
Komiti ā Pūtea, ā Mahi Hoki / 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, 18 September 2018 at 9.31am.

PRESENT

Chairperson	Cr Ross Clow	Until 11.28am, Item 11
Deputy Chairperson	Cr Desley Simpson, JP	Presiding from 11.28am, Item C1
Members	Cr Josephine Bartley	From 9.35am, Item 1
	Cr Dr Cathy Casey	Until 12.45pm, Item C2
	Deputy Mayor Cr Bill Cashmore	
	Cr Fa'anana Efeso Collins	
	Cr Linda Cooper, JP	
	Cr Chris Darby	
	Cr Hon Christine Fletcher, QSO	
	Mayor Hon Phil Goff, CNZM, JP	
	Cr Richard Hills	
	Cr Penny Hulse	From 10.43am, Item 5.6
	Cr Daniel Newman, JP	From 9.33am, Item 1
	Cr Greg Sayers	
	Cr Sharon Stewart, QSM	From 9.37am, Item 5.1
	IMSB Chair David Taipari	From 9.46am, Item 5.1
	Cr Sir John Walker, KNZM, CBE	Until 1.20pm, Item C1
	Cr Wayne Walker	
	Cr John Watson	

ABSENT

Members	Cr Alf Filipaina	On council business
	IMSB Member Terrence Hohneck	
	Cr Mike Lee	

ALSO PRESENT

Cr Paul Young

The Chairperson acknowledged Nathan Alleyne who had supported the Finance and Performance Committee in his Corporate Communications role. Nathan is moving to the local Board Communications team as a Senior Communications Advisor working with local boards in the west.

Newly elected Howick Councillor Paul Young was present at the meeting and was asked to join the committee at the table.

1 Apologies

Cr D Newman joined the meeting at 9.33am.

Resolution number FIN/2018/125

MOVED by Chairperson R Clow, seconded by Cr W Walker:

That the Finance and Performance Committee:

- a) **accept the apology from Cr A Filipaina for absence on council business; Cr M Lee and IMSB Member Terrence Hohneck and for absence.**

CARRIED

Note: Apologies were subsequently received from Cr P Hulse for lateness.

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number FIN/2018/126

MOVED by Deputy Chairperson D Simpson, seconded by Deputy Mayor BC Cashmore:

That the Finance and Performance Committee:

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 21 August 2018, including the confidential section, as a true and correct record.**

CARRIED

4 Petitions

There were no petitions.

5 Public Input

Note: Public Input Items 5.1 to 5.6 related to the Planning Committee's recommendation from its meeting held on Tuesday, 4 September 2018 in regards to council's strategic approach to marinas.

5.1 Public Input - David Boersen, Empire Capital Limited related to council's strategic approach to marinas

Cr J Bartley joined the meeting at 9.35 am.

Cr S Stewart joined the meeting at 9.37 am.

IMSB Chair D Taipari joined the meeting at 9.46 am.

Mr David Boersen, Development Manager – Empire Capital Limited, and Mr David Hollingsworth, Chief Executive Officer – Empire Capital Limited, addressed the committee.

A PowerPoint presentation was provided. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number FIN/2018/127

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

That the Finance and Performance Committee:

- a) **receive and thank Mr David Boersen and Mr David Wandsworth for their presentation regarding the Planning Committee's recommendation related to council's strategic approach to marinas.**

CARRIED

Attachments

- A 18 September 2018 - Finance and Performance Committee - Public Input - David Boersen, Empire Capital Limited related to council's strategic approach to marinas - PowerPoint presentation

5.2 Public Input - Paul Glass, Bayswater Berth Holders Assn Inc regarding the Planning Committee's recommendation relating to the marina strategy

Cr C Fletcher left the meeting at 10.10am

Cr C Fletcher returned to the meeting at 10.19am.

Mr Paul Glass, Chairman of the Bayswater Berth Holders Association Inc addressed the committee.

Resolution number FIN/2018/128

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

That the Finance and Performance Committee:

- a) **receive and thank Mr Paul Glass for his presentation regarding the Planning Committee's recommendation related to council's strategic approach to marinas.**

CARRIED

5.3 Public Input - Robert Allsopp-Smith, Berth Holders Assn Gulf Harbour Inc regarding the Planning Committee's recommendation relating to the marina strategy

*IMSB Chair D Taipari left the meeting at 10.31am.
Cr E Collins returned to the meeting at 10.37am.*

Mr Robert Allsopp-Smith, President of the Berth Holders Assn Gulf Harbour Inc addressed the committee.

A copy of the statement has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number FIN/2018/129

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

That the Finance and Performance Committee:

- a) **receive and thank Mr Robert Allsopp-Smith for his presentation regarding the Planning Committee's recommendation related to council's strategic approach to marinas.**

CARRIED

Attachments

- A 18 September 2018, Finance and Performance Committee - Public Input - Robert Allsopp-Smith, Berth Holders Assn Gulf Harbour Inc regarding the Planning Committee's recommendation relating to the marina strategy - statement

5.4 Public Input - June Kearney, West Harbour Residents and Ratepayers Group regarding the Planning Committee's recommendation relating to the marina strategy

Cr E Collins left the meeting at 10.21am.

Mrs June Kearney addressed the committee in her capacity as the Chair of the West Harbour Residents and Ratepayers Group and Westpark Berthholders Association as the Chair Neil Blackbourn was out of NZ.

Resolution number FIN/2018/130

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

That the Finance and Performance Committee:

- a) **receive and thank Mrs June Kearney for her presentation regarding the Planning Committee's recommendation related to council's strategic approach to marinas.**

CARRIED

Attachments

- A 18 September 2018, Finance and Performance Committee - Public Input - June Kearney, West Harbour Residents and Ratepayers Group regarding the Planning Committee's recommendation relating to the marina strategy - statement

5.5 Public Input - Euan Little, Westhaven Marina Users Association regarding the Planning Committee's recommendation relating to the marina strategy

Cr P Hulse joined the meeting at 10.43am.

Mr Euan Little, Chairman of the Westhaven Marina Users Association addressed the committee.

Resolution number FIN/2018/131

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

That the Finance and Performance Committee:

- a) **receive and thank Mr Euan Little for his presentation regarding the Planning Committee's recommendation related to council's strategic approach to marinas.**

CARRIED

5.6 Public Input - Richard Steele, Auckland Marina Users Association regarding the Planning Committee's recommendation relating to the marina strategy

IMSB Chair D Taipari returned to the meeting at 10.48am.

Mr Richard Steele, Chairman of the Auckland Marina Users Association Inc addressed the committee.

Resolution number FIN/2018/132

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

That the Finance and Performance Committee:

- a) **receive and thank Mr Richard Steele for his presentation regarding the Planning Committee's recommendation related to council's strategic approach to marinas.**

CARRIED

The meeting adjourned at 10.59am and reconvened at 11.07am.

Mayor P Goff and IMSB Member D Taipari were not present.

6 Local Board Input

6.1 Local Board Input - Hibiscus and Bays Local Board regarding a proposed disposal of 8 Hiwi Crescent, Stanmore Bay

Mayor P Goff returned to the meeting at 11.10am.

IMSB Chair D Taipari returned to the meeting at 11.12am.

Mrs Janet Fitzgerald, Deputy Chair – Hibiscus and Bays Local Board, and Christina Bettany, Member – Hibiscus and Bays Local Board, addressed the committee regarding a proposed disposal of 8 Hiwi Crescent, Stanmore Bay and requested the proceeds of the disposal be allocated to Penlink.

Resolution number FIN/2018/135

MOVED by Deputy Chairperson D Simpson, seconded by Cr J Watson:

That the Finance and Performance Committee:

- a) receive and thank Hibiscus and Bays Local Board Deputy Chair, Janet Fitzgerald for their presentation regarding a proposed disposal of 8 Hiwi Crescent, Stanmore Bay.

CARRIED

7 Extraordinary Business

There was no extraordinary business.

8 Disposal recommendations report September 2018

Cr C Darby left the meeting at 11.22am

Cr C Darby returned to the meeting at 11.27am.

Resolution number FIN/2018/136

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

That the Finance and Performance Committee:

- a) approve subject to the satisfactory conclusion of any required statutory processes:
 - i) the revocation of the reserve status of the land at 30R Birmingham Road, Ōtara, more or less being Lot 31 DP 57902 as it is no longer required by Auckland Council for reserve purposes when assessed against council's open space acquisition and provision policies;
 - ii) the disposal of the land at 30R Birmingham Road, Ōtara, more or less being Lot 31 DP 57902 as it is no longer required by Auckland Council for reserve purposes when assessed against council's open space acquisition and provision policies; and
 - iii) the disposal of the land at 8 Hiwi Crescent, Stanmore Bay, comprised of an estate in fee simple more or less being Lot 106 DP 40314 (0.0809HA) contained in computer freehold register CT-15B/339;
- b) agree that final terms and conditions be approved under the appropriate delegations.

CARRIED UNANIMOUSLY

9 Finance and Performance Committee - Information Report - 18 September 2018

Resolution number FIN/2018/137

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

That the Finance and Performance Committee:

- a) receive the information report – 18 September 2018.

CARRIED

10 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

11 Procedural motion to exclude the public

Resolution number FIN/2018/138

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 Approval of and recommendation for adoption of the 2017/2018 Annual Report for Auckland Council and Group

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 detailed financial adjustments, assumptions and judgements that have impact on the financial results of the Auckland Council Group as at 30 June 2018 that require final Audit New Zealand sign-off and release to the New Zealand Stock Exchange	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 Auckland waste services

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.	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)(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 commercially sensitive information relating to a supplier's financial position which could prejudice council and the suppliers' position in negotiations.</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

11.28am The Chairperson, Councillor R Clow, left the meeting and vacated the chair. Deputy Chairperson, Cr D Simpson assumed the chair.

Cr W Walker left the meeting at 11.28am.

11.28am 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.

2.29pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Approval of and recommendation for adoption of the 2017/2018 Annual Report for Auckland Council and Group

Resolution number FIN/2018/125

MOVED by Deputy Chairperson D Simpson, seconded by Mayor P Goff:

That the Finance and Performance Committee

- a) note the confirmation by the Audit and Risk Committee that the audit process has been completed satisfactorily.
- b) agree to recommend adoption of the 2017/2018 Annual Report and Summary Annual Report to the Governing Body, subject to editorial and technical changes, including the changes suggested regarding the Independent Māori Statutory Board to the document, with any significant changes to be approved by the group chief financial officer and the chair of the Finance and Performance Committee.

- c) note that the draft 2017/2018 Annual Report and Summary Annual Report remains confidential subject to finalisation of disclosure items, final management review and receipt of the Independent Auditor's Report.
- d) agree that the draft 2017/p2018 Annual Report and Summary Annual Report, provided as attachments A-D, remains confidential. Following adoption by the Governing Body on 27 September 2018 and the release of the 2017/2018 Annual Report and Summary Annual Report on 28 September 2018 to the New Zealand Stock Exchange and the public, the adopted reports will be published on the Auckland Council website.
- e) agree that the decisions be restated in the open minutes.

C2 Auckland waste services

Resolution number FIN/2018/126

MOVED by Cr P Hulse, seconded by IMSB Chair D Taipari:

That the Finance and Performance Committee:

- f) note that this report, the resolutions and all attachments should remain confidential until reasons for confidentiality no longer exist.

2.29pm

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:.....