

Minutes of the Corporate, Finance, Properties and Tenders Committee - 9 December 2024

Members Lord Mayor - Councillor Clover Moore AO (Chair), Deputy Lord Mayor - Councillor Zann Maxwell, Councillor Sylvie Ellsmore, Councillor Lyndon Gannon, Councillor Robert Kok (Deputy Chair), Councillor Jess Miller, Councillor Matthew Thompson, Councillor Yvonne Weldon AM, Councillor Mitch Wilson and Councillor Adam Worling.

At the commencement of business at 1.03pm those present were -

The Lord Mayor, Councillors Ellsmore, Gannon, Kok, Maxwell, Miller, Thompson, Wilson and Worling.

Councillor Weldon arrived at the meeting of the Corporate, Finance, Properties and Tenders Committee at 1.04pm during discussion and before the vote on Item 3.

The meeting of the Corporate, Finance, Properties and Tenders Committee concluded at 2.20pm.

Item 1

Confirmation of Minutes

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

That the Minutes of the meeting of the Corporate, Finance, Properties and Tenders Committee of Monday 11 November 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 2

Statement of Ethical Obligations and Disclosures of Interest

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

The Corporate, Finance, Properties and Tenders Committee recommended the following:

Item 3

Investments Held as at 30 November 2024

It is resolved that the Investment Report as at 30 November 2024 be received and noted.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried unanimously.)

X020701

Item 4

Delegations of Authority to the Lord Mayor and Chief Executive Officer

It is resolved that:

- (A) Council approve the Delegations to the Lord Mayor, as shown at Attachment C to the subject report;
- (B) Council approve the Delegations to the Chief Executive Officer, as shown at Attachment D to the subject report; and
- (C) Council revoke the existing Delegations to the Lord Mayor dated 22 August 2022 and Delegations to the Chief Executive Officer dated 22 August 2022 as shown at Attachments A and B to the subject report.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried on the following show of hands –

Ayes (7) The Chair (the Lord Mayor), Councillors Gannon, Kok, Miller, Maxwell, Wilson and Worling

Noes (3) Councillors Ellsmore*, Thompson* and Weldon*.

Carried.

*Note – Councillors Ellsmore, Thompson and Weldon abstained from voting on this matter. Pursuant to the provisions of clause 10.4 of the Code of Meeting Practice, Councillors Ellsmore, Thompson and Weldon are taken to have voted against the motion.)

X109863 and X101731

Item 5**Post Exhibition - Code of Meeting Practice and Councillors' Expenses and Facilities Policy**

It is resolved that:

- (A) Council note the submission received from the community on the draft Code of Meeting Practice as outlined in the subject report;
- (B) Council adopt the revised City of Sydney Code of Meeting Practice as shown at Attachment A to the subject report;
- (C) Council fix the order of business of meetings of council as the following:
 - (i) opening of the meeting;
 - (ii) prayer and acknowledgement of country;
 - (iii) apologies and applications for a leave of absence by councillors;
 - (iv) confirmation of minutes;
 - (v) disclosures of interest;
 - (vi) minutes by the Lord Mayor;
 - (vii) memoranda by the Chief Executive Officer;
 - (viii) matters for tabling;
 - (ix) reports of committees;
 - (x) reports to council;
 - (xi) questions on notice;
 - (xii) supplementary answers to previous questions;
 - (xiii) notices of motion; and
 - (xiv) conclusion of the meeting;
- (D) authority be delegated to the Chief Executive Officer to make amendments to the Code of Meeting Practice in order to correct any minor drafting errors and finalise design, artwork and accessible formats for publication;
- (E) Council note the submission received from the community on the draft Councillors' Expenses and Facilities Policy as outlined in the subject report;
- (F) Council adopt the revised Councillors' Expenses and Facilities Policy as shown at Attachment B to the subject report; and
- (G) authority be delegated to the Chief Executive Officer to make amendments to the Councillors' Expenses and Facilities Policy in order to correct any minor drafting errors and finalise design, artwork and accessible formats for publication.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried on the following show of hands –

Ayes (7) The Chair (the Lord Mayor), Councillors Gannon, Kok, Miller, Maxwell, Wilson and Worling

Noes (3) Councillors Ellsmore, Thompson and Weldon.

Carried.)

S051923

Item 6

Project Scope - Bay Street Depot Upgrade

It is resolved that Council:

- (A) endorses the scope of works for the Bay Street Depot upgrade works as described in the subject report and as generally indicated at Attachment B to the subject report for progression to required planning approvals, detailed design, documentation and construction of works; and
- (B) note the financial implications and timeframes outlined in the subject report.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried unanimously.)

X089172.006

Item 7

Public Exhibition - Naming Proposal - Heckle Lane

It is resolved that:

- (A) Council provide in-principle approval to name this unnamed lane off Waterloo Street in Surry Hills "Heckle Lane", and that the name be placed on public exhibition for a minimum period of 28 days; and
- (B) note that a further report will be submitted to Council on the results of the public consultation process.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Miller, and carried unanimously.)

X102587.002

Item 8

Public Exhibition - Naming Proposal - Frog Lane

It is resolved that:

- (A) Council provide in-principle approval to name this unnamed lane that borders 811 Elizabeth Street, Zetland as "Frog Lane", and that the name be placed on public exhibition for a minimum period of 28 days; and
- (B) note that a further report will be submitted to Council on the results of the public consultation process.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried unanimously.)

X102587.002

Item 9

Proposed Land Classification - 57C Ashmore Street, Erskineville

It is resolved that Council:

- (A) endorse public notification of the proposed resolution: "It is resolved to classify 57C Ashmore Street, Erskineville NSW 2043 (being Lot 8 in DP 1262184) which is to be transferred to Council for future public purposes, as operational land in accordance with section 31 of the Local Government Act 1993 (NSW)", on the basis that the classification is an interim measure to support operational management until the land can be re-classified as community land and included within the Generic Plan of Management; and
- (B) note that a further report to Council, to inform of the outcomes of public notification and recommendation on classification will follow the notification period.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried unanimously.)

2024/653454

Item 10**Proposed Land Classification - 895-901 Bourke Street, Waterloo**

It is resolved that Council:

- (A) endorse the public notification of the proposed resolution: "It is resolved to classify proposed Lot 103 in in the Plan of Subdivision of Lot 1 in DP 1304819 at 895-901 Bourke Street, Waterloo NSW 2017 which is to be transferred to Council for future public purposes, as operational land in accordance with section 31 of the Local Government Act 1993 (NSW)", on the basis that:
- (i) the classification is an interim measure to support operational management of the land until works are completed and part of proposed Lot 103 can be dedicated as a road reserve; and
 - (ii) the remainder of the land comprising Lot 103 can then be reclassified as community land, incorporated into a Generic Plan of Management and categorised as 'General Community Use'; and
- (B) note that a further report to Council, to inform of the outcomes of the public notification and recommendation on classification, will follow the notification period.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried unanimously.)

2024/652434

Item 11**Contract Variation - Head Design Consultant - Ultimo Road to Campbell Street Cycleway Project**

It is resolved that:

- (A) Council approve a contract variation and an increased value for the existing Head Consultant Contract with AECOM Australia Pty Ltd for the Ultimo Road to Campbell Street Cycleway to cover additional services as described in Confidential Attachment A to the subject report; and
- (B) Council note the financial implications detailed in Confidential Attachment A to the subject report.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried unanimously.)

X034641

Item 12**Exemption from Tender and Contract Variation - AON Risk Services**

It is resolved that:

- (A) Council approve an exemption from tender in accordance with section 55(3)(i) of the Local Government Act 1993 to extend the term of the contract for insurance broking services with AON Risk Services Australia Limited by 15 months, to expire on 30 June 2026;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders for this work because:
 - (i) an actuarial review of the City's insurance requirements was recently completed which has confirmed that the current approach of placing insurances direct to market via a broker remained the most beneficial insurance model; and
 - (ii) there is insufficient time to undertake the tender required following prior to the expiry of the existing term on 31 March 2025;
- (C) authority be delegated to the Chief Executive Officer to vary the existing contract with AON Risk Services Australia Limited to provide insurance broking services for an additional 15 months while the new tender is undertaken and until the resulting new contract commences; and
- (D) Council note that funds are available in the annual operating budget for insurance broking services which are available to cover the contract extension period.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by the Chair (the Lord Mayor), and carried unanimously.)

X096842.009

Item 13**Exemption from Tender and Contract Variation - Board Meeting Management - Diligent Board Books**

It is resolved that:

- (A) Council approve an exemption from tender in accordance with section 55(3)(i) of the Local Government Act 1993 for the provision of board meeting management platform services by Diligent Board Services Australia Pty Limited as a satisfactory result would not be achieved by inviting tenders;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders for this work because:
 - (i) a project has commenced that will undertake a full market scan of board meeting management platforms, evaluate the options and determine the procurement pathway; and
 - (ii) there is insufficient time to complete this review and undertake the procurement process required prior to the expiry of the existing term on 30 January 2025;
- (C) Council approve a variation to the existing contract with Diligent Board Services Australia Pty Ltd (ABN 97 154 472 045) to extend the contract for a further 12-months to expire on 30 January 2026;
- (D) Council note the revised contract sum for the extended term is set out in the Confidential Attachment A to the subject report; and
- (E) authority be delegated to the Chief Executive Officer to negotiate and finalise the contract extension with Diligent Board Services Australia Pty Ltd for the provision of board meeting management platform services.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Worling, and carried on the follow show of hands –

Ayes (7) The Chair (the Lord Mayor), Councillors Gannon, Kok, Miller, Maxwell, Wilson and Worling

Noes (3) Councillors Ellsmore, Thompson and Weldon*.

Carried.

*Note – Councillor Weldon abstained from voting on this matter. Pursuant to the provisions of clause 10.4 of the Code of Meeting Practice, Councillor Weldon is taken to have voted against the motion.)

S095194.009

Item 14**Exemption from Tender and Contract Variation - Bulky Organics and Cleansing Waste Processing**

It is resolved that:

- (A) Council approve an exemption from tender in accordance with section 55(3)(i) of the Local Government Act 1993 for the provision of Organics, Bulky Waste and Cleansing Waste (Non-Putrescible) Receipt and Processing services as a satisfactory result would not be achieved by inviting tenders;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders for this work because:
 - (i) the City's current supplier for bulky material processing is the only suitably licensed supplier in the Greater Sydney area that can process material that delivers high rates of diversion from landfill;
 - (ii) the City's current supplier for street sweeping processing is the only suitably licensed supplier in the Greater Sydney area that can process material that delivers high rates of diversion from landfill;
 - (iii) the market settings for food and garden waste processing are currently impacted by several pending changes that include legislation, planning approvals and construction timelines;
 - (iv) it is not anticipated that any meaningful new processing facilities will be established during the term of the proposed extension;
 - (v) the extension will allow time to test and evaluate the 12-month food organics insect processing trial due to commence in 2025; and
 - (vi) Veolia as the head contractor has confirmed that it can continue to provide capacity at its transfer stations for all existing services at an acceptable distance for our collection trucks to access;
- (C) Council approve a variation to the existing contract with Veolia Environmental Services (Australia) Pty Ltd to extend the contract for a further 3 years, with a revised expiry date of 30 June 2028;
- (D) Council note the revised contract sum for the extended term is set out in the Confidential Attachment A to the subject report; and
- (E) authority be delegated to the Chief Executive Officer to negotiate and finalise the contract extension with Veolia Environmental Services (Australia) Pty Ltd for the provision of Organics, Bulky Waste and Cleansing Waste (Non-Putrescible) Receipt and Processing services.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by the Chair (the Lord Mayor), and carried unanimously.)

X011992.001