

# Minutes

## Special Council Meeting

Monday, 17th October 2022



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	<i>[Note that any Conflicts of Interest need to be formally declared at the start of the meeting and immediately prior to the item being considered – type and nature of interest is required to be disclosed – if disclosed in writing to the CEO prior to the meeting only the type of interest needs to be disclosed prior to the item being considered.]</i>	
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**City of Kingston  
Special Council Meeting**

**Minutes**

**17 October 2022**

The meeting commenced at 6.32pm in the Council Chamber, 1230 Nepean Highway, Cheltenham.

**Present:** Cr Steve Staikos (Mayor)  
Cr Jenna Davey-Burns (Deputy Mayor)  
Cr Tamsin Bearsley  
Cr Tracey Davies  
Cr Chris Hill  
Cr Cameron Howe  
Cr George Hua  
Cr Georgina Oxley  
Cr Hadi Saab

**In Attendance:** Peter Bean, Chief Executive Officer  
Jonathan Guttmann, General Manager Planning and Place  
Dan Hogan, General Manager Customer and Corporate Support  
Samantha Krull, General Manager Infrastructure and Open Space  
Sally Jones, General Manager Community Strengthening  
Bernard Rohan, Chief Financial Officer  
Kelly Shacklock, Acting Manager Governance  
Patrick O’Gorman, Governance Officer  
Gabrielle Pattenden, Governance Officer

**1. Apologies**

An apology from Cr Eden was submitted to the meeting.  
It is noted that an apology was later received from Cr Cochrane.

**Moved: Cr Bearsley**

**Seconded: Cr Saab**

That the apology from Cr Eden be received.

**CARRIED**

**2. Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest**

There were no Conflicts of Interest submitted to the meeting.

**3. Infrastructure and Open Space Reports**

**3.1 Award of Contract CON-22/096 - Regents Park Pavilion**

**Moved: Cr Bearsley**

**Seconded: Cr Davey-Burns**

That Council:

1. Receive the information and note the outcome of the tender assessment process for Contract CON-22/096 – Regents Park Pavilion Redevelopment project, as set out in confidential Appendix 1 and 2 attached to this report.
2. Subject to a satisfactory independent financial risk assessment, award Contract CON-22/096 – Regents Park Pavilion Redevelopment project for the final adjusted fixed lump sum price of \$7,507,709 (exclusive of GST) to 2Construct Pty Ltd; and
3. Approve the allocation of a separate contract contingency, as set out in the attached confidential Appendix 1, and delegate authority to the CEO, or delegate, to expend this allowance to ensure the successful completion of the project.

**CARRIED**

**3.2 Award of Contract CON-22/086 - GR Bricker Reserve Pavilion Redevelopment Project**

**Moved: Cr Saab**

**Seconded: Cr Hill**

That Council:

1. Receive the information and note the outcome of the tender assessment process for Contract CON-22/086 – GR Bricker Pavilion Redevelopment project, as set out in confidential Appendix 1 and 2 attached to this report;
2. Subject to a satisfactory independent financial risk assessment, award Contract CON-22/086 – GR Bricker Pavilion Redevelopment project for the final adjusted fixed lump sum price of \$7,214,694 (exclusive of GST) to 2Construct Pty Ltd, which includes all base works plus the inclusion of four Tender Options (TO03, TO04, TO06 & TO07) for extended external brickwork, additional Moorabbin Dog Obedience club storage, the athletics club storage shed and new carpark and access road; and
3. Approve the allocation of a separate contingency, as set out in the attached confidential Appendix 1, and delegate authority to the CEO, or delegate, to expend this allowance to ensure the successful completion of the project.

**CARRIED**

**3.3 Award of Contract CON-22/089 - Carrum Surf Life Saving Club  
Redevelopment**

**Moved: Cr Howe**

**Seconded: Cr Davies**

That Council:

1. Receive the information and note the outcome of the tender assessment process for Contract CON-22/089 – Carrum Surf Life Saving Club Redevelopment project, as set out in confidential Appendix 1 and 2 attached to this report;
2. Subject to a satisfactory independent financial risk assessment, award Contract CON-22/089 – Carrum Surf Life Saving Club Redevelopment project for the final adjusted fixed lump sum price of \$3,790,797 (excl. of GST) to 2Construct Pty, which includes all base works plus the inclusion of four Tender Options (TO02A, TO02B, TO02C & TO3) for renovating existing ground floor amenities, replace wall tiling, replace basins and taps and vanity joinery, and adding polished concrete floor; and
3. Approve the allocation of a separate contingency and allowance for temporary facility, as set out in the attached confidential Appendix 1, and delegate authority to the CEO, or delegate, to expend this allowance to ensure the successful completion of the project.

**CARRIED**

**4. Confidential Items**

**Moved: Cr Hill**

**Seconded: Cr Davies**

That in accordance with section 66(1) and 66(2)(a) of the *Local Government Act 2020*, the meeting be closed to members of the public for the consideration of the following confidential item:

**4.1 Strategic Advocacy Matter**

*This agenda item is confidential information for the purposes of section 3(1) of the Local Government Act 2020:*

- because it is land use planning information, being information that if prematurely released is likely to encourage speculation in land values, and because it is private commercial information, being information provided by a business, commercial or financial undertaking (section 3(1)(c) and (g)), and
- the explanation as to why the specified grounds apply is the report's contents could lead to inappropriate speculation over land which is yet to formally be considered by the Victorian Government.

**CARRIED**

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The meeting was closed to members of the public at 7.17pm.

**Procedural Motion**

**Moved: Cr Oxley**

**Seconded: Cr Bearsley**

That the meeting be opened to members of the public.

**CARRIED**

The meeting was opened to members of the public at 7.31pm.

The meeting closed at 7.31pm.

**Confirmed.....**

**The Mayor 24 October 2022**