

**Meeting Date:** Tuesday 20 February 2018  
**Location:** Council Chambers, Level 1A, 1 Pope Street, Ryde  
**Time:** 6.00pm

**Councillors Present:** Councillors Kim (Chairperson), Brown, Clifton, Gordon, Lane, Moujalli, Pedersen, Purcell and Zhou.

**Apologies:** Nil.

**Staff Present:** General Manager, Acting Director – Customer and Community Services, Director – Corporate and Organisational Support Services, Acting Director – City Planning and Development, Acting Director – City Works and Infrastructure, Chief Financial Officer, General Counsel, Manager – City Planning, Manager – Project Development, Acting Design Manager, Senior Coordinator – Communications, Senior Coordinator – Governance and Executive Assistant to the General Manager.

### **DISCLOSURES OF INTEREST**

There were no disclosures of interest.

#### **1 CONFIRMATION OF MINUTES - Finance and Governance Committee Meeting held on 21 November 2017**

**RECOMMENDATION:** (Moved by Councillors Purcell and Pedersen)

That the Minutes of the Finance and Governance Committee 9/17, held on 21 November 2017, be confirmed.

#### **Record of Voting:**

For the Motion: Councillors Brown, Clifton, Gordon, Kim, Lane, Pedersen, Purcell and Zhou

Against the Motion: Councillor Moujalli

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

## **2 INVESTMENT REPORT AS AT 30 NOVEMBER 2017**

**RECOMMENDATION:** (Moved by Councillors Purcell and Pedersen)

That Council endorse the Investment Report as at 30 November 2017.

### **Record of Voting:**

For the Motion: Councillors Brown, Clifton, Gordon, Kim, Lane, Pedersen, Purcell and Zhou

Against the Motion: Councillor Moujalli

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

## **3 INVESTMENT REPORT AS AT 31 DECEMBER 2017**

**RECOMMENDATION:** (Moved by Councillors Purcell and Pedersen)

That Council endorse the Investment Report as at 31 December 2017.

### **Record of Voting:**

For the Motion: Councillors Brown, Clifton, Gordon, Kim, Lane, Pedersen, Purcell and Zhou

Against the Motion: Councillor Moujalli

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

## **4 INVESTMENT REPORT AS AT 31 JANUARY 2018**

**RECOMMENDATION:** (Moved by Councillors Purcell and Pedersen)

That Council endorse the Investment Report as at 31 January 2018.

### **Record of Voting:**

For the Motion: Councillors Brown, Clifton, Gordon, Kim, Lane, Pedersen, Purcell and Zhou

Against the Motion: Councillor Moujalli

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

## 5 DECEMBER QUARTERLY REVIEW REPORT - FOUR YEAR DELIVERY PLAN 2017-2021 AND 2017/2018 OPERATIONAL PLAN

**RECOMMENDATION:** (Moved by Councillors Purcell and Pedersen)

- (a) That the report of the Chief Financial Officer dated 31 December 2017 on the December Quarterly Review Report - Four Year Delivery Plan 2017-2021 and One Year Operational Plan 2017/2018, *Quarter Two, October – December 2017* be received and endorsed.
- (b) That the proposed budget adjustments included in this report resulting in a net reduction of \$1.04 million to Council's Working Capital for a projected balance as at 30 June 2018 of \$4.61 million be endorsed and included in the 2017/2018 Budget.
- (c) That the proposed \$5.46 million transfers from the following Internal Reserves and Working Capital to the Ryde Central Reserve be noted and endorsed:
  - \$3.74 million from Merger and Transition Reserve to be transferred to Ryde Central Reserve.
  - \$1.5 million from Working Capital
  - \$0.20 million from Porters Creek Reserve to be transferred to Ryde Central Reserve;
  - \$0.02 million from Stockland Creche Contribution Reserve to be transferred to Ryde Central Reserve;
- (d) That the proposed transfers to and from Reserves as detailed in the report, and included as budget adjustments, totalling a net increase in Transfers to Reserves of \$0.80 million be noted and endorsed.
- (e) That the Certificate of the Responsible Accounting Officer dated 31 January 2018 be endorsed.
- (f) That the Projects recommended for cancellation, deferral, being placed on hold or proposed to be carried over as detailed in the Report be noted and endorsed.

### **Record of Voting:**

For the Motion: Councillors Brown, Clifton, Gordon, Kim, Lane, Pedersen, Purcell and Zhou

Against the Motion: Councillor Moujalli

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

## **CLOSED SESSION**

### **ITEM 6 – REQUEST FOR TENDER - EXPRESSION OF INTEREST - COR-EOI-04/17- REGISTER FOR PRE-QUALIFIED SUPPLIERS FOR LANDSCAPE ARCHITECTURAL DESIGN SERVICES**

#### **Confidential**

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

### **ITEM 7 – REQUEST FOR TENDER - COR-RFT-18/17- DESIGN AND CONSTRUCTION - RYDE OUTDOOR YOUTH AND FAMILY RECREATION SPACE**

#### **Confidential**

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

### **ITEM 8 - ADVICE ON COURT ACTIONS**

#### **Confidential**

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (g) advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

**RESOLUTION:** (Moved by Councillors Purcell and Pedersen)

That the Committee resolve into Closed Session to consider the above matters.

#### **Record of Voting:**

For the Motion: Unanimous

Note: The Committee closed the meeting at 6.10pm. The public and media left the chamber.

**6 REQUEST FOR TENDER - EXPRESSION OF INTEREST - COR-EOI-04/17- REGISTER FOR PRE-QUALIFIED SUPPLIERS FOR LANDSCAPE ARCHITECTURAL DESIGN SERVICES**

**RECOMMENDATION:** (Moved by Councillors Purcell and Pedersen)

- (a) That Council accept the Expression of Interest submissions from the shortlisted consultants for “Pre-Qualified Suppliers for Landscape Architectural Design Services” – Category A – Landscape Design Services as recommended in the Expression of Interest Evaluation Report.
- (b) That Council accept the Expression of Interest submissions from the shortlisted consultants for “Pre-Qualified Suppliers for Landscape Architectural Design Services” – Category B – Urban Design Services as recommended in the Expression of Interest Evaluation Report.
- (c) That Council advise all the respondents of Council’s decision.

**Record of Voting:**

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council’s Code of Meeting Practice.

**7 REQUEST FOR TENDER - COR-RFT-18/17- DESIGN AND CONSTRUCTION - RYDE OUTDOOR YOUTH AND FAMILY RECREATION SPACE**

**RECOMMENDATION:** (Moved by Councillors Purcell and Clifton)

- (a) That in accordance with S178(b) of the Local Government (General) Regulation 2005, Council decline to accept the tender submitted by Convic Pty Ltd for the Design and Construction of the Ryde Outdoor Youth and Family Recreation Space, due to the minimal number of responses received and the resultant difficulties in the ability to adequately test the market.
- (b) That in accordance with S178(3)(e), Council enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the Design and Construction of the Ryde Outdoor Youth and Family Recreation Space, on terms contained within the tender.
- (c) That in accordance with part (b) above, the General Manager be delegated the authority to enter into negotiations for the Design and Construction of the Ryde Outdoor Youth and Family Recreation Space, on terms contained within the tender and allocated budget.

- (d) That Council delegate to the General Manager the authority to;
- enter into a contract with the successful contractor(s) on the terms contained within the tender.
  - approve minor amendments to the contract documents that are not of a material nature.

**Record of Voting:**

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

**8 ADVICE ON COURT ACTIONS**

**RECOMMENDATION:** (Moved by Councillors Purcell and Gordon)

That the report of the General Counsel be received.

**Record of Voting:**

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **27 FEBRUARY 2018** in accordance with the Finance and Governance Committee Terms of Reference in Council's Code of Meeting Practice.

**OPEN SESSION**

**RESOLUTION:** (Moved by Councillors Purcell and Pedersen)

That the Committee resolve itself into open Council.

**Record of Voting:**

For the Motion: Unanimous

Note: Open Council resumed at 7.10pm.

The meeting closed at 7.10pm.

CONFIRMED THIS 20TH DAY OF MARCH 2018.

Chairperson