
Finance and Performance Committee

OPEN MINUTES

Minutes of a meeting of the Finance and Performance Committee held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Thursday, 22 September 2016 at 9.40am.

PRESENT

Chairperson	Cr Penny Webster	
Deputy Chairperson	Cr Ross Clow	
Members	Mayor Len Brown, JP	From 10.41am, Item 10
	Cr Bill Cashmore	
	Cr Chris Darby	From 9.52am, Item 6.1
	Cr Alf Filipaina	
	Cr Hon Christine Fletcher, QSO	
	Deputy Mayor Penny Hulse	From 9.56am, Item 6.1
	Cr Denise Krum	
	Cr Mike Lee	From 9.50am, Item 6.1
	Cr Calum Penrose	
	Cr Dick Quax	From 9.44am, Item 6.1
	Cr Sharon Stewart, QSM	
	Member David Taipari	
	Cr Wayne Walker	From 9.55am, Item 6.1 until 10.27, Item 12
	Cr John Watson	
	Cr George Wood, CNZM	

ABSENT

Cr Anae Arthur Anae
Cr Cameron Brewer
Cr Dr Cathy Casey
Cr Linda Cooper, JP
Member John Tamihere
Cr Sir John Walker, KNZM, CBE

ALSO PRESENT

Michael Wood

Puketapapa Local Board

1 Apologies

Resolution number FIN/2016/136

MOVED by Cr AM Filipaina, seconded by Chairperson MP Webster:

That the Finance and Performance Committee:

- a) **accept the apologies from Cr C Casey, Cr L Cooper and Cr JG Walker for absence and Mayor LCM Brown, Deputy Mayor PA Hulse and Cr C Darby for lateness.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number FIN/2016/137

MOVED by Chairperson MP Webster, seconded by Deputy Chairperson R Clow:

That the Finance and Performance Committee:

- a) **confirm the ordinary minutes of its meeting held on Tuesday, 9 August 2016, 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 Michael Wood - Puketapapa Local Board - Whare building at Monte Cecilia Park

A PowerPoint presentation and supporting information was given in support of the item. Copies have been placed on the official minutes and are available on the Auckland Council website as minutes attachments.

Cr D Quax joined the meeting at 9.44am.

Cr ME Lee joined the meeting at 9.50am.

Cr C Darby joined the meeting at 9.52am.

Cr WD Walker joined the meeting at 9.55am.

Deputy Mayor PA Hulse joined the meeting at 9.56am.

Resolution number FIN/2016/138

MOVED by Cr CE Fletcher, seconded by Deputy Chairperson R Clow:

That the Finance and Performance Committee:

- a) **receive the presentation regarding the restoration of the Whare building at Monte Cecilia Park and thank Michael Wood for his attendance.**

CARRIED

Attachments

- A 22 September 2016, Finance and Performance Committee, Item 6.1, Michael Wood - Puketapapa Local Board - Whare building at Monte Cecilia Park presentation
- B 22 September 2016, Finance and Performance Committee, Item 6.1, Michael Wood - Puketapapa Local Board - Whare building at Monte Cecilia Park supporting information

7 Extraordinary Business

There was no extraordinary business.

8 Notices of Motion

There were no notices of motion.

Precedence of Business

Resolution number FIN/2016/139

MOVED by Chairperson MP Webster, seconded by Deputy Chairperson R Clow:

That the Finance and Performance Committee:

- a) **agree that Item 13: Whare Redevelopment Monte Cecilia Park be accorded precedence at this time.**

CARRIED

13 Whare Redevelopment Monte Cecilia Park

Resolution number FIN/2016/140

MOVED by Cr CE Fletcher, seconded by Cr ME Lee:

That the Finance and Performance Committee:

- a) **re-allocate \$300,000 capital expenditure from the budget for a functions facility at the Pah homestead site to the Whare restoration project.**
- b) **note a council and charitable trust partnership model to fundraise and oversee the Whare redevelopment project is feasible.**
- c) **note the existing James Wallace Arts Trust and the Joint Liaison Board may provide suitable vehicles for this function if the existing Relationship Agreement is refreshed to accommodate this purpose.**
- d) **note that prior to spending against any allocated budget for the restoration of the Whare or approval of a joint council and trust venture, an independent business case needs to be developed to consider the ultimate use of the Whare, and the provision of consequential operational budget.**

CARRIED

Note: Pursuant to standing order 1.8.6, Cr GS Wood requested his dissenting vote be recorded.

9 Disposals Recommendation Report

Resolution number FIN/2016/141

MOVED by Cr CM Penrose, seconded by Cr AM Filipaina:

That the Finance and Performance Committee:

- a) **approve, subject to the satisfactory conclusion of any required statutory processes, the disposal of the land at:**
- i) **201 Murphys Road, Flat Bush comprised of an estate in fee simple more or less being Section 14 SO 465808 comprising approximately 1,368m² contained in computer freehold register 653180;**
 - ii) **1 Victoria Street, Ōtāhuhu comprised of an estate in fee simple more or less being Lots 79-80 Part Fairburn's Grant 269A and Lot 2 DP 13598 comprising approximately 1,093m² contained in certificates of title NA555/109 and NA312/122;**
 - iii) **15 Waitai Road, Waiheke Island comprised of an estate in fee simple more or less being Lot 303 Deposited Plan 14189 comprising approximately 1,062m² contained in certificate of title NA95C/433;**
 - iv) **70R Tidal Road, Māngere more or less being Lot 37 DP 61861 comprising approximately 296m²;**
- b) **agree that final terms and conditions be approved under the appropriate delegations.**

CARRIED

Precedence of Business

Resolution number FIN/2016/142

MOVED by Chairperson MP Webster, seconded by Deputy Mayor PA Hulse:

That the Finance and Performance Committee:

- a) **agree that Item 12: Health, Safety and Wellbeing August 2016 update - report from Audit and Risk Committee meeting on 8 August 2016 be accorded precedence at this time.**

CARRIED

12 Health, Safety and Wellbeing August 2016 update - report from Audit and Risk Committee meeting on 8 August 2016

Cr GS Wood left the meeting at 10.22am.

Cr WD Walker retired from the meeting at 10.27am.

Deputy Chairperson R Clow left the meeting at 10.31am.

Cr GS Wood returned to the meeting at 10.32am.

Resolution number FIN/2016/143

MOVED by Chairperson MP Webster, seconded by Cr W Cashmore:

That the Finance and Performance Committee:

- a) **receive the Health, Safety and Wellbeing August 2016 update report.**

CARRIED

10 Approval of and recommendation for adoption of the 2015/2016 Annual Report and Summary Annual Report for Auckland Council and Group

A PowerPoint presentation was given in support of the item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Deputy Chairperson R Clow returned to the meeting at 10.38am.

Mayor LCM Brown joined the meeting at 10.41am.

Cr SL Stewart left the meeting at 10.54am.

Cr SL Stewart returned to the meeting at 10.59am.

Resolution number FIN/2016/144

MOVED by Deputy Chairperson R Clow, seconded by Cr W Cashmore:

That the Finance and Performance Committee:

- a) **note the confirmation by the Audit and Risk Committee that the audit process has been completed satisfactorily; and**
- b) **agree to recommend adoption of the draft 2015/2016 Annual Report and Summary Annual Report to the Governing Body subject to editorial and technical changes to the document to be approved by the Group Chief Financial Officer and the Chairperson of the Finance and Performance Committee.**

CARRIED

Attachments

- A 22 September 2016, Finance and Performance Committee, Item 10, Approval of and recommendation for adoption of the 2015/2016 Annual Report and Summary Report for Auckland Council and Group presentation

The meeting adjourned at 11.07am and reconvened at 11.12am.

Mayor LCM Brown and Member DE Taipari were not present.

11 Budget update September 2016

Mayor LCM Brown returned to the meeting at 11.15am.

Member DE Taipari returned to the meeting at 11.17am.

Cr CM Penrose left the meeting at 11.30am.

Resolution number FIN/2016/145

MOVED by Cr J Watson, seconded by Deputy Mayor PA Hulse:

That the Finance and Performance Committee:

- a) **approve a grant of \$2 million for capital investment in the James Liston Hostel, funded from the existing City Centre Targeted Rates spending envelope, subject to due-diligence and appropriate legal structures or contractual arrangements to ensure the council's investment is used to deliver the proposed outcome.**

CARRIED

Notes: Item 12 – Health, Safety and Wellbeing August 2016 update – report from Audit and Risk Committee meeting on 8 August 2016 was taken after Item 9 – Disposals Recommendation Report

Item 13 – Whare Redevelopment Monte Cecilia Park was taken after Item 8 – Notices of Motion

14 Reports Pending Status Update - 22 September 2016

Resolution number FIN/2016/146

MOVED by Chairperson MP Webster, seconded by Cr C Darby:

That the Finance and Performance Committee:

- a) receive the Reports Pending Status Update report.

CARRIED

15 Summary of information memos and briefings - 22 September 2016

Cr CM Penrose returned to the meeting at 11.36am.

Resolution number FIN/2016/147

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

That the Finance and Performance Committee:

- a) receive the summary of information memos and briefings – 22 September 2016.
b) note the report on the allocation of \$3m to Harbour Access Trust, remains outstanding.

CARRIED

16 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

17 Procedural motion to exclude the public

Resolution number FIN/2016/148

MOVED by Chairperson MP Webster, seconded by Mayor LCM Brown:

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 Shareholder Approval for GridAKL lease

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)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	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.

	In particular, the report contains information about the rental rates for buildings within GridAKL. If this information was publically available, it would compromise ATEED's ability to negotiate with sub-tenants..	
--	---	--

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

11.45am The public was excluded.

12.19pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Shareholder Approval for GridAKL lease

Resolution number FIN/2016/149

MOVED by Deputy Chairperson R Clow, seconded by Chairperson MP Webster:

That the Finance and Performance Committee:

- a) grant shareholder approval to Auckland Tourism, Events and Economic Development Limited (ATEED) to enter into a lease and development agreement (and any other incidental dealings and transactions) relating to the Mason Brothers building within Wynyard Central on terms acceptable to the ATEED board.
- b) approve additional capital expenditure budget for ATEED as follows:
 - i) \$4.2 million to fit out the Mason Brothers building
 - ii) \$1.6 million to meet increased costs for the Innovation 5A building, arising from industry cost increases and design changes to meet earthquake standards.conditional on
 - iii) the associated ongoing interest and depreciation costs being met by ATEED, and
 - iv) the ongoing operation being at least fiscally neutral and not requiring additional rates funding in the future.
- c) authorise the Auckland Council Chief Executive to sign any shareholder resolutions and other documents necessary to give effect to clauses a) and b).
- d) agree that the report and attachments will remain confidential, but clauses a), b) and c) be restated in the open section of the minutes.

12.19pm

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

CONFIRMED AS TRUE AND CORRECT BY THE CHAIRPERSON AND LEAD OFFICER UNDER STANDING ORDER 8.1.4 ON

DATE:.....

CHAIRPERSON:.....

LEAD OFFICER:.....