



Willoughby City Council

EXTRAORDINARY COUNCIL MEETING

MINUTES

Council Chambers, 31 Victor Street, Chatswood

16 March 2015

commencing at 7:00pm

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1 PRESENT

Councillors

Her Worship the Mayor Councillor G Giles-Gidney, Councillors H Eriksson, R Hill, J Hooper, W Norton, A Rozos, L Saville, M Sloane, M Stevens and N Wright.

Officers

Ms D Just (General Manager), Mr P Collings (Acting Infrastructure Services Director), Mr J Ellis (Acting Environmental Services Director), Mr T Pizzuto, (Financial Services Director), Ms M Smith (Community Services Director), Ms T Crouch (Corporate Support & Performance Director), Mr D Turner (Corporate Planning & Governance Coordinator) and Ms B Jeffries (Executive Assistant).

2 DISCLOSURES OF INTEREST - COUNCILLORS AND STAFF

NIL

3 APOLOGIES AND LEAVE OF ABSENCE

- Councillor S Coppock submitted an apology for non-attendance and requested leave of absence.
- Councillor T Mustaca submitted an apology for non-attendance and requested leave of absence.
- Councillor J Rutherford submitted an apology for non-attendance and requested leave of absence.

RESOLUTION

That:

1. The apology from Councillor Coppock be accepted and Leave of Absence be granted.
2. The apology from Councillor Mustaca be accepted and Leave of Absence be granted.
3. The apology from Councillor Rutherford be accepted and Leave of Absence be granted.

MOVED COUNCILLOR HOOPER

SECONDED COUNCILLOR HILL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Eriksson, Hill, Hooper, Norton, Rozos, Saville, Sloane, Stevens and Wright.

Against: Nil

4 CONFIDENTIAL ITEMS

In accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*, in the opinion of the General Manager, the following business is confidential as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

Procedural Motion

That:

1. Council resolve itself into Closed Session with the Press and Public excluded from the meeting to deal with the following confidential items.
2. Council resolve into Committee of the Whole in order to deal with these confidential items.

4.1 CBD EVENT

RESPONSIBLE OFFICER:	DEBRA JUST – GENERAL MANAGER
AUTHOR:	EXECUTIVE LEADERSHIP TEAM
CITY STRATEGY LINK:	1.1.4 ART AND CULTURAL ACTIVITIES PROVIDE ENRICHING OPPORTUNITIES FOR PEOPLE
MEETING DATE:	16 MARCH 2015

REASON FOR CONFIDENTIALITY

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) and (d) 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
- (d) commercial information of a confidential nature that would if disclosed:
 - (i) prejudice the commercial position of the person who supplied it

Purpose of Report

To update Councillors on Council's application to Destination New South Wales (DNSW) for Chatswood to become an official precinct of Vivid Sydney (the Event), **which will be embargoed until announced by DNSW**. To advise of relevant deadlines for the execution of agreements with DNSW. To seek to appoint a service provider to deliver the creative content and curatorial services (**Event Services**) for the Event and to delegate authority to the General Manager to negotiate the terms of agreements.

Recommendation Summary

1. That Council notes that Council's submission to DNSW has been successful and that Chatswood has been accepted as precinct for the Event.
2. That subject to the requirements of the Local Government 1993, Council enters into an agreement with DNSW for the Event.
3. That the General Manager be authorised to negotiate the terms of and do all things necessary to finalise and execute the agreement with DNSW for the Event.
4. That subject to the requirements of the Local Government 1993, Council enters into sponsorship agreements with Westfield Chatswood, Chatswood Chase and The Chatswood Interchange for the Event.

5. That the General Manager be authorised to negotiate the terms of and do all things necessary to finalise to execute any sponsorship agreements with Westfield Chatswood, Chatswood Chase and The Chatswood Interchange for the Event.
6. That pursuant to section 55(3) of the Local Government Act 1993, Council engage Ample Projects for the proposed design, fabrication, installation, activation, curation and ancillary services of the Event (Event Services) without calling for tenders for the Event Services as it considers that a satisfactory result would not be achieved by inviting tenders for the following reasons:
 - a. The specialised nature of the event services means that there are limited persons or companies with sufficient experience, skill and capacity to provide the Event Services.
 - b. The other persons consulted for the provision of the Event Services did not have the experience, skill or capacity to provide the Event Services.
 - c. Ample Projects prepared the design concept for submission and approval by the Event Owner.
 - d. Ample Projects' design concept has been approved by the Event Owner.
 - e. The timing of the approval of Council's participation in the Event by the Event Owner has left insufficient time for Council to undertake the public tender process prior to the commencement of the Event on 22 May 2015.
 - f. The conditions relating to participation in the Event, including approval of design concepts and all communications with third parties by the Event Owner, further extends the already insufficient time period required for the tender process to occur prior to the commencement of the Event on 22 May 2015.
 - g. Council needs to secure an appropriate contractor for the Event Services to enable Council to enter into the Agreement with DNSW.
7. That for future Vivid events, every attempt be made that a select tender process be entered into, and to allow for sufficient time allocation.
8. That the officers bring back a post event analysis report on the event.

MOVED COUNCILLOR GILES-GIDNEY

SECONDED COUNCILLOR STEVENS

CARRIED

Voting

For the Recommendation: Councillors Giles-Gidney, Eriksson, Hill, Hooper, Norton, Rozos, Saville, Sloane, Stevens and Wright.

Against: Nil

RESOLUTION

That the recommendations from the Committee of the Whole be adopted.

MOVED COUNCILLOR HOOPER

SECONDED COUNCILLOR SLOANE

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Eriksson, Hill, Hooper, Norton, Rozos, Saville, Sloane, Stevens and Wright.

Against: Nil

The meeting concluded at 7:52pm

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Extraordinary Council Meeting held on 16 March 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.