
Tenders and Procurement Committee

OPEN MINUTES

Minutes of a meeting of the Tenders and Procurement Committee held in the Council Chamber, Auckland Town Hall, 301-305 Queen Street, Auckland on Tuesday, 25 March 2014 at 8.33am.

PRESENT

Chairperson	Cr Dick Quax	
Members	Cr Anae Arthur Anae	From 8.49am, item C2
	Cr Cameron Brewer	
	Cr Sharon Stewart, QSM	
	Cr Sir John Walker, KNZM, CBE	From 9.00am, item C2

APOLOGIES

Cr Denise Krum
Deputy Mayor Penny Hulse

1 Apologies

Resolution number TEN/2014/5

MOVED by Chairperson D Quax, seconded by Cr CE Brewer:

That the Tenders and Procurement Committee:

- a) **accept the apologies from Councillor DA Krum and Deputy Mayor PA Hulse for absence and Councillor A Anae for lateness.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number TEN/2014/6

MOVED by Chairperson D Quax, seconded by Cr SL Stewart:

That the Tenders and Procurement Committee:

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 11 February 2014, including the confidential section, as a true and correct record.**

CARRIED

4 Petitions

There were no petitions.

5 Public Input

There was no public input.

6 Local Board Input

There was no local board input.

7 Extraordinary Business

There was no extraordinary business.

8 Notices of Motion

There were no notices of motion.

9 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

10 Procedural motion to exclude the public

Resolution number TEN/2014/7

MOVED by Chairperson D Quax, seconded by Cr SL Stewart:

That the Tenders and Procurement Committee:

- a) **exclude the public from the following part(s) of the proceedings of this meeting.**
- b) **agree that Ian Bond of Bond Construction Management Ltd be permitted to remain for Confidential Item C3, ACPN_11995 Ports of Auckland Stormwater Outfall Upgrade – Design and Construction, after the public has been excluded, because of his knowledge of the matter, which will help the Tenders and Procurement Committee in its decision-making.**

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution follows.

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

C1 Rating Valuation Services Contract Extension ACPN 10134, CCN 2850

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>In particular, the report update contains information which is commercially sensitive and would be likely to unreasonably prejudice the commercial position of organizations which supplied the information. It also allows Council to carry out, without prejudice or disadvantage commercial activities.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C2 Full Procurement Plan for brand and creative strategy, media and channel communication services; and contract variation for the supply of brand and creative strategy and services: advertising, internal design, digital and direct communications.

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>In particular, disclosure of the procurement plan for brand and creative strategy, media and channel communications would compromise council's ability to obtain a competitive open market tender price.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C3 ACPN_11995 Ports of Auckland Stormwater Outfall Upgrade - Design and Construction

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>Disclosure of the procurement plan for the Ports of Auckland Outfall Upgrade would compromise Council's ability to obtain a competitive open market tender price.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C4 Westgate Library and Town Square Project: Procurement of Construction Contract (Library Building)

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(b)(ii) - The withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information. In particular, disclosure of the procurement plan for the Westgate Library and Town Square Project would compromise council's ability to obtain a competitive, open market process.	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

CARRIED

8.45pm The public was excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

10.24am The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Rating Valuation Services Contract Extension ACPN 10134, CCN 2850

The resolutions and report remain confidential until reasons for confidentiality no longer exist.

C2 Full Procurement Plan for brand and creative strategy, media and channel communication services; and contract variation for the supply of brand and creative strategy and services: advertising, internal design, digital and direct communications.

The resolutions and report remain confidential until reasons for confidentiality no longer exist.

C3 ACPN_11995 Ports of Auckland Stormwater Outfall Upgrade - Design and Construction

The resolutions and report remain confidential until reasons for confidentiality no longer exist.

C4 Westgate Library and Town Square Project: Procurement of Construction Contract (Library Building)

The resolutions and report remain confidential until reasons for confidentiality no longer exist.

10.24 am

The Chairperson thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD
AT A MEETING OF THE TENDERS AND
PROCUREMENT COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....