the extension of contract for the Capabiliti LMS system because, by reason of extenuating circumstances, a satisfactory result would not be achieved by inviting tenders;
- (B) Council note the reasons why a satisfactory result would not be achieved by inviting tenders are:
  - (i) the implementation of a new integrated HR Information System, including Learning Management, is already underway; and
  - (ii) the extension of the contract with Veritec Pty Ltd will ensure continuity of Learning Management services during the transition to the new HRIS; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the variation to the contract with Veritec Pty Ltd for the purpose of supplying the Capabiliti LMS learning management system for a term of one year and for a contract sum as indicated in confidential Attachment A to the subject report, and otherwise on terms acceptable to the City.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Thalís and carried unanimously – as part of an in globo motion with Item 6.6.)

The Committee recommends the following:-

**ITEM 6.6**

**EXEMPTION FROM TENDER – MERCURY E-RECRUITMENT SYSTEM (S075990)**

It is resolved that:

- (A) Council approve an exemption from tender for the extension of contract for the Mercury E-Recruit system because, for extenuating circumstances, a satisfactory result would not be achieved by inviting tenders;
- (B) Council note the reasons why a satisfactory result would not be achieved by inviting tenders are:
  - (i) the implementation of a new integrated HR Information System, including Recruitment Management, is already underway; and
  - (ii) the extension of the contract with Mercury Search and Selection Pty Ltd will ensure continuity of recruitment management services during the transition to the new HRIS; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the variation to the contract with Mercury Search and Selection Pty. Ltd. for the purpose of supplying and upgrading the Mercury e-Recruit recruitment management system for a term of one year and for a contract sum as indicated in confidential Attachment A to the subject report, and otherwise on terms acceptable to the City.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Thalís and carried unanimously – as part of an in globo motion with Item 6.5.)

The Committee recommends the following:-

**ITEM 6.7**

**EXEMPTION FROM TENDER - GREEN SQUARE CREATIVE CENTRE - ADDITIONAL CONTINGENCY FOR HEAD CONTRACTOR AND QUANTITY SURVEYOR CONTRACTS (S118549.006)**

It is resolved that Council:

- (A) approve an exemption from tender, in accordance with section 55(3)(i) of the Local Government Act 1993, for the contracts for the construction and quantity surveyor services, noting that, due to extenuating circumstances, a satisfactory result would not be achieved by inviting tenders;
- (B) note the reasons why a satisfactory outcome would not be achieved by inviting tenders are:
  - (i) a Contractor for the construction works has already been appointed in accordance with the City's procurement processes;
  - (ii) within the current contract, a remediation subcontractor is to complete contract remediation works; and
  - (iii) the additional cost required to establish another remediation contractor on site is not considered value for money. If the work were separately contracted, it is not considered that better value for money or suitable timeframes would be achieved for Council;
- (C) approve increased contract contingency to the existing Head Contractor to cover extended construction work as described in confidential Attachment B to the subject report;
- (D) approve increased contract value for the existing Quantity Surveyor services to cover the extended construction period as described in confidential Attachment B to the subject report;
- (E) note the financial and contractual implications detailed in confidential Attachment B to the subject report; and
- (F) approve the budget shortfall to be brought forward from the South Sydney Hospital Stage 2 project forward estimates in 2022/23 into the 2016/17 financial year of this project.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Thalys and carried unanimously.)

The Committee recommends the following:-

**ITEM 6.8**

**TENDER - PANELS FOR STREET LIGHTING AND TRAFFIC SIGNALS (X005279)**

It is resolved that:

- (A) Council accept the tenders of Tenderers 'A' and 'B' for inclusion on the Street Lighting Panel for a period of two years, with three additional annual extension options to be exercised at the City's discretion;
- (B) Council accept the tenders of Tenderers 'A' and 'B' for inclusion on the Traffic Signals Panel for a period of two years, with three additional annual extension options to be exercised at the City's discretion;
- (C) Council accept the tenders of Tenderers 'A', 'E' and 'B' for inclusion on the Combined Street Lighting and Traffic Signals Panel for a period of two years, with three additional annual extension options to be exercised at the City's discretion;
- (D) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender; and
- (E) authority be delegated to the Chief Executive Officer to exercise the options referred to in Clauses (A), (B) and (C), if appropriate, and negotiate the price to extend the contracts accordingly.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Thalís and carried unanimously – as part of an in globo motion with Item 6.11.)



The Committee recommends the following:-

**ITEM 6.9**

**TENDER - REFURBISHMENT OF SMARTPOLES (X004010)**

It is resolved that:

- (A) Council accept the tender of Tenderer 'A' for a period of three years, with two options for annual extensions at the City's discretion;
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender; and
- (C) authority be delegated to the Chief Executive Officer to exercise the options referred to in clause (A), if appropriate, and negotiate the price to extend the contract accordingly.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Forster and carried unanimously.)

The Committee recommends the following:-

**ITEM 6.10**

**TENDER - VENUE MANAGEMENT CATERING SERVICES (X003074)**

It is resolved that:

- (A) Council reject the tenders received for the venue management catering services, for the reasons set out in confidential Attachment A to the subject report;
- (B) Council not invite fresh tenders, as it is considered that inviting fresh tenders would not attract suitable companies over and above those that have responded to this tender;
- (C) Council note that entering into negotiations with the tenderers listed in confidential Attachment A will result in a better outcome for Council;
- (D) authority be delegated to the Chief Executive Officer to enter into negotiations, execute and contract with a suitably qualified company to supply the services relating to the tender, including the allocation of funds from the Business Development Fund associated with the existing catering agreement;
- (E) authority be delegated to the Chief Executive Officer to exercise the options referred to in the contract; and
- (F) Council be informed of the successful company by way of CEO update.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Miller and carried unanimously.)

The Committee recommends the following:-

**ITEM 6.11**

**TENDER - MEALS ON WHEELS PRE-PACKED INDIVIDUAL COOK-CHILL AND FROZEN MEALS (S074367)**

It is resolved that:

- (A) Council accept the tender offer of Tenderer 'A' for the provision of Meals on Wheels pre-packed individual cook-chill and frozen meals for a period of one year, with two optional extension periods of one year each, subject to satisfactory performance;
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender; and
- (C) authority be delegated to the Chief Executive Officer to exercise the options referred to in clause (A), if appropriate, and negotiate the price to extend the contract accordingly.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Thalís and carried unanimously – as part of an in globo motion with Item 6.8.)

The Sub-Committee recommends the following:-

**ITEM 6.12**

**GRANTS AND SPONSORSHIP - ALLOCATION OF TWO BUSINESS IMPROVEMENT GRANTS 2016/17 (\$117676)**

It is resolved that:

- (A) Council approve a cash grant of \$10,000 (excluding GST) under the Business Improvement Grant Program to Btmenterprises Pty Ltd for 207 Oxford Street, Darlinghurst;
- (B) Council approve a cash grant of \$8,500 (excluding GST) under the Business Improvement Grant Program to Deskspace Ventures Pty Ltd for 85 William Street, Darlinghurst; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer agreements with any organisation approved for a grant or sponsorship under terms consistent with this resolution and the Grants and Sponsorship Policy.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Vithoukas, seconded by Councillor Thalys and carried unanimously.)

The Sub-Committee recommends the following:-

**ITEM 6.13**

**KNOWLEDGE EXCHANGE SPONSORSHIP - SPRINGBOARD ENTERPRISES AUSTRALIA (S118695.003)**

It is resolved that:

- (A) Council approve a final cash sponsorship of \$35,000 (excluding GST) and \$7,500 value-in-kind for venue hire per year to Springboard Enterprises Australia as Cornerstone Sponsor of the Early Stage Masterclass Program for three years from 2016/17, 2017/18 and 2018/19;
- (B) Council note that this will be the final sponsorship agreement with Springboard Enterprises; and
- (C) authority be delegated to the Chief Executive Officer to negotiate and enter into a sponsorship agreement with Springboard Enterprises Australia.

(At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Phelps, seconded by Councillor Vithoukias and carried unanimously.)