Minutes of a meeting of the Governing Body held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Thursday, 30 May 2019 at 9.32am.

PRESENT

Mayor
Hon Phil Goff, CNZM, JP
Deputy Mayor
Deputy Mayor Cr Bill Cashmore
Councillors
Cr Dr Cathy Casey
Cr Ross Clow
Cr Fa’anana Efeso Collins
Cr Linda Cooper, JP
Cr Chris Darby
Cr Alf Filipaina
Cr Hon Christine Fletcher, QSO
Cr Richard Hills
Cr Penny Hulse
Cr Mike Lee
Cr Daniel Newman, JP
Cr Greg Sayers
Cr Desley Simpson, JP
Cr Sharon Stewart, QSM
Cr Sir John Walker, KNZM, CBE
Cr Wayne Walker
Cr John Watson
Cr Paul Young

ABSENT

Councillor
Cr Josephine Bartley
1 **Affirmation**

His Worship the Mayor read the affirmation.

_Cr C Fletcher joined the meeting at 9.33am._

_Cr D Newman joined the meeting at 9.33am._

2 **Apologies**

Resolution number GB/2019/41

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

**That the Governing Body:**

a) accept the apology from Cr J Bartley for absence; Cr C Darby and Cr R Hills for lateness, on council business; and Cr C Casey and Cr G Sayers for early departure.

CARRIED

3 **Declaration of Interest**

There were no declarations of interest.

4 **Confirmation of Minutes**

Resolution number GB/2019/42

MOVED by Mayor P Goff, seconded by Cr L Cooper:

**That the Governing Body:**

a) confirm the ordinary minutes of its meeting, held on Thursday, 2 May 2019 and the extraordinary minutes of its meeting, held on Wednesday, 22 May 2019, as a true and correct record.

CARRIED

5 **Petitions**

There were no petitions.

6 **Public Input**

6.1 **Public Input: Infrastructure New Zealand Asia Trip March 2019**

It had been anticipated that Public Input Item 6.1 would be heard at Item 12 - Deputy Mayor’s Report on Trip to Singapore, Hong Kong, Beijing and Shanghai as part of the Building Cities: Infrastructure New Zealand Delegation. As the item was taken at the end of the meeting, the presenters were unable to remain and did not present.
7 Local Board Input

There was no local board input.

8 Extraordinary Business

There was no extraordinary business.

9 Notices of Motion

Under Standing Order 2.5.1 a Notice of Motion had been received from Cr Lee and Cr Watson for consideration under Item 14.

10 Approval of terms of reference for cultural heritage review stage two

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

Cr R Hills joined the meeting at 9.39am.
Cr W Walker joined the meeting at 9.41am.
Cr C Darby joined the meeting at 9.42am.
Cr Sir J Walker joined the meeting at 9.43am.
Cr R Clow joined the meeting at 9.50am.
Cr E Collins joined the meeting at 10.16am.

Resolution number GB/2019/43

MOVED by Mayor P Goff, seconded by Cr P Hulse:

That the Governing Body:

a) approve the terms of reference for stage two of the cultural heritage review

b) note that the five main institutions participating in the review (Auckland Art Gallery, Auckland War Memorial Museum, Museum of Transport and Technology, New Zealand Maritime Museum, and Stardome Observatory and Planetarium), Regional Facilities Auckland and the Mana Whenua Kaitiaki Forum all support the terms of reference and the collaborative review process which it establishes, and thank those organisations for their participation and commitment thus far.

CARRIED

Note: Pursuant to Standing Order 1.8.3, Cr M Lee requested that his abstention be recorded.

Attachments

A 30 May 2019, Governing Body: Item 10 - Approval of terms of reference for cultural heritage review stage two, Presentation

Cr P Hulse left the meeting at 10.25am.
11 Submission Approval - Building System Legislative Review: Discussion Paper

Cr P Hulse returned to the meeting at 10.31am.

Resolution number GB/2019/44

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

That the Governing Body:

a) approve the high-level summary of the council submission on the Ministry of Business, Innovation and Employment’s Building System Legislative Review discussion paper

b) delegate final approval of the submission to the Mayor, Chair of the Planning Committee and Chair of the Regulatory Committee.

CARRIED

Note: His Worship The Mayor accorded precedence to Item 16 – Procedural motion to exclude the public; Item C1 – Civic Administration Building – sale and redevelopment at this time.

16 Procedural motion to exclude the public

Resolution number GB/2019/45

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

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 Civic Administration Building - sale and redevelopment

<table>
<thead>
<tr>
<th>Reason for passing this resolution in relation to each matter</th>
<th>Particular interest(s) protected (where applicable)</th>
<th>Ground(s) under section 48(1) for the passing of this resolution</th>
</tr>
</thead>
<tbody>
<tr>
<td>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.</td>
<td>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.</td>
<td>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.</td>
</tr>
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</table>
In particular, Civic Lane Limited has spent significant time and investment to date and is still finalising its funding arrangements to undertake the redevelopment. Release of the information in the report and/or councillor’s debate on the development agreement and the redevelopment of the Civic Administration Building may affect Civic Lane Limited’s commercial position on pre-sales of the apartments and/or its funding approvals and the development agreement requires the parties to keep the development agreement and all information in relation to the redevelopment opportunity in confidence and breach of this obligation may result in Civic Lane Limited, or other like developers, from disclosing similar information.

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

Note: Pursuant to Standing Order 1.8.6, Cr W Walker requested that his dissenting vote be recorded.

11.40am 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.

3.06pm The public was re-admitted.

Cr Sir J Walker left the meeting at 3.07pm.

14 Notice of Motion - Councillor Lee - Civic Administration Building

Resolution number GB/2019/48

MOVED by Cr P Hulse, seconded by Deputy Mayor BC Cashmore:

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:

14 Notice of Motion - Councillor Lee - Civic Administration Building

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<td>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.</td>
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A division was called for, voting on which was as follows:

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<tr>
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<tr>
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<td>Cr P Young</td>
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The motion was declared **CARRIED** by 12 votes to 5.

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**

3.08pm 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.

3.40pm The public was re-admitted.

_Cr D Newman left the meeting at 3.41pm._
_Cr C Fletcher left the meeting at 3.41pm._
_Cr M Lee left the meeting at 3.41pm._

Note: From this point forward, agenda items were taken in the following order:

<table>
<thead>
<tr>
<th>Item</th>
<th>15</th>
<th>Consideration of Extraordinary Items</th>
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<tbody>
<tr>
<td>13</td>
<td>Summary of Governing Body information memorandum briefings and Forward Work Programme – 30 May 2019</td>
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<td>12</td>
<td>Deputy Mayor's Report on Trip to Singapore, Hong Kong, Beijing and Shanghai as part of the Building Cities: Infrastructure New Zealand Delegation</td>
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**15** Consideration of Extraordinary Items

There was no consideration of extraordinary items.
13 Summary of Governing Body information memorandum, briefings and Forward Work Programme - 30 May 2019

Resolution number GB/2019/51

MOVED by Cr D Simpson, seconded by Cr R Hills:

That the Governing Body:

a) note the progress on the forward work programme.

CARRIED

12 Deputy Mayor’s Report on Trip to Singapore, Hong Kong, Beijing and Shanghai as part of the Building Cities: Infrastructure New Zealand Delegation

Resolution number GB/2019/52

MOVED by Deputy Mayor BC Cashmore, seconded by Cr R Clow:

That the Governing Body:

a) receive the written report (Attachment A of the agenda report) from Deputy Mayor Councillor Bill Cashmore, regarding his trip representing Auckland Council as part of the Building Cities: Infrastructure New Zealand delegation to Singapore, Hong Kong, Beijing and Shanghai undertaken 16 – 30 March 2019.

CARRIED

RESTATEMENTS

It was resolved while the public was excluded:

C1 Civic Administration Building - sale and redevelopment

Resolution number GB/2019/46

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

That the Governing Body:

a) receive the update on the Civic Administration Building.

b) agree that the resolution only be released but that the report and attachments remain confidential until the need for confidentiality no longer exists.

14 Notice of Motion - Councillor Lee - Civic Administration Building

Resolution number GB/2019/49

MOVED by Mayor P Goff, seconded by Cr E Collins:

That the Governing Body:

a) agree that the vote on Item 14 – Notice of Motion – Councillor Lee – Civic Administration Building be restated in the open part of the meeting.
Note: The voting record on Item 14 - Notice of Motion – Councillor Lee – Civic Administration Building is as follows:

MOVED by Cr M Lee, seconded by Cr J Watson:

That the Governing Body:

a) instruct Panuku – Development Auckland to suspend any sale or transfer of ownership of the historic City Administration Building until the Council has been provided with a full report of the commercial details of the proposed transaction, including the price, and how the outstanding heritage concerns relating to this Category A listed building have been resolved.

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The motion was declared LOST by 4 votes to 13.

3.44pm 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:..........................................................................................