### Item 7.

## **Exemption from Tender – Confidential**

File No: X022793

## **Summary**

The City of Sydney entered into a Major Services Agreement in 2017 and has now terminated this agreement effective immediately.

This report seeks approval to engage an alternate supplier on a 12-month agreement as outlined in Confidential Attachments A and B, whilst an evaluation of the current contract model is undertaken and the services are taken back to market and retendered.

Attachments A and B contain confidential commercial information which, if disclosed, would:

- (a) confer a commercial advantage on a person with whom the City is conducting (or proposes to conduct) business; and
- (b) prejudice the commercial position of the person who supplied it.

Discussion of the matter in an open meeting would, on balance, be contrary to the public interest because it would compromise the City's ability to negotiate fairly and commercially to achieve the best outcome for its ratepayers.

#### Recommendation

It is resolved that Council adopt the recommendation contained in Confidential Attachment A to the subject report.

### **Attachments**

**Attachment A.** Exemption from Tender (Confidential)

Attachment B. Financial Implications (Confidential)

# Background

- 1. Attachments A and B contain confidential information which, if disclosed, would:
  - (a) confer a commercial advantage on a person with whom the City is conducting (or proposes to conduct) business; and
  - (b) prejudice the commercial position of the person who supplied it.
- 2. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest because it would compromise the City's ability to negotiate fairly and commercially to achieve the best outcome for its ratepayers.

### **ANN HOBAN**

Director City Life

Emma Rigney, Executive Manager Creative City