
Tenders and Procurement Committee

OPEN MINUTES

Minutes of a meeting of the Tenders and Procurement Committee held in the Level 26, 135 Albert Street, Auckland on Tuesday, 16 June 2015 at 8.37am.

PRESENT

Deputy Chairperson Cr Denise Krum
Members Cr Anae Arthur Anae Until 9.15am, Item C4.
Cr Cameron Brewer
Cr Sharon Stewart, QSM

ABSENT

Chairperson Cr Dick Quax
Members Deputy Mayor Penny Hulse
Cr Sir John Walker, KNZM, CBE
Ex-officio Mayor Len Brown, JP

1 Apologies

Resolution number TEN/2015/17

MOVED by Deputy Chairperson DA Krum, seconded by Cr CE Brewer:

That the Tenders and Procurement Committee:

- a) **accept the apology from Mayor LCM Brown, Deputy Mayor PA Hulse, Chairperson D Quax and Cr JG Walker for absence and from Cr AJ Anae for early departure.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number TEN/2015/18

MOVED by Deputy Chairperson DA Krum, seconded by Cr CE Brewer:

That the Tenders and Procurement Committee:

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 2 June 2015, 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

7.1 Consideration of Extraordinary Business - Glen Innes Youth Music Centre

Resolution number TEN/2015/19

MOVED by Deputy Chairperson DA Krum, seconded by Cr AJ Anae:

That the Tenders and Procurement Committee:

- a) **agree to consider an extraordinary item of business regarding the Glen Innes Youth Music Centre at item C5 of this agenda:**
 - i) **the reason the matter was not on the agenda is the item was not available prior to the agenda being distributed**
 - ii) **the reason for urgency being a variation of the original contract in order for payment to proceed.**

CARRIED

8 Notices of Motion

There were no notices of motion.

9 Consideration of Extraordinary Items

Secretarial note: Consideration of Extraordinary Business - Glenn Innes Youth Music Centre is being considered as Item C5 on the confidential agenda.

10 Procedural motion to exclude the public

Resolution number TEN/2015/20

MOVED by Deputy Chairperson DA Krum, 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.**

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 Procurement of solid waste loading and bulk haulage services

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)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities. In particular, the report contains commercially sensitive information relating to council's procurement of solid waste loading and bulk haulage services.	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 Microsoft Enterprise Agreement - Confidential Variation

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. 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.	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.

C3 Property Facilities Maintenance - Renewal/Variation to Agreements

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)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities. In particular, the report contains commercially sensitive information including rates cards and overall pricing for contracted services provided by third parties to Council.	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.

C4 Property Cleaning Services - Renewal/Variation to Agreements

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	s7(2)(b)(ii) - The withholding of the information is necessary to protect information where the making available of the information would	s48(1)(a) The public conduct of the part of the meeting would be likely to result

<p>exists under section 7.</p>	<p>be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.</p> <p>In particular, the report contains commercially sensitive information including pricing information for services provided to Council by third parties..</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 contains commercially sensitive information including pricing information for services provided to Council by third parties.</p>	<p>in the disclosure of information for which good reason for withholding exists under section 7.</p>
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C5 Glen Innes Youth Music Centre

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)(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.</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>	<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>

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

8.55 am 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.

9.34 am The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

- C1 Procurement of solid waste loading and bulk haulage services**
 - c) confirm that the resolutions and report remain confidential until the reasons for confidentiality no longer exist.

- C2 Microsoft Enterprise Agreement - Confidential Variation**
 - c) confirm the resolutions, report and attachments remain confidential until the reasons for confidentiality no longer exist.

- C3 Property Facilities Maintenance - Renewal/Variation to Agreements**
 - d) confirm that the resolutions and report remain in the confidential minutes until reasons for confidentiality no longer exists.

- C4 Property Cleaning Services - Renewal/Variation to Agreements**
 - d) confirm that the resolutions and report remain in the confidential minutes until reasons for confidentiality no longer exists.

- C5 Extraordinary Business – Glen Innes Youth Music Centre**
 - b) confirm the resolutions, report and attachments remain confidential until the reasons for confidentiality no longer exist.

9.34 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:.....