
Strategic Procurement Committee

OPEN MINUTES

Minutes of a meeting of the Strategic Procurement Committee held in the Room 1, Level 26, 135 Albert Street, Auckland on Wednesday, 13 December 2017 at 9.31am.

PRESENT

Chairperson	Deputy Mayor Bill Cashmore	
Members	Cr Dr Cathy Casey Cr Linda Cooper, JP Cr Alf Filipaina Cr Daniel Newman, JP Cr Greg Sayers	Until 12.00pm, Item C5

ABSENT

Deputy Chairperson Member	Cr Ross Clow Cr Penny Hulse	
Ex-officio	Mayor Hon Phil Goff, CNZM, JP	

1 Apologies

Resolution number STR/2017/50

MOVED by Cr A Filipaina, seconded by Cr G Sayers:

That the Strategic Procurement Committee:

- a) **accept the apologies from Cr P Hulse for absence and Cr R Clow for lateness.**

CARRIED

Note: An apology was subsequently received from Cr G Sayers for early departure on council business.

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number STR/2017/51

MOVED by Cr G Sayers, seconded by Cr D Newman:

That the Strategic Procurement Committee:

- a) **confirm the ordinary minutes of its meeting, held on Wednesday, 11 October 2017, including the confidential section, as a true and correct record.**

CARRIED

4 Petitions

There were no petitions.

5 Public Input

5.1 Public Input - Waitemata Low Carbon Network

Grant Hewison, Frances Palmer, Sarah Lorraine Thomson and Damon Birchfield, Waitemata Low Carbon Network members, spoke to the committee regarding the Auckland Council Group Sustainable Procurement Framework.

A document 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/2017/52

MOVED by Chairperson B Cashmore, seconded by Cr L Cooper:

That the Strategic Procurement Committee:

- a) **receive the presentation from Grant Hewison, Frances Palmer, Sarah Lorraine Thomson and Damon Birchfield, Waitemata Low Carbon Network members and thank them for their attendance.**

CARRIED

Attachments

- A 13 December 2017, Strategic Procurement Committee - Item 5.1 - Public Input- Waitemata Low Carbon Network, tabled document

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 Auckland Council Group Sustainable Procurement Framework

Resolution number STR/2017/53

MOVED by Chairperson B Cashmore, seconded by Cr L Cooper:

That the Strategic Procurement Committee:

- a) **endorse the use of the Sustainable Procurement Framework in Auckland Council to give effect to principle 5.3 of the Auckland Council Group Procurement Policy.**
- b) **note that there is further work planned to move the Sustainable Procurement Framework programme forward.**

CARRIED

10 Information Report - 13 December 2017

Resolution number STR/2017/54

MOVED by Cr A Filipaina, seconded by Cr G Sayers:

That the Strategic Procurement Committee:

- a) **receive the information report – 13 December 2017.**

CARRIED

11 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

12 Procedural motion to exclude the public

Resolution number STR/2017/55

MOVED by Chairperson B Cashmore, seconded by Cr A Filipaina:

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 Supplier Recommendation Report for Group Procurement sourced electricity supply contracts

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)(i) - The withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret.</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, this report contains information about council's strategy for procuring Auckland's electricity supply. If released council's position with suppliers may be prejudiced.</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>

C2 External Legal Services Supplier Recommendation

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)(g) - The withholding of the information is necessary to maintain legal professional privilege.</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 information regarding 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>

C3 Procurement of Graffiti Eradication and Enforcement Services Contracts

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 may prejudice Auckland Council's position with suppliers.	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 Downtown infrastructure development program

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 could prejudice Auckland Council's position with suppliers.	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.

C5 Building Consents Regional Overflow Delivery Model - recommendation and planned procurement approach

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. s7(2)(c)(ii) - The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to damage the public interest. Is7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.	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>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 information and data that may directly affect negotiations with suppliers.</p>	
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C6 Update on Capital Projects over \$5million

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)(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 could prejudice council's position 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

10.16 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.

12.24 pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Supplier Recommendation Report for Group Procurement sourced electricity supply contracts

Resolution number STR/2017/56

MOVED by Chairperson B Cashmore, seconded by Cr L Cooper:

That the Strategic Procurement Committee:

Restatement

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

C2 External Legal Services Supplier Recommendation

Resolution number STR/2017/57

MOVED by Cr D Newman, seconded by Cr A Filipaina:

That the Strategic Procurement Committee:

Restatement

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

C3 Procurement of Graffiti Eradication and Enforcement Services Contracts

Resolution number STR/2017/58

MOVED by Cr L Cooper, seconded by Cr A Filipaina:

That the Strategic Procurement Committee:

Restatement

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

C4 Downtown infrastructure development programme

Resolution number STR/2017/59

MOVED by Chairperson B Cashmore, seconded by Cr L Cooper:

That the Strategic Procurement Committee:

Restatement

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

C5 Building Consents Regional Overflow Delivery Model - recommendation and planned procurement approach

Resolution number STR/2017/60

MOVED by Cr L Cooper, seconded by Cr D Newman:

That the Strategic Procurement Committee:

Restatement

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

C6 Update on Capital Projects over \$5million

Resolution number STR/2017/61

MOVED by Chairperson B Cashmore, seconded by Cr L Cooper:

That the Strategic Procurement Committee:

Restatement

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

12.25 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:.....