

## CITY OF NEWCASTLE

**Minutes of the Extraordinary Ordinary Council Meeting held in the Council Chambers, 2nd Floor City Hall, 290 King Street, Newcastle on Tuesday 11 February 2020 at 8.29pm.**

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### **PRESENT**

The Lord Mayor (Councillor N Nelmes), Councillors M Byrne, J Church, D Clausen, C Duncan, K Elliott, B Luke, J Mackenzie, A Robinson, A Rufo, E White and P Winney-Baartz.

### **IN ATTENDANCE**

J Bath (Chief Executive Officer), D Clarke (Director Governance), K Liddell (Director Infrastructure and Property), F Leatham (Director People and Culture), A Jones (Interim Director City Wide Services), E Kolatchew (Manager Legal), S Moore (Acting Chief Financial Officer), M Bisson (Manager Regulatory, Planning and Assessment), T Uren (Manager Waste Services), A Abbott (Manager Corporate and Community Planning), E Dowswell (Media and Communications Advisor), M Murray (Chief of Staff, Lord Mayor's Office) and A Knowles (Council Services, Minutes/Webcasting).

### **MESSAGE OF ACKNOWLEDGEMENT**

The Lord Mayor read the message of acknowledgement to the Awabakal and Worimi peoples.

### **PRAYER**

The Lord Mayor read a prayer and a period of silence was observed in memory of those who served and died so that Council might meet in peace.

### **APOLOGIES**

#### **MOTION**

Moved by Cr Robinson, seconded by Cr Byrne

The apology submitted on behalf of Councillor Dunn be received and leave of absence granted.

**Carried**

### **DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS**

Nil.

### **CONFIDENTIAL REPORTS**

#### **PROCEDURAL MOTION**

Moved by Cr Mackenzie, seconded by Cr Luke

Council move into confidential session for the reasons outlined in the business papers.

**Carried**

**ITEM-1****CON 11/02/20 - CONTRACTS MATTER**

Staff distributed Confidential Item 1 – Variation to Contract No.2012/360T paper in accordance with clause 20.5 of the Code of Meeting Practice.

**PROCEDURAL MOTION**

Moved by Cr Mackenzie, seconded by Cr Duncan

Council move into Committee to hear a briefing.

**Carried**

Council received a briefing on Confidential Item 1 – Variation to Contract No.2012/360T.

**PROCEDURAL MOTION**

Moved by Cr Clausen, seconded by Cr Duncan

Council extend the duration of the meeting by 15 minutes.

**Carried**

**PROCEDURAL MOTION**

Moved by Cr Mackenzie, seconded by Cr Luke

Council move out of Committee into confidential Council session.

**Carried**

**PROCEDURAL MOTION**

Moved by Cr Duncan, seconded by Cr Clausen

Council move of out confidential session.

**Carried**

Staff collected Confidential Item 1 – Variation to Contract No.2012/360T paper in accordance with clause 20.5 of the Code of Meeting Practice.

All papers were collected with the exception of Councillor Elliott's paper.

Council reconvened at 10.10pm.

The Chief Executive Officer reported the resolution of confidential session in respect to Confidential Item 1 – Variation to Contract No.2012/360T.

**ITEM-1**

**CON 11/02/20 - CONTRACTS MATTER**

**MOTION**

Moved by Cr Luke, seconded by Cr Clausen

That Council:

- 1 Varies the existing recyclables contract with Solo Waste ty Ltd as detailed in attachment A.
- 2 Awards a contract for the processing of recyclables to iQ Renew Pty Ltd under Section 55(3)(i) of the Act with the awarding of the contract being exempt from calling tenders because of the extenuating circumstances. The calling of tenders for this contract would not have achieved a satisfactory outcome. This contract with iQ Renew Pty Ltd be for 12 months only. This contract can include an option for City of Newcastle to exercise, and any exercise of the option is to be approved by Council.
- 3 This confidential report relating to the matters specified in s10A(2)(d) of the *Local Government Act 1993* be treated as confidential and remain confidential until the Chief Executive Officer determines otherwise.

**For the Motion:**

Lord Mayor, Cr Nelmes and Councillors Byrne, Church, Clausen, Duncan, Elliott, Luke, Mackenzie, Robinson, Rufo, White and Winney-Baartz.

**Against the Motion:**

Nil.

**Carried  
unanimously**

**The meeting concluded at 10.12pm**