
Finance and Performance Committee

OPEN MINUTES

Minutes of a meeting of the Finance and Performance Committee held in the Council Chamber, Ground Floor, Auckland Town Hall, 301-305 Queen Street, Auckland on Wednesday, 24 September 2014 at 2:00pm.

PRESENT

Chairperson	Cr Penny Webster	From 2.10pm, item 6
Deputy Chairperson	Cr Ross Clow (Interim Chair)	
Members	Cr Anae Arthur Anae	From 2.18pm, item 9
	Cr Cameron Brewer	
	Cr Dr Cathy Casey	
	Cr Bill Cashmore	
	Cr Linda Cooper, JP	
	Cr Chris Darby	
	Cr Hon Christine Fletcher, QSO	From 2.12pm, item 6
	Cr Penny Hulse	From 2.09pm. item 5.1
	Cr Denise Krum	
	Cr Mike Lee	From 2.12pm, item 6
	Cr Calum Penrose	
	Cr Dick Quax	
	Cr Sharon Stewart, QSM	
	Member John Tamihere	
	Cr Sir John Walker, KNZM, CBE	
	Cr Wayne Walker	From 2.13pm, item 6
	Cr George Wood, CNZM	

APOLOGIES

Mayor Len Brown, JP	For absence
Cr Alf Filipaina	For absence
Member David Taipari	For absence
Cr John Watson	For absence
Cr Wayne Walker	For lateness
Cr Penny Webster	For lateness

Secretarial Note: Deputy Chair Clow chaired the meeting.

1 Apologies

Resolution number FIN/2014/48

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

That the Finance and Performance Committee:

- a) **accept the apologies from His Worship the Mayor L Brown, Councillor A Filipaina, Councillor J Walker and Member D Taipari for non-attendance and Councillor W Walker for lateness.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number FIN/2014/49

MOVED by Deputy Chairperson RI Clow, seconded by Cr CE Brewer:

That the Finance and Performance Committee:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 21 August 2014, including the confidential section, as a true and correct record.**

CARRIED

4 Petitions

There were no petitions.

5 Public Input

Cr PA Hulse entered the meeting at 2.09pm pm.

5.1 Rating system and methods of revenue collection - Mr M Marinovich, Grey Power Organisation

Resolution number FIN/2014/50

MOVED by Cr CE Fletcher, seconded by Cr CE Brewer:

That the Finance and Performance Committee:

- a) **thank Mr M Marinovich, Grey Power Organisation for his presentation on Council's rating system and methods of revenue collection and financial decision making across the region.**

CARRIED

Chairperson MP Webster entered the meeting at 2.10 pm and assumed the Chair.

Cr CE Fletcher entered the meeting at 2.12 pm.

Cr M Lee entered the meeting at 2.12pm

Cr WD Walker entered the meeting at 2.13 pm.

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.

Cr AJ Anae entered the meeting at 2.18 pm.

9 Disposal Recommendation Report

Angela Dalton, Manurewa Local Board Chair was in attendance and spoke to the item.

Resolution number FIN/2014/51

MOVED by Cr CE Fletcher, seconded by Cr WB Cashmore:

That the Finance and Performance Committee:

- a) **That subject to the satisfactory conclusion of any required statutory processes, the Finance and Performance Committee approves the disposal of the land at:**
 - i. **20 Barrowcliffe Place, Manukau comprised of an estate in fee simple, containing 50,000m² more or less being part of Section 13 SO 435724 contained in certificate of title NA 44C/3;**
 - ii. **31-33 Manukau Station Road, Manukau comprised of an estate in fee simple, containing 9767.27m² more or less being part of Section 1 Survey Office Plan 435724 contained in certificate of title CFR 582667;**
- b) **agree that final terms and conditions to be approved under the appropriate delegations.**

CARRIED

Secretarial Note: Pursuant to Standing Orders 3.15.5, Councillor Anae wished his against the motion be noted.

10 Approval of and recommendation for adoption of the 2013/2014 annual report

Resolution number FIN/2014/52

MOVED by Deputy Chairperson RI Clow, seconded by Cr WB Cashmore:

That the Finance and Performance Committee:

- a) **agree to recommend adoption of the 2013/2014 annual report to the Governing Body subject to:**
 - i) **confirmation by the Audit and Risk Committee that the audit process has been completed satisfactorily.**
 - ii) **editorial changes to the document be approved by the interim Chief Finance Officer and the Chair.**

CARRIED

11 Monitoring and reporting framework and projects contributing to Māori transformational shift activities in 2014/15

MOVED by Cr CE Fletcher, seconded by Chairperson MP Webster:

That the Finance and Performance Committee:

- a) **note that this report responds to the June 2014 Finance and Performance Committee resolution FIN/2014/34 (j); and identifies work underway to respond to resolutions (e) and (f);**
- b) **endorse the criteria (set out in paragraph 14) for the identification of projects which significantly contribute to the Auckland Plan Māori transformational shift 'significantly lift Māori social and economic well-being';**

- c) note that this report specifies 29 projects and activities which will significantly contribute to the Auckland Plan Māori transformational shift 'significantly lift Māori social and economic well-being' in 2014/2015;
- d) note that the proposed Māori responsiveness activity and expenditure monitoring and reporting framework will be used to report progress in the 2014/15 financial year and is also being piloted for use in the 2015-2025 LTP years.

Member Tamihere moved an amendment by way of substitution: seconded Cr Casey

- d) request that staff report back in November 2014 to this committee to outline how the monitoring and reporting structure is proposed to be incorporated in the Draft LTP 2015-25 (and explain and changes in terminology from the 2014/15 Annual Plan in respect to the council's commitment to Maori) and also to identify the projects that have been included within the council's Maori Responsiveness portfolio structure in the draft LTP 2015-25.

LOST

Resolution number FIN/2014/53

The substantive was MOVED by Cr CE Fletcher, seconded by Cr CM Casey:

That the Finance and Performance Committee:

- a) **note that this report responds to the June 2014 Finance and Performance Committee resolution FIN/2014/34 (j); and identifies work underway to respond to resolutions (e) and (f);**
- b) **endorse the criteria (set out in paragraph 14) for the identification of projects which significantly contribute to the council's Maori Responsiveness portfolio of work, including the Maori transformational shift 'significantly lift Maori social and economic well-being'.**
- c) **note that this report specifies 29 projects and activities which will significantly contribute to the councils Maori Responsiveness portfolio of work, including the Māori transformational shift significantly lift Maori social and economic well-being.**
- d) **note that the proposed Māori responsiveness activity and expenditure monitoring and reporting framework will be used to report progress in the 2014/15 financial year and is also being piloted for use in the 2015-2025 LTP years.**

CARRIED

Secretarial Note: Original motion for b) and c) were replaced with amendments provided by Member Tamihere in the substantive motion.

Cr PA Hulse left the meeting at 2.58 pm.

Cr CM Penrose entered the meeting at 3.00 pm.

12 Update on the six Māori priority project areas

Resolution number FIN/2014/54

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

That the Finance and Performance Committee:

- a) **receive the report.**

CARRIED

13 Te Tiriti o Waitangi Audit Response work programme 2014/2015

Resolution number FIN/2014/55

MOVED by Cr CM Casey, seconded by Cr LA Cooper:

That the Finance and Performance Committee:

- a) **approve the proposed 2014/2015 work program to deliver on priority elements in the third and final year of council's Treaty Audit response work program.**
- b) **note that Te Waka Angamua staff will meet fortnightly with Independent Maori Statutory Board (IMSB) secretariat staff to track progress on milestones and deliverables for these actions.**

CARRIED

Secretarial Note: Pursuant to Standing Orders 3.15.5, Councillor Wood wished his vote against the motion be recorded.

Cr CE Fletcher left the meeting at 3.13 pm.

14 Delegation of power to adjust solid waste fees to the Chief Executive

Resolution number FIN/2014/56

MOVED by Cr C Darby, seconded by Deputy Chairperson RI Clow:

That the Finance and Performance Committee

- a) **delegate to the Chief Executive the power to adjust the non-regulatory fees and charges for solid waste services.**

CARRIED

Cr CE Fletcher entered the meeting at 3.35 pm.

Cr PA Hulse entered the meeting at 3.39 pm.

15 Monthly Budget Update

MOVED by Chairperson MP Webster, seconded by Cr J Watson:

That the Finance and Performance Committee:

- a) agree to the list of regional deferrals set out in Attachment A
- b) note the local board resolutions included as Attachment B
- c) agree to the staff list of local deferrals set out in Attachment C which reflects the application of standard criteria across all local boards
- d) note that 17 local boards resolved that the capital deferrals be given priority in 2015/2016
- e) agree that the council's budgets be updated to reflect the financial implications of the above decisions.

Cr Casey MOVED an amendment, seconded Cr W Walker

- f) agree to remove \$214,761 (half the original capital of \$527,579 to be deferred) for the Village Centre Upgrade (Mt Roskill/Dominion Road) from the staff list of local deferrals set out in Attachment B for work in the 2015/16 year.

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

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr CM Casey	Cr AJ Anae	Cr CE Fletcher
Cr ME Lee	Cr CE Brewer	
Member J Tamihere	Cr WB Cashmore	
Cr WD Walker	Deputy Chairperson RI Clow	
Cr J Watson	Cr LA Cooper	
	Cr C Darby	
	Cr PA Hulse	
	Cr DA Krum	
	Cr CM Penrose	
	Cr D Quax	
	Cr SL Stewart	
	Chairperson MP Webster	
	Cr GS Wood	

The division was declared LOST by 5 votes to 13.

Resolution number FIN/2014/57

MOVED by Deputy Chairperson RI Clow, seconded by Cr ME Lee:

- c) agree to remove \$400,000 for Pioneer Women's and Ellen Melville Hall from the staff list of local deferrals set out in Attachment C on the basis that aligning the timing of this project with the upgrade of the adjoining Freyberg Square will provide project delivery efficiencies.**

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

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr AJ Anae	Cr CE Brewer	Cr CE Fletcher
Cr CM Casey	Cr WB Cashmore	
Deputy Chairperson RI Clow	Cr LA Cooper	
Cr PA Hulse	Cr C Darby	
Cr ME Lee	Cr DA Krum	
Member J Tamihere	Cr CM Penrose	
Cr WD Walker	Cr D Quax	
Cr J Watson	Cr SL Stewart	
Chairperson MP Webster	Cr GS Wood	

The division was declared EQUAL.

The chair exercised her casting vote for so the motion was CARRIED.

Resolution number FIN/2014/58

MOVED by Deputy Chairperson RI Clow, seconded by Cr WB Cashmore:

- d) recommend that the Budget Committee reconsider all local deferrals set out in attachment C of the agenda as an important part of the Draft LTP deliberations and project reprioritisation.**

CARRIED

Secretarial Note: Pursuant to Standing Orders 3.15.5, Cr Fletcher wished her abstention be recorded.

Resolution number FIN/2014/59

The substantive motion was MOVED by Chairperson MP Webster, seconded by Cr J Watson:

That the Finance and Performance Committee:

- a) agree to the list of regional deferrals set out in Attachment A of the addendum agenda.
- b) note the local board resolutions included as Attachment B of the addendum agenda.
- c) agree to remove \$400,000 for Pioneer Women's and Ellen Melville Hall from the staff list of local deferrals set out in Attachment C on the basis that aligning the timing of this project with the upgrade of the adjoining Freyberg Square will provide project delivery efficiencies.
- d) recommend that the Budget Committee reconsider all local deferrals set out in attachment C of the agenda as an important part of the Draft LTP deliberations and project reprioritisation.
- e) agree to the staff list of local deferrals set out in Attachment C of the addendum agenda which reflects the application of standard criteria across all local boards.
- f) note that 17 local boards resolved that the capital deferrals be given priority in 2015/2016.
- g) agree that the council's budgets be updated to reflect the financial implications of the above decisions.

CARRIED

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

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr AJ Anae	Cr CE Brewer	Cr CE Fletcher
Cr CM Casey	Cr LA Cooper	
Cr WB Cashmore	Cr CM Penrose	
Deputy Chairperson RI Clow	Cr SL Stewart	
Cr C Darby		
Cr PA Hulse		
Cr DA Krum		
Cr ME Lee		
Cr D Quax		
Member J Tamihere		
Cr WD Walker		
Cr J Watson		
Cr GS Wood		
Chairperson MP Webster		

The division was declared **CARRIED** by 14 votes to 4.

Secretarial Note: Pursuant to Standing Orders 3.15.5, Councillors Quax and Krum wished their votes against c) be recorded.

16 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

17 Procedural motion to exclude the public

Resolution number FIN/2014/60

MOVED by Deputy Chairperson RI Clow, seconded by Cr WB Cashmore:

That the Finance and Performance Committee:

- a) **exclude the public from the following part(s) of the proceedings of this meeting.**

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 Waitemata City Sports Club Inc

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.	<p>s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.</p> <p>In particular, the report contains details relating to the business activities of a third party, together with legal opinion received from Council lawyers..</p> <p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege.</p> <p>In particular, the report contains details relating to the business activities of a third party, together with legal opinion received from Council lawyers..</p>	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.

C2 Transformational Programmes budget update

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	s7(2)(i) - The withholding of the	s48(1)(a)

<p>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>information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular, the report contains commercially sensitive information, the disclosure of which could disadvantage the council in negotiation..</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>
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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

4.30pm 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.

5.29pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Waitemata City Sports Club Inc

Resolution number FIN/2014/61

That the Finance and Performance Committee:

- c) agree that the resolutions and the report remain confidential.

C2 Transformational Programmes budget update

Resolution number FIN/2014/62

That the Finance and Performance Committee:

- a) receive the presentation from Andrew McKenzie.
- b) agree that the resolutions can be restated in the open minutes.

5.30 pm

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 FINANCE AND
PERFORMANCE COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....