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# Council Controlled Organisations Governance and Monitoring Committee

## OPEN MINUTES

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Minutes of a meeting of the Council Controlled Organisations Governance and Monitoring Committee held in the Reception Lounge, Level 2, Auckland Town Hall, 301-305 Queen Street, Auckland on Wednesday, 6 August 2014 at 9.30am.

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### PRESENT

#### Acting Chairperson Members

|                       |                       |
|-----------------------|-----------------------|
| Calum Penrose         |                       |
| Cr Dr Cathy Casey     |                       |
| Member Precious Clark |                       |
| Cr Ross Clow          |                       |
| Cr Chris Darby        |                       |
| Cr Denise Krum        | From 9.36am, Item 3   |
| Cr Penny Webster      |                       |
| Member Glenn Wilcox   |                       |
| Cr George Wood, CNZM  | From 9.37am, Item 6.1 |

### APOLOGIES

|                         |         |
|-------------------------|---------|
| Cr Anae Arthur Anae     | absence |
| Cr Cameron Brewer       | absence |
| Cr Dick Quax            | absence |
| Cr Linda Cooper         | absence |
| Chairperson Penny Hulse | absence |

### ALSO PRESENT

Cr Bill Cashmore

## 1 Apologies

Resolution number COU/2014/57

MOVED by Deputy Chairperson CM Penrose, seconded by Member G Wilcox:

**That the Council Controlled Organisations Governance and Monitoring Committee:**

- a) **accept the apologies from Cr AJ Anae, Cr CE Brewer, Cr D Quax , Cr LA Cooper and Chairperson PA Hulse for absence.**

**CARRIED**

## 2 Declaration of Interest

Member Precious Clark declared an interest on item C1 'Board appointments - Auckland War Memorial Museum and Museum of Transport and Technology', as a Taumata-a-Iwi member – Advisory Board to Auckland War Memorial Museum..

## 3 Confirmation of Minutes

*Cr DA Krum entered the meeting at 9.36 am.*

Resolution number COU/2014/58

MOVED by Deputy Chairperson CM Penrose, seconded by Cr RI Clow:

**That the Council Controlled Organisations Governance and Monitoring Committee:**

- a) **confirm the ordinary minutes of its meeting, held on Wednesday, 2 July 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

### 6.1 Waiheke Local Board Input - Chairperson Paul Walden

*Cr GS Wood entered the meeting at 9.37 am.*

Resolution number COU/2014/59

MOVED by Cr MP Webster, seconded by Cr DA Krum:

**That the Council Controlled Organisations Governance and Monitoring Committee:**

- a) **thank Waiheke Local Board Chairperson Paul Walden for speaking at Local Board Input regarding Council Controlled Organisations 2014-2017 Statements of Intent.**

**CARRIED**

## 7 Extraordinary Business

There was no extraordinary business.

## 8 Notices of Motion

There were no notices of motion.

## 9 Council Controlled Organisations 2014-2017 Statements of Intent

MOVED by Deputy Chairperson CM Penrose, seconded by Cr GS Wood:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) note the shareholder comments that have not been addressed by Auckland Council Investments Limited and Auckland Transport, with further discussion held through the CCO Governance and Monitoring Committee quarterly performance reviews.
- b) agree the Statement of Intent of Auckland Council Investments Limited, Auckland Council Property Limited, Auckland Tourism Events and Economic Development Limited, Auckland Transport, Regional Facilities Auckland, Watercare Services Limited and Waterfront Auckland for the period 1 July 2014 to 30 June 2017.
- c) agree the Statement of Intent for Comet Auckland, Te Puru Community Charitable Trust and the Contemporary Art Foundation for the period 1 July 2014 to 30 June 2017.

Cr CM Casey moved an amendment by way of addition to the original recommendation, seconded by Member G Wilcox:

That the Council Controlled Organisations Governance and Monitoring Committee:

- d) request that consideration be given to an early stage input from local boards into the council controlled organisations statements of intent process.

A division was called for, voting on which was as follows:

| <b><u>For</u></b> | <b><u>Against</u></b>         | <b><u>Abstained</u></b> |
|-------------------|-------------------------------|-------------------------|
| Cr CM Casey       | Cr RI Clow                    |                         |
| Member Clark      | Cr DA Krum                    |                         |
| Cr C Darby        | Deputy Chairperson CM Penrose |                         |
| Member G Wilcox   | Cr MP Webster                 |                         |
|                   | Cr GS Wood                    |                         |

The division was declared LOST by 4 votes to 5.

Cr GS Wood moved an amendment by way of addition to the original recommendation, seconded by Cr C Darby:

Resolution number COU/2014/60

MOVED by Cr GS Wood, seconded by Cr C Darby:

That the Council Controlled Organisations Governance and Monitoring Committee:

- d) request that Auckland Council Investments Limited be advised that the Council Controlled Organisations Governance and Monitoring Committee expects to receive revised crane rates, ship rates, vessel rates and return on equity for Ports of Auckland Limited operations.
- e) request that Auckland Transport review the public transport performance targets in light of recently reported growth in public transport patronage, particularly rail.

**CARRIED**

Cr C Darby moved an amendment by way of addition to the original recommendation, seconded by Cr CM Casey:

Resolution number COU/2014/61

MOVED by Cr C Darby, seconded by Cr CM Casey:

That the Council Controlled Organisations Governance and Monitoring Committee:

- f) request Auckland Transport consider including the following under 3.1.A2:
- North-Western Busway;
  - Te Atatu Bus Interchange;
  - Bus priority lanes;
  - City Centre projects.

**CARRIED**

The substantive was put.

Resolution number COU/2014/62

MOVED by Deputy Chairperson CM Penrose, seconded by Cr GS Wood:

**That the Council Controlled Organisations Governance and Monitoring Committee:**

- a) **note the shareholder comments that have not been addressed by Auckland Council Investments Limited and Auckland Transport, with further discussion held through the CCO Governance and Monitoring Committee quarterly performance reviews.**
- b) **agree the Statement of Intent of Auckland Council Investments Limited, Auckland Council Property Limited, Auckland Tourism Events and Economic Development Limited, Auckland Transport, Regional Facilities Auckland, Watercare Services Limited and Waterfront Auckland for the period 1 July 2014 to 30 June 2017.**
- c) **agree the Statement of Intent for Comet Auckland, Te Puru Community Charitable Trust and the Contemporary Art Foundation for the period 1 July 2014 to 30 June 2017.**
- d) **request that Auckland Council Investments Limited be advised that the Council Controlled Organisations Governance and Monitoring Committee expects to receive revised crane rates, ship rates, vessel rates and return on equity for Ports of Auckland Limited operations.**
- e) **request that Auckland Transport review the public transport performance targets in light of recently reported growth in public transport patronage, particularly rail.**
- f) **request Auckland Transport consider including the following under 3.1.A2:**
- **North-Western Busway;**
  - **Te Atatu Bus Interchange;**
  - **Bus priority lanes;**
  - **City Centre projects.**

**CARRIED**

Secretarial note: Pursuant to Standing Order 3.15.5, Cr Casey requested her vote in dissent of the Auckland Transport Statement of Intent be recorded.

## 10 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

## 11 Procedural motion to exclude the public

Resolution number COU/2014/63

MOVED by Deputy Chairperson CM Penrose, seconded by Cr GS Wood:

**That the Council Controlled Organisations Governance and Monitoring Committee:**

- a) exclude the public from the following part(s) of the proceedings of this meeting.
- b) agree that Regional Facilities Auckland Board Appointments Subcommittee Chair, John Avery, Regional Facilities Auckland Board Chair, Sir Don McKinnon, and Regional Facilities Auckland Board member, Lisa Bates be permitted to remain for Confidential Item C1: Board appointments - Auckland War Memorial Museum and Museum of Transport and Technology after the public has been excluded, because of their knowledge of this topic, which will help the Council Controlled Organisations Governance and Monitoring 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 Board appointments - Auckland War Memorial Museum and Museum of Transport and Technology

| 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)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.<br><br>In particular, the report contains specific information about potential board members for the Auckland War Memorial Museum and the Museum of Transport and Technology. | s48(1)(a)<br><br>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**

10.38am 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.

10.41am The public was re-admitted.

**RESTATEMENTS**

It was resolved while the public was excluded:

**C1 Board appointments - Auckland War Memorial Museum and Museum of Transport and Technology**

Secretarial note: Member Precious Clark declared an interest, as a Taumata-a-Iwi member – Advisory Board to Auckland War Memorial Museum, and did not take part in the debate or decision-making.

Resolution number COU/2014/64

MOVED by Cr GS Wood, seconded by Cr DA Krum:

**That the Council Controlled Organisations Governance and Monitoring Committee:**

- d) **agree that the report and attachments regarding Board appointments - Auckland War Memorial Museum and Museum of Transport and Technology remain confidential and only decisions a) and c) be made available to the public when appointees have been notified.**
- e) **agree that decision b) not be restated in the open section of the minutes and remain confidential due to an agreement that MOTAT trustees will not be advised of their appointing body.**

10.41am

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 COUNCIL CONTROLLED  
ORGANISATIONS GOVERNANCE AND  
MONITORING COMMITTEE HELD ON

**DATE:.....**

**CHAIRPERSON:.....**