

Item 6

Report of the Corporate, Finance, Properties and Tenders Committee - 12 August 2019

Item 6.1

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 Committee recommends the following:-

Item 6.2

2018/19 Quarter 4 Review – Delivery Program 2017–2021

It is resolved that Council:

- (A) note the financial performance of Council for the 2019 financial year ending 30 June 2019, including the Net Operating Surplus of \$94.4M as outlined in the subject report and summarised in Attachment A to the subject report;
- (B) note the full year Capital Works expenditure of \$173.4M and approve the proposed revote of budget and other adjustments, which will increase the adopted 2019/20 budget of \$235.0M by \$33.2M to \$268.2 (including a total of \$40.9M for light rail contributions), and note the forward estimates as detailed in Attachment B to the subject report;
- (C) note the Information Services capital expenditure of \$8.8M, and approve the proposed revote of \$4.4M and adjustments to increase the adopted budget 2019/20 to \$20.2M;
- (D) note the full year Plant and Assets expenditure of \$11.9M, net of disposals, and approve the proposed net revote of \$5.4M to increase the adopted 2019/20 net budget to \$19.4M;
- (E) note the full year Property Acquisition/Divestment net expenditure of \$23.6M and amendment to the adopted 2019/20 net budget to \$72.7M to reflect the deferred settlement for lease of properties;
- (F) note the operational performance indicators and quarter and full year achievements against the Delivery Program 2017-2021 objectives, as detailed in Attachment C to the subject report;
- (G) note the supplementary reports, including contracts issued over \$50,000, major legal issues and the Quick Response, Banner Pole and Reduced Rate Grant Programs in Quarter 4, as detailed in Attachment D to the subject report;
- (H) note the Environmental Sustainability Progress Report, as shown at Attachment E to the subject report; and
- (I) note the minor changes to fee and charges as specified in paragraph 10 within the body of the report.

(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.)

S096187

The Committee recommends the following:-

Item 6.3

Investments Held as at 30 June 2019

It is resolved that the Investment Report as at 30 June 2019 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 Scully, and carried unanimously.)

X020701

The Committee recommends the following:-

Item 6.4

Owner's Consent - 14-26 Wattle Street, Ultimo

It is resolved that Council delegate authority to the Chief Executive Officer to grant owner's consent to Landream Pymont Pty Limited lodging all applications required under the Environmental Planning and Assessment Act 1979 to allow Landream to progress its redevelopment of the entire site.

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

X025362

Item 6.5**International Travel – 2019 Smart China Expo, Chongqing and 2019 Seoul Friendship Festival**

The Corporate, Finance, Properties and Tenders Committee decided that consideration of this matter shall be deferred to the meeting of Council on 19 August 2019.

Officer's Recommendation

The officer's recommendation to the Corporate, Finance, Properties and Tenders Committee was as follows -

It is resolved that Council:

- (A) endorse international travel to Chongqing, China and Seoul, South Korea for Councillor Robert Kok; and
- (B) note that Councillor Kok will provide a report to Council after the travel.

Officer's Report

The officer's report on this matter can be found at Item 5 on the agenda of the meeting of the Corporate, Finance, Properties and Tenders Committee on 12 August 2019.

X014468

The Committee recommends the following:-

Item 6.6

Contract Variation - Data Network Services

It is resolved that:

- (A) Council approve a variation of the Data Network Services contract to provide for an increase to the overall contract price for the extension of the contract term; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the variation of the Data Network Services contract to provide an increase to the overall contract price for the extension of the contract term.

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

S076625

The Committee recommends the following:-

Item 6.7

Cancellation of Tender - Project Management of City of Sydney Heritage Study of Activity Street Precincts S1 to S9

It is resolved that Council:

- (A) decline to accept any of the tenders submitted for Project Management of City of Sydney Heritage Study of Activity Street Precincts S1 to S9; and
- (B) cancel the proposal for the contract for Project Management of City of Sydney Heritage Study of Activity Street Precincts S1 to S9.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Thalys, and carried unanimously – as part of an in globo motion.)

X021612.003

The Committee recommends the following:-

Item 6.8

Tender - Southern Sydney Regional Organisation of Councils (SSROC) Incorporated: Cleaning and Inspection of Gross Pollutant Traps and Ancillary Services

It is resolved that:

- (A) Council accept the tender offers of Tenderers A, D and F to provide the City with the cleaning and inspection of Gross Pollutant Traps (GPTs) and ancillary services for a period of three years, with the option of a further two extensions 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 option referred to in clause (A), if appropriate, and negotiate the price to extend the contracts accordingly.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Thalys, and carried unanimously – as part of an in globo motion.)

X021976

The Committee recommends the following:-

Item 6.9

Tender - Reject and Negotiate - Appointment of an Operator for the Joynton Park Market, Zetland

It is resolved that:

- (A) Council decline to accept any of the tenders received for the appointment of an operator for the Joynton Park Markets, Zetland, for the reasons set out in Confidential Attachment A to the subject report;
- (B) Council enter into negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender;
- (C) Council note the reason for determining to enter into the negotiations contemplated in item (B) above is as follows:
 - (i) none of the tenderers satisfactorily addressed the tender criteria and Council needs to negotiate with appropriate providers to understand what the barriers to service are; and
- (D) authority be delegated to the Chief Executive Officer to:
 - (i) undertake the negotiations referred to in (B) above; and
 - (ii) execute and administer any contract resulting from the negotiations contemplated by item (B) above.

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

X005131.004

The Committee recommends the following:-

Item 6.10

Tender - Reject and Negotiate - Joynton Avenue Stormwater Drainage Upgrade Geotechnical Investigation

It is resolved that:

- (A) Council reject the tender received for the Joynton Avenue Stormwater Drainage Upgrade Geotechnical Investigation for the reasons set out in Confidential Attachment A to the subject report;
- (B) Council does not invite fresh tenders, as it is considered that inviting fresh tenders may not attract additional suitable suppliers over and above those that have responded to this tender;
- (C) authority be delegated to the Chief Executive Officer to enter into negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender;
- (D) Council note the financial details of the project contained in Confidential Attachment A to the subject report; and
- (E) authority be delegated to the Chief Executive Officer to execute and administer a contract with the suitable service provider following completion of the negotiations.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Thalys, and carried unanimously – as part of an in globo motion.)

X021533.007

The Committee recommends the following:-

Item 6.11

Tender - Reject and Negotiate - Provision of Virtual Customer Assistant and Live Chat Solution

It is resolved that:

- (A) Council reject all tenders received for the Provision of a Virtual Customer Assistant and Live Chat solution for the reasons set out in the Tender Evaluation Summary, Confidential Attachment A to the subject report;
- (B) Council does not invite fresh tenders, as it is considered that inviting fresh tenders may not attract additional suitable suppliers over and above those that have responded to this tender;
- (C) authority be delegated to the Chief Executive Officer to enter into negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender;
- (D) authority be delegated to the Chief Executive Officer to execute and administer a contract with the suitable vendor following completion of the negotiations;
- (E) authority be delegated to the Chief Executive Officer to execute and administer two optional extensions to the contract, if appropriate, the first for one year and the second for one year; and
- (F) Council be informed of the successful supplier by CEO Update.

(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.)

X019245

The Committee recommends the following:-

Item 6.12

Exemption from Tender - Variation to Existing Consultancy Services Contract for Green Square Town Centre Essential Infrastructure and Public Domain

It is resolved that:

- (A) Council approve a variation to the existing contract with AECOM Australia Pty Limited to include additional scope relating to design services in the development, design, documentation and administration of the delivery of Green Square Town Centre Essential Infrastructure and Public Domain;
- (B) authority be delegated to the Chief Executive Officer to negotiate, and enter into any documentation required to vary the existing contract relating to consultancy services for Green Square Town Centre Essential Infrastructure and Public Domain; and
- (C) Council endorse the contract budget as allocated 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 Thalys, and carried unanimously – as part of an in globo motion.)

S105606

The Committee recommends the following:-

Item 6.13

Exemption from Tender and Contract Extension - Environmental Monitoring, Analysis and Reporting

It is resolved that:

- (A) Council note that because of extenuating circumstances a satisfactory result would not be achieved by inviting tenders for the services currently provided under the existing Environmental Monitoring, Analysis and Reporting contract that expires on 31 July 2019;
- (B) Council note the reasons why a satisfactory result would not be achieved by inviting tenders for the services referred to in (A) above are:
 - (i) it would result in a gap in landfill gas monitoring at Sydney Park; and
 - (ii) the City would be unable to gather data and meet the timeframes set out in the Voluntary Management Plan submitted to the EPA;
- (C) Council approve a variation to extend the option of the current Environmental Monitoring, Analysis and Reporting contract to 31 July 2020 and increase the frequency of monitoring being conducted at the price outlined in Confidential Attachment A to the subject report;
- (D) Council approve the GHD Amended Schedule of Rates outlined in Confidential Attachment B to the subject report; and
- (E) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the variation to the contract under clause (C).

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

S119487

The Sub-Committee recommends the following:-

Item 6.14

Commercial Creative and Business Events Sponsorship - Vivid Sydney 2020-2022

It is resolved that:

- (A) Council approve a cash and value-in-kind (VIK) sponsorship of \$100,000 (excluding GST) cash per annum in 2020, 2021 and 2022 to support and grow the Vivid X/Celerate live music program and up to a maximum value \$300,000 (excluding GST) VIK per annum in 2020, 2021 and 2022 in support of Vivid Sydney; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with Destination NSW in support of this event in 2020, 2021 and 2022.

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

Speaker

Ms Julie Turpie addressed the meeting of the Corporate, Finance, Properties and Tenders Committee (Economic Development and Business Sub-Committee) on Item 6.14.

X024914

The Sub-Committee recommends the following:-

Item 6.15

Knowledge Exchange Sponsorship - Tech Start Ups Action Plan Initiatives

It is resolved that:

- (A) Council approve a cash sponsorship of \$40,000 (excluding GST) to Indigi Lab Pty Ltd to produce the Indigi Hack hackathon event;
- (B) Council approve a cash sponsorship of \$40,000 (excluding GST) and value in kind of \$8,450 (excluding GST) for venue hire fee waiver to Spark Festival Limited, to produce the Sydney Innovators Expo;
- (C) Council approve a cash sponsorship of \$20,000 (excluding GST) to Cicada Innovations Pty Ltd for the 2019 EMERGE STEM Careers and Tech Expo; and
- (D) authority be delegated to the Chief Executive Officer to negotiate, execute and administer sponsorship agreements with each of the applicants.

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

Speakers

Ms Britt Hartnett and Ms Maxine Sherrin addressed the meeting of the Corporate, Finance, Properties and Tenders Committee (Economic Development and Business Sub-Committee) on Item 6.15.

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