
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, 23 August 2018 at 9.34am.

PRESENT

Mayor	Hon Phil Goff, CNZM, JP	
Deputy Mayor	Cr Bill Cashmore	
Councillors	Cr Josephine Bartley	From 9.44am, item 6.1
	Cr Dr Cathy Casey	
	Cr Fa'anana Efeso Collins	From 9.36am, item 2
	Cr Linda Cooper, JP	
	Cr Chris Darby	
	Cr Hon Christine Fletcher, QSO	
	Cr Richard Hills	
	Cr Penny Hulse	From 9.47am, item 6.1
	Cr Daniel Newman, JP	
	Cr Greg Sayers	
	Cr Desley Simpson, JP	
	Cr Sharon Stewart, QSM	
	Cr Sir John Walker, KNZM, CBE	From 9.42am, item 6.1
	Cr Wayne Walker	
	Cr John Watson	

ABSENT

Cr Ross Clow	For leave of absence
Cr Alf Filipaina	
Cr Mike Lee	

1 Affirmation

His worship the Mayor read the affirmation.

2 Apologies

Resolution number GB/2018/128

MOVED by Cr W Walker, seconded by Cr C Casey:

That the Governing Body:

- a) **accept the apologies from Cr J Bartley and Cr P Hulse for lateness, and Cr A Filipaina and Cr M Lee for absence.**

CARRIED

Cr E Collins entered the meeting at 9.36am.

3 Declaration of Interest

Cr C Casey declared an interest in Item 9: Te Ākitai Waiohua – Wiri Lava Cave Scientific Reserve and Item C1: CONFIDENTIAL: Te Ākitai Waiohua – Wiri Lava Cave Scientific Reserve.

Cr J Bartley subsequently declared an interest in Item 9: Te Ākitai Waiohua – Wiri Lava Cave Scientific Reserve and Item C1: CONFIDENTIAL: Te Ākitai Waiohua – Wiri Lava Cave Scientific Reserve.

4 Confirmation of Minutes

Resolution number GB/2018/129

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, 26 July 2018, including the confidential section, as a true and correct record.**

CARRIED

5 Petitions

There were no petitions.

6 Public Input

6.1 Public Input: Tricia Cheel and Nicole Miller-Hard, Friends of Sherwood - Continued Use of Glyphosate products and other unnecessary chemicals

Tricia Cheel and Nicole Miller-Hard were present and tabled documents in support of their presentation.

Copies have been placed on the official minutes and are available on the Auckland Council website as minutes attachments.

Cr J Walker joined the meeting at 9.42 am.

Cr J Bartley joined the meeting at 9.44 am.

Cr P Hulse joined the meeting at 9.47 am.

Resolution number GB/2018/130

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

That the Governing Body:

- a) **receive and note the public input presentation from Tricia Cheel and Nicole Miller-Hard regarding the continued use of glyphosate products and other unnecessary chemicals in our city and the lack of consultation.**

CARRIED

Attachments

- A 23 August 2018, Governing Body - Item 6.1: Tricia Cheel and Nicole Miller-Hard, Friends of Sherwood - Continued Use of Glyphosate products, Tricia Cheel submission
- B 23 August 2018, Governing Body - Item 6.1: Tricia Cheel and Nicole Miller-Hard, Friends of Sherwood - Continued Use of Glyphosate products, Nicole Miller-Hard submission

7 Local Board Input

There was no local board input.

8 Extraordinary Business

There was no extraordinary business.

9 Te Ākitai Waiohua – Wiri Lava Cave Scientific Reserve

Cr J Bartley and Cr C Casey declared an interest in this item and took no part in the discussion or voting on the matter.

Cr P Hulse left the meeting at 9.54 am.

Resolution number GB/2018/131

MOVED by Cr J Watson, seconded by Cr L Cooper:

That the Governing Body:

- a) **note the confidential report on this meeting agenda providing information and recommendations regarding the Crown's proposed Treaty settlement redress for Te Ākitai Waiohua involving the Crown-owned Wiri Lava Cave Scientific Reserve**

- b) note the confidential 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.

CARRIED

10 Appointment to the Youth Advisory Panel

Resolution number GB/2018/132

MOVED by Cr E Collins, seconded by Cr L Cooper:

That the Governing Body:

- a) note the process for appointing a new member to the Youth Advisory Panel
- b) note the confidential report presents the proposed candidate's profile in detail.

CARRIED

11 Accelerating housing delivery in Wainui

Resolution number GB/2018/133

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

That the Governing Body:

- a) note the confidential report on this meeting agenda seeking approval and delegation to progress commercial arrangements to accelerate housing delivery in Wainui.
- b) note the confidential report contains information which if made available would likely unreasonably prejudice the commercial position of the person that provided, and is the subject of, that information. It is also necessary to withhold this information to enable the council to complete commercial negotiations in relation to Wainui without prejudice or disadvantage.

CARRIED

12 Summary of Governing Body information memos and briefings - 23 August 2018

Cr P Hulse returned to the meeting at 10.04 am.

Note: clause c) was incorporated with the agreement of the meeting.

Resolution number GB/2018/134

MOVED by Cr C Darby, seconded by Cr P Hulse:

That the Governing Body:

- a) note the progress on the forward work programme.
- b) receive the Summary of Governing Body information memos and briefings – 23 August 2018.
- c) receive the written and verbal report from Mayor P Goff about his recent visit to Fukuoka and Tokyo and acknowledge the generosity of the Fukuoka City Council for funding the visit.

CARRIED

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

14 Procedural motion to exclude the public

Resolution number GB/2018/135

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

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: Te Ākitai Waiohua – Wiri Lava Cave Scientific Reserve

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.

C2 CONFIDENTIAL: Appointment to the Youth Advisory Panel

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)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.</p> <p>In particular, the report contains a young person's name recommended for the Youth Advisory Panel. This information should not be made public until the governing body endorses the candidate and the Ministry of Justice criminal history check is completed.</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 CONFIDENTIAL: Accelerating housing delivery in Wainui

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>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 references to ongoing 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 is made available to the public who are present at the meeting and form part of the minutes of the meeting.

CARRIED

10.27am 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.

11.25am The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 CONFIDENTIAL: Te Ākitai Waiohua – Wiri Lava Cave Scientific Reserve

Resolution number GB/2018/136

MOVED by Cr D Newman, seconded by Cr C Darby:

That the Governing Body:

- c) agree these decisions and report will not be restated until advised by the Crown that the obligation of confidentiality is removed.

C2 CONFIDENTIAL: Appointment to the Youth Advisory Panel

Resolution number GB/2018/137

MOVED by Cr E Collins, seconded by Cr L Cooper:

That the Governing Body:

- c) agree that the appointment and report be made public once criminal history checks have been completed and the proposed candidate has been advised and confirmed their acceptance of the appointment.

C3 CONFIDENTIAL: Accelerating housing delivery in Wainui

Resolution number GB/2018/138

MOVED by Mayor P Goff, seconded by Deputy Mayor BC Cashmore:

That the Governing Body:

- c) agree that the report and decisions remain confidential.

11.25 am

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:.....