

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 Tuesday, 24 October 2017 at 9.30am.

PRESENT

Chairperson	Cr Ross Clow	Until 2.29pm, Item 16
Deputy Chairperson	Cr Desley Simpson, JP	
Members	Cr Dr Cathy Casey	
	Deputy Mayor Bill Cashmore	
	Cr Fa'anana Efeso Collins	From 9.39am, Item 5.1
	Cr Linda Cooper, JP	
	Cr Chris Darby	
	Cr Alf Filipaina	
	Cr Hon Christine Fletcher, QSO	
	Cr Richard Hills	
	IMSB Member Terrence Hohneck	Until 2.30pm, Item C1
	Cr Penny Hulse	
	Cr Mike Lee	From 9.33am, item 5.1
	Cr Dick Quax	
	Cr Greg Sayers	From 9.31am, Item 4
	Cr Sharon Stewart, QSM	
	IMSB Chair David Taipari	From 9.53am, Item 11
	Cr Sir John Walker, KNZM, CBE	From 10.24am, Item 12
		Until 12.33pm, Item 9
	Cr Wayne Walker	From 9.38am, Item 5.1
	Cr John Watson	From 9.31am, Item 4

ABSENT

Mayor Phil Goff
Cr Daniel Newman

1 Apologies

Resolution number FIN/2017/135

MOVED by Chairperson R Clow, seconded by Cr A Filipaina:

That the Finance and Performance Committee:

- a) **accept the apologies from Mayor P Goff for absence on council business, Cr D Newman for absence and Cr E Collins and IMSB Chair D Taipari for lateness.**

CARRIED

2 Declaration of Interest

IMSB Member T Hohneck subsequently declared an interest in Item C1 – Acquisition of land for open space – Te Arai – Recommendation from the Environment and Community Committee.

3 Confirmation of Minutes

Resolution number FIN/2017/136

MOVED by Deputy Chairperson D Simpson, seconded by Cr R Hills:

That the Finance and Performance Committee:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 21 September 2017, including the confidential section, as a true and correct record.**

CARRIED

4 Petitions

There were no petitions.

Cr G Sayers joined the meeting at 9.31am.

Cr J Watson joined the meeting at 9.31am.

5 Public Input

5.1 Public Input - SAFE - RFA Investment proposal Two Elephants

Mandy Carter, Campaigns Director SAFE was in attendance for speak to the Committee and provided supporting information. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Cr M Lee joined the meeting at 9.33am.

Cr W Walker joined the meeting at 9.38am.

Cr E Collins joined the meeting at 9.39am.

Resolution number FIN/2017/137

MOVED by Cr C Casey, seconded by Cr J Watson:

That the Finance and Performance Committee:

- a) **receive the presentation from SAFE regarding the Regional Facilities Auckland (RFA) investment proposal Two Elephants and thank Mandy Cater for her attendance.**

CARRIED

Attachments

- A 24 October 2017, Finance and Performance Committee - Item 5.1 - Public Input - SAFE - RFA Investment proposal Two Elephants, Supporting Information

Note: The Chairperson accorded precedence to Item 11 - Review of Auckland Public Transport Concessionary Fares Available to Senior Citizens and Item 12 – Budget update October 2017, at this time.

11 Review of Auckland Public Transport Concessionary Fares Available to Senior Citizens

IMSB Chair D Taipari joined the meeting at 9.53am.

Note: A change to the original motion, incorporating the addition of clause b), was made with the agreement of the meeting.

Resolution number FIN/2017/138

MOVED by Cr C Fletcher, seconded by Cr E Collins:

That the Finance and Performance Committee:

- a) **receive the Review of Auckland Public Transport Concessionary Fares Available to Senior Citizens.**
- b) **note Auckland Transport's approach to New Zealand Transport Agency to seek reconfirmation of their current position on funding of concessionary fares.**

CARRIED

12 Budget update October 2017

Resolution number FIN/2017/139

MOVED by Chairperson R Clow, seconded by Cr C Fletcher:

That the Finance and Performance Committee:

- a) **rescind its decisions (resolution number FIN/2017/98) on the procurement of 17 three-car Independently Powered Electric Multiple Units (IPEMUs).**
- b) **approve the procurement of 15 three-car Electric Multiple Units (EMUs) at a cost of \$133 million, conditional on the timing of NZ Transport Agency funding aligning to the cash flow requirement of the procurement and operation.**
- c) **note the procurement contract will include an option to upgrade the order to 17 three-car IPEMUs pending further funding approval and future decisions on electrification of the North Island Main Trunk from Papakura to Pukekohe.**

CARRIED

Cr J Walker joined the meeting at 10.24am.

Resolution number FIN/2017/140

MOVED by Cr C Fletcher, seconded by Cr L Cooper:

That the Finance and Performance Committee:

- d) approve the correction of \$549,000 to Regional Facilities Auckland's operational expenditure budget in 2017/2018.**

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Deputy Mayor B Cashmore	Cr C Casey	
Chairperson R Clow	Cr E Collins	
Cr L Cooper	Cr M Lee	
Cr C Darby	Cr W Walker	
Cr A Filipaina	Cr J Watson	
Cr C Fletcher		
Cr R Hills		
IMSB Member T Hohneck		
Cr P Hulse		
Cr D Quax		
Cr G Sayers		
Deputy Chairperson D Simpson		
Cr S Stewart		
IMSB Chair D Taipari		
Cr J Walker		

The motion was declared **CARRIED** by 15 votes to 5.

CARRIED

Resolution number FIN/2017/141

MOVED by Chairperson R Clow, seconded by Deputy Mayor B Cashmore:

That the Finance and Performance Committee:

- e) approve releasing \$128,214 of the Franklin Parking Reserve Fund to enable the Franklin Local Board to upgrade the car park at Kitchener Road, Waiuku.**
- f) note the Governing Body's in-principle approval of an additional operational expenditure budget of \$228,000 in 2017/2018 to conduct two by-elections, as a result of the New Zealand general election 2017.**
- g) note that this budget to conduct by-elections is needed now that resignations have been received.**
- h) approve an additional operational budget of \$115,400 to conduct a by-election for the Waitematā Local Board.**

CARRIED

The meeting adjourned at 11.09am and reconvened at 11.19am.

Cr A Filipaina and IMSB Chair D Taipari were not present.

6 Local Board Input

6.1 Local Board Input - Orakei Local Board - proposed disposal of 10 Felton Mathew Avenue, St Johns

Cr A Filipaina returned to the meeting at 11.20am.

Resolution number FIN/2017/142

MOVED by Deputy Chairperson D Simpson, seconded by Cr C Fletcher:

That the Finance and Performance Committee:

- a) **receive the presentation from Kit Parkinson, Orakei Local Board Deputy Chair and thank him for his attendance.**

CARRIED

6.2 Local Board Input - Hibiscus and Bays Local Board - proposed disposal of 19 Anzac Road, Browns Bay

IMSB Chair D Taipari returned to the meeting at 11.22am.

Resolution number FIN/2017/143

MOVED by Cr J Watson, seconded by Cr W Walker:

That the Finance and Performance Committee:

- a) **receive the presentation from Julia Parfitt, Chair, Janet Fitzgerald Deputy Chair and Chris Bettany, Member Hibiscus and Bays Local Board and thank them for their attendance.**

CARRIED

7 Extraordinary Business

Pursuant to Standing Order 2.4.6, the meeting agreed to receive a verbal report and photographs relating to contract maintenance of local reserves at Item 15 – Consideration of Extraordinary Items.

8 Notices of Motion

There were no notices of motion.

9 Disposals recommendation report

MOVED by Chairperson R Clow, seconded by Deputy Chairperson D Simpson:

That the Finance and Performance Committee:

- a) approve, subject to the satisfactory conclusion of any required statutory processes, the disposal of the land at 19 Anzac Road, Browns Bay, comprised of an estate in fee simple more or less being Section 1 SO 489800 contained in computer freehold register CT 714533;
- b) approve, subject to the satisfactory conclusion of any required statutory processes, the disposal of the land at 28 Lockwood Road, Papakura, comprised of an estate in fee simple more or less being Lot 1 DP 198461 Block II Opaheke, Papakura contained in computer freehold register NA127B/725;

- c) approve, subject to the satisfactory conclusion of any required statutory processes: the disposal of the land at 10 Felton Mathew Avenue, St Johns, comprised of an estate in fee simple more or less being Lot 7 DP 51549 contained in computer freehold register NA49C/30;
- d) approve, subject to the satisfactory conclusion of any required statutory processes:
 - i) the revocation of the reserve status of the land at Bombay Road, Bombay, comprised of an estate in fee simple more or less being Part Allotment 13 Mangatawhiri Parish-Local Purpose Reserve contained in computer freehold register CT-1608/42;
 - ii) the disposal of the land at Bombay Road, Bombay, comprised of an estate in fee simple more or less being Part Allotment 13 Mangatawhiri Parish-Local Purpose Reserve contained in computer freehold register CT-1608/42;
- e) agree that final terms and conditions be approved under the appropriate delegations.

MOVED by Cr C Casey, seconded by Cr M Lee, an amendment by way of addition:

That the Finance and Performance Committee:

supports, in principle, the continuation of the local market in the carpark and that parking on the site remains free at 19 Anzac Road, Browns Bay.

LOST

The motion was put in parts.

Resolution number FIN/2017/144

MOVED by Chairperson R Clow, seconded by Deputy Chairperson D Simpson:

That the Finance and Performance Committee:

- a) **approve, subject to the satisfactory conclusion of any required statutory processes, the disposal of the land at 19 Anzac Road, Browns Bay, comprised of an estate in fee simple more or less being Section 1 SO 489800 contained in computer freehold register CT 714533;**

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Deputy Mayor B Cashmore	Cr C Casey	
Chairperson R Clow	Cr C Fletcher	
Cr E Collins	Cr M Lee	
Cr L Cooper	Cr D Quax	
Cr C Darby	Cr G Sayers	
Cr A Filipaina	Cr S Stewart	
Cr R Hills	Cr W Walker	
IMSB Member T Hohneck	Cr J Watson	
Cr P Hulse		
Deputy Chairperson D Simpson		
IMSB Chair D Taipari		
Cr J Walker		

The motion was declared **CARRIED** by 12 votes to 8.

CARRIED

Cr J Walker left the meeting at 12.33pm.
Cr C Fletcher left the meeting at 12.35pm.
Cr W Walker left the meeting at 12.38pm.
Cr C Fletcher returned to the meeting at 12.43pm.
Cr W Walker returned to the meeting at 12.43 pm.

Resolution number FIN/2017/145

MOVED by Chairperson R Clow, seconded by Deputy Chairperson D Simpson:

That the Finance and Performance Committee:

- b) defer the disposal of the land at 28 Lockwood Road, Papakura, comprised of an estate in fee simple more or less being Lot 1 DP 198461 Block II Opaheke, Papakura contained in computer freehold register NA127B/725 to the 21 November 2017 meeting of the Finance and Performance Committee;**
- c) approve, subject to the satisfactory conclusion of any required statutory processes: the disposal of the land at 10 Felton Mathew Avenue, St Johns, comprised of an estate in fee simple more or less being Lot 7 DP 51549 contained in computer freehold register NA49C/30;**
- d) approve, subject to the satisfactory conclusion of any required statutory processes:**
 - i) the revocation of the reserve status of the land at Bombay Road, Bombay, comprised of an estate in fee simple more or less being Part Allotment 13 Mangatawhiri Parish-Local Purpose Reserve contained in computer freehold register CT-1608/42;**
 - ii) the disposal of the land at Bombay Road, Bombay, comprised of an estate in fee simple more or less being Part Allotment 13 Mangatawhiri Parish-Local Purpose Reserve contained in computer freehold register CT-1608/42;**
- e) agree that final terms and conditions be approved under the appropriate delegations.**

CARRIED

The meeting adjourned at 12.49pm and reconvened at 1.19pm.

Cr A Filipaina, Cr P Hulse, Cr D Quax, Cr W Walker and IMSB Chair D Taipari and IMSB Member T Hohneck were not present.

10 Built Heritage Acquisition Fund - Vos Building and Yard

Cr W Walker returned to the meeting at 1.20pm.
Cr A Filipaina returned to the meeting at 1.24pm.
Cr D Quax returned to the meeting at 1.24pm.
Cr P Hulse returned to the meeting at 1.25pm.
IMSB Member T Hohneck returned to the meeting at 1.25pm.
IMSB Chair D Taipari returned to the meeting at 1.28pm.

Resolution number FIN/2017/146

MOVED by Chairperson R Clow, seconded by Cr C Fletcher:

That the Finance and Performance Committee:

- a) transfer \$2.3 million from the Built Heritage Acquisition Fund to Panuku Development Auckland to enable the restoration, including the removal of contamination, of the Vos building and yard at Lot 3, 38 Hamer Street, Wynyard Quarter.**

- b) request Panuku Development to continue to thoroughly explore commercial and private sector funding for Stages 2 and 3 of the redevelopment, including restoration of the slipway.

CARRIED

Note: Pursuant to Standing Order 1.8.6, Cr Quax requested his dissenting vote be recorded.

Note: Item 11 – Review of Auckland Public Transport Concessionary Fares available to Senior Citizens and Item 12 – Budget update October 2017 were considered prior to Item 6 – Local Board Input.

13 Alteration of Previous Resolution from Finance and Performance Committee 21 September 2017 - Value for Money (s17A) Review Programme

Resolution number FIN/2017/147

MOVED by Cr W Walker, seconded by Deputy Mayor B Cashmore:

That the Finance and Performance Committee:

- a) revoke clause b) of the following decision carried at its 21 September 2017 meeting:

Resolution number FIN/2017/128

That the Finance and Performance Committee:

- b) *delegate to the Value for Money programme's political oversight group authority to approve the services for future reviews as well as the associated terms of reference.*

and replace with:

- b) request that the Value for Money programme's political oversight group recommend to the Finance and Performance Committee, services for future reviews as well as the associated terms of reference.

CARRIED

14 Finance and Performance Committee - Information Report - 24 October 2017

Resolution number FIN/2017/148

MOVED by Chairperson R Clow, seconded by Deputy Chairperson D Simpson:

That the Finance and Performance Committee:

- a) receive the information report – 24 October 2017.

CARRIED

15 Consideration of Extraordinary Items

15.1 Consideration of Extraordinary Business - Contract Maintenance of Local Reserves

Pursuant to Standing Order 2.4.6, the committee agreed to receive a verbal report and photographs on the following topics:

- contract maintenance of local reserves

Staff advised that a progress report would be submitted to the Environment and Community Committee at its 5 December 2017 meeting.

Attachments

- A 24 October 2017, Finance and Performance Committee - Item 15.1: Consideration of Extraordinary Business - Contract Maintenance of Local Reserves, photographic information

16 Procedural motion to exclude the public

Resolution number FIN/2017/149

MOVED by Chairperson R Clow, seconded by Deputy Chairperson D Simpson:

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 Acquisition of land for open space - Te Arai - Recommendation from the Environment and Community Committee

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). In particular, the report identifies land the council seeks to acquire for open space purposes.	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

Note: The Chairperson, Cr R Clow vacated the chair and left the meeting at 2.29pm.

Deputy Chairperson, Cr D Simpson assumed the chair.

2.29pm 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.

2.36pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Acquisition of land for open space - Te Arai - Recommendation from the Environment and Community Committee

Resolution number FIN/2017/1500

MOVED by Cr P Hulse, seconded by Cr W Walker:

That the Finance and Performance Committee:

- b) confirm that there be no restatement of this confidential report, attachments or resolutions for the acquisition of land for public open space at Te Arai until settlement of the acquisition, and only then is the resolution to be restated.

2.36pm

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 FINANCE AND
PERFORMANCE COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....