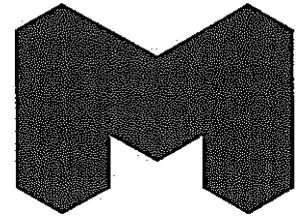


Confirmed minutes



CITY OF MELBOURNE

Council Meeting

Minutes

**Meeting Number 42
Tuesday 12 December 2023
5.30pm**

**Council Chamber
Level 2
Melbourne Town Hall**

Present

Lord Mayor Sally Capp AO (Chair)
Deputy Lord Mayor Nicholas Reece
Councillor Dr Olivia Ball
Councillor Roshena Campbell
Councillor Jason Chang
Councillor Elizabeth Doidge
Councillor Davydd Griffiths
Councillor Jamal Hakim
Councillor Philip Le Liu
Councillor Rohan Leppert
Councillor Kevin Louey

**Confirmed at the meeting of Council
on Tuesday 27 February 2024**

C o n f i r m e d m i n u t e s

1. Commencement of meeting and apologies

The meeting commenced at 5.30pm.

The Chair, Lord Mayor Sally Capp, welcomed attendees to the meeting, acknowledged the Traditional Owners of the land governed by the City of Melbourne, the Wurundjeri Woi Wurrung and Bunurong / Boon Wurrung peoples of the Kulin, and advised that the meeting was being streamed live and a recording will be made available on the City of Melbourne website.

2. Disclosures of conflicts of interest

The Lord Mayor advised that conflicts of interest should be disclosed as they arise.

3. Confirmation of minutes of the previous meeting

Moved: Cr Campbell

That the minutes of meeting No 41 held on Tuesday 28 November 2023 be confirmed.

Seconded: Cr Griffiths

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

4. Matters arising from the minutes of the previous meeting

There were no matters arising from the minutes of the previous meeting.

Submissions/Correspondence

The Lord Mayor advised that the following submission had been received.

In relation to Agenda item 6.2, **Open Space and Tree Maintenance and Management Contracts: No 3676, 3677 and 3678:**

Item of correspondence:

- Ray Cowling.

5. Reports from Committee

There were no reports from Committee.

6. Reports from management

There were three reports from management.

6.1 Celebrating Women in Melbourne's History – Advisory Panel recommendations

The purpose of this report was to provide Council with the outcomes of the Advisory Panel for Celebrating Women in Melbourne's History for their nomination of a woman to be honoured in statutory form and to recommend the commissioning of a statue of Vida Goldstein.

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Moved: Deputy Lord Mayor Nicholas Reece

1. *That Council:*

- 1.1. *Having reviewed the recommendations from the Advisory Panel for Celebrating Women in Melbourne's History, endorses management commissioning a statue of Vida Goldstein once a location is secured.*
- 1.2. *Requests management design a commissioning process that will appoint appropriately skilled artists to generate concept proposals and make the artwork, and outline this, along with a proposed budget and location of the work in a briefing paper to Councillors.*
- 1.3. *Requests management develop a funding model for the artwork, which may include direct contributions from the private and public sector, along with a public subscription model and to include this in the briefing paper to Councillors.*
- 1.4. *Requests management design additional means and activities to celebrate women in Melbourne's history, for example through exhibitions, creative programs and place-naming and report back to Council.*

Seconded: Cr Hakim

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.2 Open Space and Tree Maintenance and Management Contracts: No 3676, 3677 and 3678

The purpose of this report was to seek Council approval to award three service based contracts for the provision of Open Space Maintenance & Management and Tree Maintenance & Management services for five years with single five year extension options, 5 year plus 5 year subject to satisfactory performance. These contracts are:

- Contract 3676 Open Space Management and Maintenance Services Region 1
- Contract 3677 Open Space Management and Maintenance Services Region 2
- Contract 3678 Tree Management and Maintenance Services

Moved: Cr Le Liu

1. *That Council:*

- 1.1. *Awards the contract for the provision of Open Space Management and Maintenance Services Region 1, contract number 3676 to the recommended tenderer, for a term of five years commencing on 1 April 2024 with an option to extend the contract term by up to a further five years for the contract sum listed in Attachment 3 of the report from management, section 7 and otherwise in accordance with the negotiated terms and conditions of contract.*
- 1.2. *Awards the contract for the provision of Open Space Management and Maintenance Services Region 2, contract number 3677 to the recommended tenderer, for a term of five years commencing on 1 April 2024 with an option to extend the contract term by up to a further five years for the contract sum listed in Attachment 4 of the report from management, section 7 and otherwise in accordance with the negotiated terms and conditions of contract. Awards the contract for the provision of Tree Management and Maintenance Services, contract number 3678 to the recommended tenderer, for a term of five years commencing on 1 April 2024 with an option to extend the contract term by up to a further five years for the contract sum listed in Attachment 5 of the report from management, section 7 and otherwise in accordance with the negotiated terms and conditions of contract.*

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- 1.3. *Authorises management to release the names of the recommended tenderers following the execution of the three contracts by the relevant parties.*
- 1.4. *Resolves that the information contained in Attachments 2, 3, 4 and 5 of the report from management is to remain confidential pursuant to section 3(1) of the Local Government Act 2020, because they contain private commercial information, which if released, would unreasonably expose the business to disadvantage by disclosing financial information to competitors.*

Seconded: Deputy Lord Mayor Nicholas Reece

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

6.3 Ryder Pavilion Redevelopment Contract Award Contract No. 8778A

The purpose of this report was to recommend that Council awards tender 8778A Ryder Pavilion Redevelopment Construction to Tenderer A for the contract sum amount listed in Confidential Attachment 2.

Moved: Lord Mayor Sally Capp

1. *That Council:*

- 1.1. *Awards the contract for the provision of Construction services for the delivery of the Ryder Pavilion Redevelopment project Contract No. 8778A to Tenderer A for the contract lump sum amount as listed in Attachment 2 of the report from management, and otherwise in accordance with the negotiated terms and conditions of contract.*
- 1.2. *Authorises management to release the name of Tenderer A following the execution of the contract by the relevant parties.*
- 1.3. *Allocates a contingency for this project as set out in Confidential Attachment 2 of the report from management and authorises the Chief Executive Officer (or such person the Chief Executive Officer selects) to expend this contingency at their discretion.*
- 1.4. *Resolves that the information contained in Attachment 2 of the report from management is to remain confidential pursuant to section 3(1) of the Local Government Act 2020, because it contains private commercial information, which if released, would unreasonably expose the business to disadvantage by disclosing financial information to competitors.*

Seconded: Cr Griffiths

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

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7. General business

There were two items general business.

7.1 Notice of Motion, Cr Rohan Leppert: Procurement planning

Moved: Cr Leppert

1. *That Council:*

1.1. *Requests that the following practice be followed from 1 January 2024:*

Any Procurement Plan for purchase amounts of \$2 million or more, annually or as a lump sum contract, will form the basis of a briefing paper to councillors, except where the relevant procurement activity has already been commissioned by a resolution of Council. Each briefing paper will set out the proposed title, purpose and scope of the procurement contract, the strategy behind any new approach compared to past similar contracts, proposed evaluation criteria, and any other relevant information necessary to understand the strategy behind the proposed procurement activity at a high level. Each briefing paper should be issued as early as practicable in order to ensure that, if called-in, there is sufficient time for Council to formally consider the matter prior to commencement of the tender or EOI process. Any Council decision made under this contingency may cause the Procurement Plan to be updated as required.

1.2. *Requests that management assess the performance of this practice and make a recommendation on how best to incorporate it into the Procurement Policy, when that Policy is due to be reviewed by Council in 2024.*

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

7.2 Notice of Motion, Cr Jamal Hakim: Melbourne Fashion Week 30th Year Anniversary

Moved: Cr Hakim

1. *That Council requests management to:*

1.1. *Consider options to include a new technology-based initiative to enhance the runway to retail fashion experience as part of the 30th anniversary of Melbourne Fashion Week including:*

1.1.1. *Exploring augmented reality and/or other new technology for use during the event;*

1.1.2. *Considering cross industry collaboration opportunities to develop and support innovation and capability in the retail and games industry in Melbourne; and*

1.1.3. *Seeking partnerships with Government agencies, industry bodies and retailers to support the initiative.*

1.2. *Report to Council on the outcomes as part of the ordinary programming updates for Melbourne Fashion Week.*

Seconded: Cr Le Liu

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

Confirmed minutes

8. Urgent business

There were no items of urgent business.

9. Closure of meeting to the public

Moved: Cr Le Liu

1. *That pursuant to section 66 of the Local Government Act 2020, the meeting of the Council be closed to members of the public for the consideration of the items under the following categories:*
 - 1.1. *Agenda item 14.1 as it contains private commercial information which if released would unreasonably expose the applicants for grants to disadvantage, by disclosing financial information to competitors.*
 - 1.2. *Agenda items 14.2 and 14.4 as they contain Council business information which if released would prejudice Council's position in commercial negotiations.*
 - 1.3. *Agenda item 14.3 as it contains Council business information which if released would prejudice Council's position in planning and heritage negotiations.*

Seconded: Deputy Lord Mayor Nicholas Reece

The motion was put and carried unanimously with the following Councillors present: Lord Mayor Sally Capp, Deputy Lord Mayor Nicholas Reece and Councillors Dr Ball, Campbell, Chang, Doidge, Griffiths, Hakim, Le Liu, Leppert and Louey.

The Lord Mayor declared the meeting closed to the public at 6.16pm.

Confirmed at the meeting of Council on Tuesday 27 February 2024.



Chair
Council