

Komiti Mahi Āta Torotoro Rawa / Strategic Procurement Committee

OPEN MINUTES

Minutes of a meeting of the Strategic Procurement Committee held in Room 1, Level 26, 135 Albert Street, Auckland on Wednesday, 6 March 2019 at 9.33am.

PRESENT

Chairperson Deputy Mayor Cr Bill Cashmore
Members Cr Dr Cathy Casey
Cr Alf Filipaina
Cr Penny Hulse
Cr Daniel Newman, JP

ABSENT

Deputy Chairperson Cr Ross Clow
Cr Linda Cooper, JP
Ex-officio Mayor Hon Phil Goff, CNZM, JP

IN ATTENDANCE

Janelle George, Associate Director, PwC
Craig Rice, Partner, PwC

1 Apologies

Resolution number STR/2019/10

MOVED by Chairperson BC Cashmore, seconded by Cr P Hulse:

That the Strategic Procurement Committee:

- a) **accept the apology from Deputy Chairperson R Clow and Cr L Cooper for absence, and Mayor P Goff for absence on council business.**

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

Resolution number STR/2019/11

MOVED by Chairperson BC Cashmore, seconded by Cr C Casey:

That the Strategic Procurement Committee:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 7 February 2019, including the confidential section, as a true and correct record.**

CARRIED

4 Petitions

There were no petitions.

5 Public Input

5.1 Public input - First Union

Note: changes to the original motion were incorporated with the agreement of the meeting.

Denise Roche, National Organiser, Transport, Logistics, Manufacturing FIRST Union, and Oliver Christeller, Senior Solicitor, FIRST Union, gave a verbal presentation about how procurement decisions impact workers in the waste and recycling sector.

Resolution number STR/2019/12

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

That the Strategic Procurement Committee:

- a) **receive the public input from Denise Roche, National Organiser, Transport, Logistics, Manufacturing FIRST Union, and Oliver Christeller, Senior Solicitor, FIRST Union, about how procurement decisions impact workers in the waste and recycling sector, and thank them for attending.**

CARRIED

6 Local Board Input

There was no local board input.

7 Extraordinary Business

There was no extraordinary business.

8 Update on the 36th America's Cup infrastructure procurement

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

Resolution number STR/2019/13

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

That the Strategic Procurement Committee:

- a) **note the information contained in this update on procurement of the 36th America's Cup infrastructure and other related projects in the area.**

CARRIED

Attachments

- A 6 March 2019 - Strategic Procurement Committee - Item 8 - Update on the 36th America's Cup infrastructure procurement - presentation

9 Update on the St Marys Bay and Masefield Beach improvement project

Resolution number STR/2019/14

MOVED by Cr P Hulse, seconded by Cr A Filipaina:

That the Strategic Procurement Committee:

- a) **note the information contained in this report, on the St Marys Bay and Masefield Beach improvement project, enables transparency on the topic due for discussion in the public excluded part of the meeting.**
- b) **note that the confidential report contains information that could prejudice council's position in negotiations with suppliers.**

CARRIED

10 Update on the Daldy Street outfall extension project

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

Resolution number STR/2019/15

MOVED by Chairperson BC Cashmore, seconded by Cr P Hulse:

That the Strategic Procurement Committee:

- a) **note the information contained in this report, on the Daldy Street outfall extension project, enables transparency on the topic due for discussion in the public excluded part of the meeting.**
- b) **note that the confidential report contains information that could prejudice council's position in negotiations with suppliers.**

CARRIED

Attachments

- A 6 March 2019 - Strategic Procurement Committee - Item 10 - Update on the Daldy Street outfall extension project - presentation

11 Update on procurement of waste collection services

Resolution number STR/2019/16

MOVED by Cr P Hulse, seconded by Cr A Filipaina:

That the Strategic Procurement Committee:

- a) **note the information contained in this report, on procurement of waste collection services, enables transparency on the topic due for discussion in the public excluded part of the meeting.**
- b) **note that the confidential report contains information that could prejudice council's position in negotiations with suppliers.**

CARRIED

12 Information Report - 6 March 2019

Resolution number STR/2019/17

MOVED by Chairperson BC Cashmore, seconded by Cr P Hulse:

That the Strategic Procurement Committee:

- a) **receive the information report – 6 March 2019.**

CARRIED

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

14 Procedural motion to exclude the public

Resolution number STR/2019/18

MOVED by Chairperson BC 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.
- b) agree that Janelle George – Associate Director, PwC, and Craig Rice – Partner, PwC, be permitted to remain for Confidential Item C4: CONFIDENTIAL: Waste collections procurement plan, after the public has been excluded, because of their knowledge of waste collections, which will help the Strategic Procurement Committee in its decision-making.

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: Graffiti 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.	<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>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>

C2 CONFIDENTIAL: Supplier recommendations for St Marys Bay and Masefield Beach improvement project

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)(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 that may impact on council's position in negotiations with stormwater 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>

C3 CONFIDENTIAL: Supplier recommendations for Daldy Street outfall extension project

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 contains commercially sensitive information that could prejudice the council's position in negotiations with stormwater 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 CONFIDENTIAL: Waste collections procurement plan

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. 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 contains commercially sensitive information that could prejudice the council's position in negotiations with waste services 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.

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

10.29am 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.

12.18pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 CONFIDENTIAL: Graffiti Services Contracts

Resolution number STR/2019/19

MOVED by Chairperson BC Cashmore, seconded by Cr P Hulse:

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

C2 CONFIDENTIAL: Supplier recommendations for St Marys Bay and Masefield Beach improvement project

Resolution number STR/2019/20

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

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

C3 CONFIDENTIAL: Supplier recommendations for Daldy Street outfall extension project

Resolution number STR/2019/21

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

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

C4 CONFIDENTIAL: Waste collections procurement plan

Resolution number STR/2019/22

MOVED by Cr P Hulse, seconded by Cr A Filipaina:

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

12.18pm

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:.....