

Minutes of the Corporate, Finance, Properties and Tenders Committee - 10 March 2025

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

At the commencement of business at 2.03pm, those present were –

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

Hybrid Meeting Arrangements

The Chair (the Lord Mayor) advised that Councillor Thompson was attending the meeting of the Corporate, Finance, Properties and Tenders Committee remotely, via audio visual link, pursuant to the provisions of clause 4.20 of the Code of Meeting Practice.

The meeting of the Corporate, Finance, Properties and Tenders Committee concluded at 2.51pm.

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 10 February, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 2

Statement of Ethical Obligations and Disclosures of Interest

Councillor Olly Arkins disclosed a less than significant, non-pecuniary interest in Item 8 on the agenda, in that, in their role as Managing Director of the Australian Festival Association (AFA), they sometimes work closely with 2 tenants of the City of Sydney Creative Studios, Music NSW and the Electronic Music Conference, as organisations in the music industry. Music NSW is also a member of the AFA. Councillor Arkins considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances as they had no contact with Brand X about this item.

No other 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 28 February 2025**

It is resolved that the Investment Report as at 28 February 2025 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**Public Exhibition - Naming Proposal - Daranggara Park, Camperdown**

It is resolved that:

- (A) Council provide in-principle approval to name the park "Daranggara Park" and that the name be placed on public exhibition for community comment for a minimum period of 28 days; and
- (B) note that a further report will be submitted to Council, detailing 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 the Chair (the Lord Mayor), and carried unanimously.)

X099880

Item 5**Public Exhibition - Naming Proposal - Ngana Gili Plaza, Sydney**

It is resolved that:

- (A) Council provide in-principle approval to name the name "Ngana gili Plaza" and that the name be placed on public exhibition for community comment for a minimum period of 28 days; and
- (B) note that a further report will be submitted to Council, detailing 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 the Chair (the Lord Mayor), and carried unanimously.)

X086317.001

Item 6**Public Exhibition - Naming Proposal - Wiryagan Place, Alexandria**

It is resolved that Council:

- (A) provide in-principle approval to name the road "Wiryagan Place" and that the name be placed on public exhibition for community comment for a minimum period of 28 days; and
- (B) note that a further report will be submitted to Council, detailing 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 the Chair (the Lord Mayor), and carried unanimously.)

X092423

Item 7**Tender - T-2024-1314 - Mobile Planter Display Program**

It is resolved that:

- (A) Council accept the tender offer of Tenderer A for the Mobile Planter Display Program for:
 - (i) the price and contingency outlined in Confidential Attachment A to the subject report; and
 - (ii) for the schedule of rates outlined in Confidential Attachment B to the subject report for a period of 3 years, with the option of 2 extensions, each of one year, if appropriate;
- (B) Council note that the total contract value and contingency for the Mobile Planter Display Program is outlined in Confidential Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender; and
- (D) authority be delegated to the Chief Executive Officer to exercise the options referred to in clause (A), if appropriate.

(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 on the following show of hands:

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

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

*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.)

X100274

Item 8**Exemption from Tender - Management and Operation of the City of Sydney Creative Studios - Brand X Productions**

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 existing contract for the management of the City of Sydney Creative Studios for a period of 3 years and 2 months, noting that a satisfactory result would not be achieved by inviting tenders at this time;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders because:
 - (i) the available operational data for the Creative Studios is insufficient to provide a true reflection of the potential of the facility, or sufficient history to inform the best long-term operating model for the facility;
 - (ii) the market for facility operators is currently very limited, with market conditions for operators remaining challenging; and
 - (iii) the continuing impact of the Covid-19 pandemic and cost-of-living crisis are having a significant impact on the creative sector, impacting the ability of the sector to respond to a tender at this time;
- (C) Council approve a variation to the Management Agreement with Brand X Productions Incorporated to extend the term for 3 years and 2 months, aligning contract term and financial year to improve administration, resulting in a revised expiry date of 30 June 2028;
- (D) Council approve the additional funds for the contract extension as outlined in Confidential Attachment A to the subject report;
- (E) Council note the change in the contract operating model outlined in Confidential Attachment A to the subject report;
- (F) Council note the revised total contract value for the management of the City of Sydney Creative Studios is outlined in Confidential Attachment A to the subject report; and
- (G) authority be delegated to the Chief Executive Officer to finalise negotiations and enter into any necessary documentation to give effect to the clauses above.

(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.)

X111156