
Council Controlled Organisations Governance and Monitoring Committee

OPEN MINUTES

Minutes of a meeting of the Council Controlled Organisations Governance and Monitoring Committee held in the Level 2 Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Tuesday, 3 March 2015 at 9.35am.

PRESENT

Chairperson	Deputy Mayor Penny Hulse	
Deputy Chairperson	Cr Calum Penrose	
Members	Cr Anae Arthur Anae	From 10.30 am, Item 10
	Cr Cameron Brewer	Until 12.29pm, Item 10
	Cr Dr Cathy Casey	
	Member Precious Clark	Until 12.29pm, Item 10
	Cr Ross Clow	
	Cr Linda Cooper, JP	Until 1.01pm, Item 15
	Cr Chris Darby	
	Cr Denise Krum	
	Cr Dick Quax	
	Cr Penny Webster	From 9.47am, Item 10
	Member Glenn Wilcox	Until 1.06pm, Item 15
	Cr George Wood, CNZM	From 9.38am, Item 9

APOLOGIES

Mayor Len Brown, JP	Absence
Cr AJ Anae	Lateness
Cr CE Brewer	Early Departure
Member P Clark	Early Departure
Cr LA Cooper	Early Departure
Cr MP Webster	Lateness

ALSO PRESENT

Cr Bill Cashmore

IN ATTENDANCE

Raveen Jaduram, Chief Executive, Watercare
Brian Monk, Chief Financial Officer, Watercare
Peter Drummond, Board Director, Watercare
Sir Don McKinnan, Board Chair, Regional Facilities Auckland
Kym Fell, Acting Chief Executive, Regional Facilities Auckland
Simon Tran, Chief Financial Officer, Regional Facilities Auckland
Jonathan Wilcken, Director of Auckland Zoo
David McConnell, Board Chair, Auckland Tourism, Events and
Economic Development
Brett O'Riley, Chief Executive, Auckland Tourism, Events and
Economic Development
Barbara Imlach, Chief Financial Officer, Auckland Tourism, Events
and Economic Development
John Dalzell, Chief Executive, Auckland Waterfront Development
Agency Limited
Carl Gosbee, General Manager Corporate Sales, Auckland Waterfront
Development Agency Limited
Richard Leggat, Deputy Chair, Auckland Waterfront Board
David Rankin, Chief Executive, Auckland Council Properties Limited
Dale Lott, Chief Financial Officer, Auckland Council Properties Limited
Peter Wall, Director, Auckland Council Properties Limited
Allan Young, Manager Development, Auckland Council Properties
Limited
Gary Swift, Chief Executive, Auckland Council Investments Limited
Simon Allen, Board Chair, Auckland Council Investments Limited
Miriam Dean, Deputy Chair, Auckland Council Investments Limited
Brian Corban, Auckland Council Investments Limited
Candis Craven, Auckland Council Investments Limited
Diana Puketapu, Auckland Council Investments Limited

1 Apologies

Resolution number COU/2015/11

MOVED by Chairperson PA Hulse, seconded by Cr LA Cooper:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) **accept the apology from Mayor LCM Brown for absence, and from Cr AJ Anae and Cr MP Webster for lateness, and Cr CE Brewer, Cr LA Cooper and Member Clark for early departure.**

CARRIED

2 Declaration of Interest

Member P Clark declared an interest in item C1 - Auckland Regional Amenities Funding Board: Board Appointments.

3 Confirmation of Minutes

Resolution number COU/2015/12

MOVED by Chairperson PA Hulse, seconded by Cr DA Krum:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 3 February 2015, 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 Council Controlled Organisations : Board Observers 2015

Secretarial Note: Changes to the original motion were made to recommendation a) with agreement of the meeting, and recommendation b) was incorporated prior to the meeting.

Cr GS Wood entered the meeting at 9.38 am.

Resolution number COU/2015/13

MOVED by Cr LA Cooper, seconded by Cr D Quax:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) **appoint Cr DA Krum and IMSB Member Clark, from the CCO Governance and Monitoring Committee, to the Board Observer Appointment Panel.**
- b) **approve that the Chief Executive's position on the Board Observer Appointment Panel be delegated to his representative, John Bishop, CCO Governance & External Partnerships Manager**

CARRIED

10 Council Controlled Organisation Second Quarter Performance Reporting

Cr MP Webster entered the meeting at 9.47 am.

Cr MP Webster left the meeting at 10.09 am.

Cr MP Webster returned to the meeting at 10.14 am.

Member G Wilcox left the meeting at 10.17 am.

Member G Wilcox returned to the meeting at 10.23 am.

Cr AJ Anae entered the meeting at 10.30 am.

Cr MP Webster left the meeting at 11.09 am.

Cr MP Webster returned to the meeting at 11.14 am.

Deputy Chairperson CM Penrose left the meeting at 11.26 am.

Deputy Chairperson CM Penrose returned to the meeting at 11.33 am.

Cr RI Clow left the meeting at 11.36 am.

Cr RI Clow returned to the meeting at 11.43 am.

Cr AJ Anae left the meeting at 12.19 pm.

Cr AJ Anae returned to the meeting at 12.25 pm.

MOVED by Chairperson PA Hulse, seconded by Deputy Chairperson CM Penrose:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) receive the report for the second quarter ending 31 December 2014 from Watercare Services Ltd.
- b) receive the report for the second quarter ending 31 December 2014 from Regional Facilities Auckland.
- c) receive the report for the second quarter ending 31 December 2014 from Auckland Tourism, Events and Economic Development Limited.
- d) receive the report for the second quarter ending 31 December 2014 from Auckland Waterfront Development Agency Limited.
- e) receive the report for the second quarter ending 31 December 2014 from Auckland Council Property Limited.
- f) receive the report for the second quarter ending 31 December 2014 from Auckland Council Investments Limited.

MOVED by Cr C Darby, seconded by Cr RI Clow, an addition to clause f):

That the Council Controlled Organisations Governance and Monitoring Committee:

- i) request Auckland Council Investments Limited do everything within its power to secure the commitment of Ports of Auckland to not proceed with exercising resource consents to extend Bledisloe Wharf (B2 and B3) until such time as the Port Study Stage 2 has been completed and council has had the opportunity to consider study recommendations, public feedback and determine the long-term future of the port.

Secretarial Note: The Chairperson advised that this motion would be left to lie on the table, to be discussed at a later date/ forum, in order to obtain the necessary legal and planning advice.

Resolution number COU/2015/14

MOVED by Chairperson PA Hulse, seconded by Deputy Chairperson CM Penrose:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) receive the report for the second quarter ending 31 December 2014 from Watercare Services Ltd.
- b) receive the report for the second quarter ending 31 December 2014 from Regional Facilities Auckland.
- c) receive the report for the second quarter ending 31 December 2014 from Auckland Tourism, Events and Economic Development Limited.
- d) receive the report for the second quarter ending 31 December 2014 from Auckland Waterfront Development Agency Limited.
- e) receive the report for the second quarter ending 31 December 2014 from Auckland Council Property Limited.
- f) receive the report for the second quarter ending 31 December 2014 from Auckland Council Investments Limited.

CARRIED

The meeting adjourned at 12.29pm and reconvened at 12.39pm.

Member P Clark and Cr CE Brewer were not present.

Precedence of Business

Resolution number COU/2015/15

MOVED by Chairperson PA Hulse, seconded by Deputy Chairperson CM Penrose:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) agree that Item 15: Draft governance manual – no surprises policy, be accorded precedence at this time.

CARRIED

15 Draft governance manual - no surprises policy

Cr LA Cooper left the meeting at 1.01 pm.

Member G Wilcox left the meeting at 1.06 pm.

Resolution number COU/2015/16

MOVED by Cr MP Webster, seconded by Chairperson PA Hulse:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) **request that staff consider the committee's feedback relating to the "no surprises policy" when developing the draft governance manual.**

CARRIED

11 2015 Board Appointment programme for Auckland Council

Resolution number COU/2015/17

MOVED by Deputy Chairperson CM Penrose, seconded by Cr MP Webster:

That the Council Controlled Organisations Governance and Monitoring Committee:

- a) **receive the report.**

CARRIED

12 Review of the Board Appointment Remuneration Policy: Appointments of councillors as directors

This item was deferred to a subsequent meeting of the CCO Governance and Monitoring Committee.

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

14 Procedural motion to exclude the public

Resolution number COU/2015/18

MOVED by Chairperson PA Hulse, seconded by Cr MP Webster:

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 Vern Walsh, Chair Auckland Regional Amenities Funding Board, be permitted to remain for Confidential Item C1 - Auckland Regional Amenities Funding Board: Board Appointments after the public has been excluded, because of his knowledge of the matter, 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 Auckland Regional Amenities Funding Board : Board Appointments

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. In particular, the report contains information about the potential appointment of board members to the Auckland Regional Amenities Funding Board and discusses individual board members..	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 Board Appointments Tamaki Redevelopment Company Limited

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. In particular, the report contains specific information about potential board appointments for the Tamaki Redevelopment Company and discusses individual directors..	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

1.11pm 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.

1.15pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Auckland Regional Amenities Funding Board : Board Appointments

- c) agree that only resolutions a) and b) regarding the Auckland Regional Amenities Funding Board: Board Appointments be made publicly available once the candidates have been advised of and agreed to the outcomes.

C2 Board Appointments Tamaki Redevelopment Company Limited

This item was deferred to a subsequent meeting of the CCO Governance and Monitoring Committee.

1.15 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 COUNCIL CONTROLLED
ORGANISATIONS GOVERNANCE AND
MONITORING COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....