

## Resolution of Council

**29 June 2020**

### **Item 13**

#### **Direct Contract Negotiations - Street Furniture, Out-of-Home Media and WiFi Services**

Moved by the Chair (the Lord Mayor), seconded by Councillor Thalís –

It is resolved that:

- (A) Council note that in May 2019 it resolved to grant an exemption from tender for Street Furniture, Out-of-Home Media and Wi-Fi Services in accordance with section 55(3)(i) of the Local Government Act 1993 (NSW) on the basis that a satisfactory result would not be achieved by inviting tenders, due to a lack of competitive tenders and current market conditions for Street Furniture, Out-of-Home Media and Wi-Fi Services;
- (B) Council confirm that the extenuating circumstances noted in clause (A) continue to apply, that the passage of time since May 2019 is a further reason to maintain this approach and that it is appropriate to proceed with the contract for the provision of Street Furniture and Out-of-Home Media without an additional tender process;
- (C) Council accept the offer of Service Provider A for Street Furniture and Out-of-Home Media for a period of 10 years, with the option of an extension of five years if appropriate;
- (D) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender;
- (E) authority be delegated to the Chief Executive Officer to exercise the option referred to in clause (C), if appropriate, and negotiate the price to extend the contract accordingly; and
- (F) Council note that negotiations for Wi-Fi services are still ongoing with two shortlisted service providers.

Carried unanimously.

2020/228444