
Tira Kāwana / Governing Body

OPEN MINUTES

Minutes of a meeting of the Governing Body held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Thursday, 24 May 2018 at 9.33am.

PRESENT

Mayor	Hon Phil Goff, CNZM, JP	
Deputy Mayor	Cr Bill Cashmore	
Councillors	Cr Josephine Bartley	
	Cr Dr Cathy Casey	
	Cr Ross Clow	From 9.38am, item 10
	Cr Fa'anana Efeso Collins	From 9.58am, item 10
	Cr Linda Cooper, JP	
	Cr Chris Darby	
	Cr Alf Filipaina	
	Cr Hon Christine Fletcher, QSO	From 9.37am, item 10
	Cr Richard Hills	
	Cr Penny Hulse	From 9.53am, item 10
	Cr Mike Lee	
	Cr Daniel Newman, JP	
	Cr Greg Sayers	
	Cr Desley Simpson, JP	
	Cr Sharon Stewart, QSM	
	Cr Sir John Walker, KNZM, CBE	From 10.09 am, item 10
	Cr Wayne Walker	
	Cr John Watson	

ABSENT

Deputy Mayor Bill Cashmore	
Cr Dick Quax	For leave of absence

ALSO PRESENT

Cath Handley, Chair	Waiheke Local Board
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1 Affirmation

His Worship the Mayor read the affirmation.

2 Apologies

Resolution number GB/2018/80

MOVED by Mayor P Goff, seconded by Cr A Filipaina:

That the Governing Body:

- a) **accept the apologies from Deputy Mayor BC Cashmore for absence on council business and Cr E Collins for lateness.**

CARRIED

3 Declaration of Interest

There were no declarations of interest.

4 Confirmation of Minutes

Resolution number GB/2018/81

MOVED by Cr W Walker, seconded by Cr D Simpson:

That the Governing Body:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 19 April 2018 including the confidential section and the extraordinary minutes of its meeting, held on Monday, 30 April 2018, as true and correct records.**

CARRIED

5 Petitions

There were no petitions.

6 Public Input

There was no public input.

7 Local Board Input

There was no local board input.

8 Extraordinary Business

There was no extraordinary business.

9 Notices of Motion

There were no notices of motion.

10 Local Electoral Matters Bill and trial of online voting

A PowerPoint presentation was given. A copy of the presentation is attached to the official minutes and is available on the Auckland Council website as a minutes attachment.

Cr C Fletcher entered the meeting at 9.37 am.

Cr R Clow entered the meeting at 9.38 am.

Cr P Hulse entered the meeting at 9.53 am.

Cr E Collins entered the meeting at 9.58 am.

Cr J Walker entered the meeting at 10.09 am.

Cr P Hulse left the meeting at 10.53 am.

Cr P Hulse returned to the meeting at 10.59 am.

Resolution number GB/2018/82

MOVED by Mayor P Goff, seconded by Cr C Darby:

That the Governing Body:

- a) **approve Auckland Council's submission to the Justice Select Committee on the Local Electoral Matters Bill as contained in Attachment A of the report**
- b) **appoint Cr R Hills accompanied by staff to appear before the Justice Select Committee on behalf of Auckland Council**
- c) **support in principle Auckland Council conducting an online voting trial in the 2019 local body elections for a subset of electors, either alone or in partnership with other councils, subject to the following conditions:**
 - i) **the enabling legislation and subsequent regulations being passed in time to procure and implement an online voting solution**
 - ii) **all risks, including security risks, being appropriately managed**
 - iii) **the cost being acceptable**
 - iv) **the Governing Body giving final approval for any trial to go ahead.**

CARRIED

Note: Pursuant to Standing Order 1.8.6 the following councillors requested that their dissenting votes be recorded:

- Cr D Newman
- Cr C Fletcher

Attachments

- A 24 May 2018, Governing Body: Item 10 - Local Electoral Matters Bill and trial of online voting, Presentation

11 Decision-making delegation to Waiheke Local Board over public land, 10 Ocean View Road, Matiatia, Waiheke Island

Cath Handley, Chair Waiheke Local Board spoke to members.

Cr S Stewart left the meeting at 11.49 am.

Cr L Cooper left the meeting at 11.49 am.

Cr P Hulse left the meeting at 11.50 am.

Cr J Walker left the meeting at 11.53 am.

Cr S Stewart returned to the meeting at 11.53 am.

Cr L Cooper returned to the meeting at 11.55 am.

Cr P Hulse returned to the meeting at 11.56 am.

Resolution number GB/2018/83

MOVED by Cr R Clow, seconded by Cr M Lee:

That the Governing Body:

- a) **thank Cath Handley, Chair Waiheke Local Board for her attendance and note the views of the Waiheke Local Board.**
- b) **delegate non-regulatory land use and development decision-making over public land at 10 Ocean View Road, Matiatia, Waiheke Island described as Lot 8 DP 146325 and Lot 51 DP 159304 to the Waiheke Local Board in accordance with Schedule 7, Clause 36C of the Local Government Act 2002**
- c) **confirm the following expectations associated with this delegation:**
 - i) **development of the land is expected to include open space, commercial long-term leases, visitor and cultural infrastructure and transport services**
 - ii) **excludes land acquisition or disposal decisions**
 - iii) **the land will be managed by the Community Facilities department**
 - iv) **the delegation will be reviewed after five years**
 - v) **Panuku Development Auckland's non-service portfolio on Lot 8 DP 146325 will be transferred into the service portfolio and managed by Community Facilities in line with current lease terms**
 - vi) **existing Auckland Transport parking leases will initially be retained on current terms**
 - vii) **all land use and development proposals will be consistent with Auckland Council plans, policies and existing regulations or if amendment is needed, these are agreed with respective decision-makers**
 - viii) **land development decisions will seek to balance the investment return intentions outlined when 10 Ocean View Road was purchased in 2005 with current transport, environmental, cultural, economic and tourism needs**
 - ix) **Auckland Transport and the Waiheke Local Board will work together to agree transport outcomes for the land and associated road/parking areas, with short term development being made within current budgets and longer-term development decisions being subject to Auckland Council Long-term Plan 2018-2028 and the Auckland Transport Regional Land Transport Plan 2018-2028 budgets being confirmed**
 - x) **the Waiheke Local Board will work with mana whenua to ensure their aspirations for Matiatia are recognised in planning and development outcomes.**

- d) note that the above expectations are consistent with and give effect to:
- i) the September 2017 Governing Body resolutions to commence a Waiheke Local Board Governance Pilot project under the Governance Framework Review aimed at testing an increased level of devolved decision making to the Waiheke Local Board
 - ii) the March 2018 Local Government Commission's 'Enhancing local government for Auckland - Recommendations to Auckland Council' and in particular recommendation 12 that Auckland Council, the Waiheke Local Board and council-controlled organisations work towards solutions at Matiatia.

CARRIED

12 Recommendations from the Appointments, Performance Review and Value for Money Committee - Value for Money (s17A) Review programme

Cr J Walker returned to the meeting at 12.02 pm.

Cr R Clow left the meeting at 12.03 pm.

Cr R Clow returned to the meeting at 12.09 pm.

Cr G Sayers left the meeting at 12.10 pm.

Resolution number GB/2018/84

MOVED by Mayor P Goff, seconded by Cr D Simpson:

That the Governing Body:

- a) approve the terms of reference for the group Information, Communication and Technology value for money review
- b) approve the terms of reference for the group Customer Services value for money review.

CARRIED

13 Ngāti Paoa – Treaty settlement redress

Resolution number GB/2018/85

MOVED by Cr L Cooper: Clow

That the Governing Body:

- a) note there is a confidential report on the agenda, providing information and recommendations on a Crown-proposed revised Treaty settlement redress package for Ngāti Paoa, and seeking the views of Auckland Council.

CARRIED

14 Summary of Governing Body information memos and briefings - 24 May 2018

Resolution number GB/2018/86

MOVED by Mayor P Goff, seconded by Cr D Simpson:

That the Governing Body:

- a) receive the Summary of Governing Body information memos and briefings – 24 May 2018.

CARRIED

15 Consideration of Extraordinary Items

There were no extraordinary items

16 Procedural motion to exclude the public

Resolution number GB/2018/87

MOVED by Mayor P Goff, seconded by Cr C Darby:

That the Governing Body:

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: Ngāti Paoa – Treaty settlement redress

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)(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. In particular, the report contains information provided by the Crown to council in confidence on the understanding the information is negotiation sensitive between hapū / iwi and the Crown. If confidential information is made available, it will prejudice both those negotiations and the provision of similar information to council in the future	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 was made available to the public who were present at the meeting and formed part of the minutes of the meeting.

CARRIED

12.12pm 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.

12.42pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 CONFIDENTIAL: Ngāti Paoa – Treaty settlement redress

Resolution number GB/2018/88

MOVED by Mayor P Goff, seconded by Cr R Clow:

That the Governing Body:

- e) agree the decisions, report and attachments will not be restated in the open section of the minutes until advised by the Crown that the obligation of confidentiality is removed.

12.42 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 GOVERNING BODY HELD
ON

DATE:.....

CHAIRPERSON:.....