

## Strategic Procurement Committee

# OPEN MINUTES

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Minutes of a meeting of the Strategic Procurement Committee held in the Room 1, Level 26, 135 Albert Street, Auckland on 7/12/2016 at 9.34am.

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### PRESENT

<b>Chairperson</b>	Cr Mike Lee	
<b>Deputy Chairperson</b>	Cr Ross Clow	From 9.55am, Item 9
<b>Members</b>	Cr Dr Cathy Casey	
	Deputy Mayor Bill Cashmore	
	Cr Linda Cooper, JP	
	Cr Alf Filipaina	From 9.39am, Item 5.1
	Cr Daniel Newman, JP	
	Cr Greg Sayers	

### ABSENT

Cr Penny Hulse  
Mayor Hon Phil Goff, JP (Ex-officio)

### ALSO PRESENT

Shane Henderson – Chairperson, Henderson Massey Local Board  
Until 11.30am, Item C1

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## 1 Apologies

Resolution number STR/2016/1

MOVED by Cr C Casey, seconded by Cr G Sayers:

**That the Strategic Procurement Committee:**

- a) **accept the apologies from Cr P Hulse for absence on Council business, and from Cr A Filipaina and Cr R Clow for lateness.**

**CARRIED**

## 2 Declaration of Interest

There were no declarations of interest.

## 3 Confirmation of Minutes

There were no minutes for confirmation.

## 4 Petitions

There were no petitions.

## 5 Public Input

### 5.1 Penny Bright

*Cr A Filipaina entered the meeting at 9.39 am.*

Penny Bright addressed the Committee on the following:

- A publicly-available 'Register of Interests', for Council staff responsible for procurement, particularly the CEO.
- The amount of detail about contracts worth more than \$20 million that is provided to the Strategic Procurement Committee.
- A reminder that 9 December 2016, is International Anti-Corruption Day, and that is the same day that Justice Sally Fitzgerald gives her verdict on the unprecedented Auckland Transport alleged bribery and corruption case, which involves awarded contracts.

Supporting information was tabled. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number STR/2016/2

MOVED by Chairperson M Lee, seconded by Cr C Casey:

**That the Strategic Procurement Committee:**

- a) **thank Penny Bright for her presentation.**

**CARRIED**

### **Attachments**

- A 7 December 2016 - Strategic procurement Committee - Item 5.1 Public Input - Penny Bright tabled information

**6 Local Board Input**

**6.1 Input from Henderson-Massey Local Board**

Shane Henderson addressed the committee in support of the Westgate Multipurpose facility.

Resolution number STR/2016/3

MOVED by Chairperson M Lee, seconded by Cr L Cooper:

**That the Strategic Procurement Committee:**

- a) **receive the presentation from Shane Henderson, Chairperson of the Henderson-Massey Local Board regarding the Westgate Multipurpose Facility.**

**CARRIED**

**7 Extraordinary Business**

There was no extraordinary business.

**8 Notices of Motion**

There were no notices of motion.

**9 Westgate Multipurpose Facility (Integrated Library and Community Centre) - PIN\_ACPN\_15047 Award Main Contract Physical Works**

Staff were present in support of the item.

*Deputy Chairperson R Clow entered the meeting at 9.55 am.*

Resolution number STR/2016/4

MOVED by Cr L Cooper, seconded by Deputy Chairperson R Clow:

**That the Strategic Procurement Committee:**

- a) **note that the information contained in the report on the Westgate Multipurpose Facility project enables initial transparency on the topic due for discussion in the public excluded section of the meeting.**

**CARRIED**

**10 Artillery Drive Stormwater Tunnel Project Variation**

Staff were present in support of the item.

Resolution number STR/2016/5

MOVED by Cr D Newman, seconded by Deputy Chairperson R Clow:

**That the Strategic Procurement Committee:**

- a) **note that the information contained in the report on the Artillery Drive stormwater tunnel project enables initial transparency on the topic due for discussion in the public excluded section of the meeting.**

**CARRIED**

**11 Contract renewal Wheelers Book Club**

Staff were present in support of the item.

Resolution number STR/2016/6

MOVED by Cr L Cooper, seconded by Deputy Chairperson R Clow:

**That the Strategic Procurement Committee:**

- a) **note that the information contained in the report on the contract renewal for Wheelers Book Club Limited enables initial transparency on the topic due for discussion in the public excluded section of the meeting.**

**CARRIED**

**12 Consideration of Extraordinary Items**

There were no extraordinary items.

**13 Procedural motion to exclude the public**

Resolution number STR/2016/7

MOVED by Cr L Cooper, seconded by Deputy Mayor B Cashmore:

**That the Strategic 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: Westgate Multipurpose Facility (Integrated Library and Community Centre) - PIN\_ACPN\_15047 Award Main Contract Physical Works**

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)(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>In particular, the report contains information about tender offers</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or</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>

	<p>disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular, the report contains information about tender offers.</p>	
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**C2 Confidential: Artillery Drive Stormwater Tunnel Project 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
<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>In particular, the report contains commercially sensitive information.</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>

**C3 Contract renewal Wheelers Book Club**

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>In particular, the report contains information that would adversely affect commercial negotiations.</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 was made available to the public who were present at the meeting and formed part of the minutes of the meeting.

**CARRIED**

10.40am The public was excluded.  
10.40am The meeting adjourned and reconvened at 10.51am in the confidential section of the meeting.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

12.51pm The public was re-admitted.

## **RESTATEMENTS**

It was resolved while the public was excluded:

### **C1 Confidential: Westgate Multipurpose Facility (Integrated Library and Community Centre) - PIN\_ACPN\_15047 Award Main Contract Physical Works**

Resolution number STR/2016/8

MOVED by Cr L Cooper, seconded by Deputy Chairperson R Clow:

#### **Restatement**

- d) **confirm that the resolution, report and attachments remain confidential until reasons for confidentiality no longer exist.**

**CARRIED**

Note:

- For contracts awarded over \$100,000 Auckland Council will publish the following details on the [website](#); the contract number, contract description, contract type, supplier's trading name, contract start date and contract expiry date.
- For when the total spending of vendors exceeds \$100,000, Auckland Council will publish the following details on the [website](#); supplier identification, supplier name and total spend on the Auckland Council website.

### **C2 Confidential: Artillery Drive Stormwater Tunnel Project Variation**

Resolution number STR/2016/9

MOVED by Cr D Newman, seconded by Deputy Mayor B Cashmore:

#### **Restatement**

- c) **confirm that the resolution, report and attachments remain confidential until reasons for confidentiality no longer exist.**

**CARRIED**

Note:

- For contracts awarded over \$100,000 Auckland Council will publish the following details on the [website](#); the contract number, contract description, contract type, supplier's trading name, contract start date and contract expiry date.
- For when the total spending of vendors exceeds \$100,000, Auckland Council will publish the following details on the [website](#); supplier identification, supplier name and total spend on the Auckland Council website.

**C3 Contract renewal Wheelers Book Club**

Resolution number STR/2016/10

MOVED by Deputy Chairperson R Clow, seconded by Cr C Casey:

**Restatement**

- d) confirm that the resolutions, report and attachments remain confidential until reasons for confidentiality no longer exist.

**CARRIED**

Note:

- For contracts 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.
- For when the total spending of vendors exceeds \$100,000, Auckland Council will publish the following details on their [website](#); supplier identification, supplier name and total spend on the Auckland Council website.

12.51 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 STRATEGIC  
PROCUREMENT COMMITTEE HELD ON

**DATE:**.....

**CHAIRPERSON:**.....