
Tenders and Procurement Committee

OPEN MINUTES

Minutes of a meeting of the Tenders and Procurement Committee held in Room 1, Level 26, 135 Albert Street, Auckland on Tuesday, 20 September 2016 at 9.30am.

PRESENT

Chairperson	Cr Dick Quax	
Deputy Chairperson	Cr Denise Krum	From 9.31 am, item 5.
Members	Cr Anae Arthur Anae	
	Cr Cameron Brewer	
	Cr Sharon Stewart, QSM	

ABSENT

Mayor Len Brown, JP (Ex-officio)
Deputy Mayor Penny Hulse
Cr Sir John Walker, KNZM, CBE

ALSO PRESENT

Cr Calum Penrose

1 Apologies

Resolution number TEN/2016/34

MOVED by Chairperson D Quax, seconded by Cr C Brewer:

That the Tenders and Procurement Committee:

- a) **accept the apology from Deputy Mayor PA Hulse for absence.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number TEN/2016/35

MOVED by Chairperson D Quax, seconded by Cr SL Stewart:

That the Tenders and Procurement Committee:

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 19 July 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.

Deputy Chairperson DA Krum entered the meeting at 9.31 am.

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 Facilities Management and Maintenance Contracts: Progress Update

A PowerPoint presentation was provided. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number TEN/2016/36

MOVED by Chairperson D Quax, seconded by Deputy Chairperson DA Krum:

That the Tenders and Procurement Committee:

- a) **receive the progress update presentation on the Facilities Management and Maintenance contract renewals.**

CARRIED

Attachments

A 20 September 2016, Tenders and Procurement Committee, Item 9 - Facilities Management and Maintenance Contracts: Progress Update.

10 External Recruitment Services - Process Update

Resolution number TEN/2016/37

MOVED by Chairperson D Quax, seconded by Cr SL Stewart:

That the Tenders and Procurement Committee:

- a) **note that Auckland Council is a party to the All of Government (AoG) Agreement.**
- b) **note that the Tenders and Procurement Committee will consider an extension to Auckland Council's participation in the AoG Agreement, as provided in the 20 September 2016 confidential agenda report.**

CARRIED

11 Procurement of refuse collection services

Resolution number TEN/2016/38

MOVED by Chairperson D Quax, seconded by Cr C Brewer:

That the Tenders and Procurement Committee:

- a) **note the information contained in this report, on procurement of refuse collection services, enables further transparency on the topic due for discussion in the public excluded part of the meeting.**

CARRIED

12 Supplier Recommendations for Te Auaunga Awa Project

Resolution number TEN/2016/39

MOVED by Chairperson D Quax, seconded by Deputy Chairperson DA Krum:

That the Tenders and Procurement Committee:

- a) **note the information contained in this report, on procurement for the Te Auaunga Awa project, enables further transparency on the topic due for discussion in the public excluded part of the meeting.**

CARRIED

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

14 Procedural motion to exclude the public

Resolution number TEN/2016/40

MOVED by Chairperson D Quax, seconded by Cr C Brewer:

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 Confidential: External Recruitment 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 information that would adversely affect commercial negotiations. These commercial negotiations are currently being undertaken in good faith with the suppliers involved and it would hinder commercial outcomes if they were to be made public currently.	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 Confidential: Procurement of refuse collection 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. 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	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.

	<p>and industrial negotiations).</p> <p>In particular, the report contains detailed information about council's strategy for procuring refuse collection services. If released this information could prejudice our position in negotiations with waste suppliers.</p>	
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C3 Confidential: Supplier Recommendations for Te Auaunga Awa Project

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)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>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).</p> <p>In particular, the report contains commercially sensitive information relating to council's procurement of stormwater management services and negotiations with suppliers.</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

9.53 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.

10.44 am The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Confidential: External Recruitment Services

- d) agree that there be no restatement of the confidential report, attachments or resolutions with the exclusion of the following information:
 - i) the Request for Tenders which will be publicly released.
 - ii) for contracts arising from this procurement awarded over \$100,000 Auckland

Council will publish the following details on their website; the contract number, contract description, contract type, supplier's trading name, contract start date and contract expiry date.

C2 Confidential: Procurement of refuse collection services

- c) agree that there be no restatement of the confidential report, attachments or resolutions, with the exclusion of the following information: For contracts awarded over \$100,000 the council will publish the following details on their website; the contract number, contract description, contract type, supplier's trading name, contract start date and contract expiry date.

C3 Confidential: Supplier Recommendations for Te Auaunga Awa Project

- c) confirm that there be no restatement of the confidential report, attachments or resolutions, with the exclusion of the following information: For contracts arising from this procurement awarded over \$100,000 Auckland Council will publish the following details on their website; the contract number, contract description, contract type, supplier's trading name, contract start date and contract expiry date.

10.44 am

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

DATE:.....

CHAIRPERSON:.....

LEAD OFFICER:.....