Kōmiti Mō Te Kopou Me Te Arotake
Whakatutukitanga / Appointments and Performance Review Committee

OPEN MINUTES

Minutes of a meeting of the Appointments and Performance Review Committee held in the Room 1, Level 26, 135 Albert St, Auckland on Thursday, 5 December 2019 at 2.30pm.

PRESENT

Chairperson
Hon Phil Goff, CNZM, JP

Deputy Chairperson
Cr Hon Christine Fletcher, QSO

Members
Cr Chris Darby
Cr Alf Filipaina
Cr Richard Hills
Cr Desley Simpson, JP
IMSB Chair David Taipari

Ex-officio
Deputy Mayor Cr Bill Cashmore

Until 3.50pm,

Until 4.28pm, Item C5

Until 3.58pm, Item C5

ABSENT

Cr Pippa Coom
1 Apologies

Resolution number APR/2019/1

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

That the Appointments and Performance Review Committee:

a) accept the apologies from Cr Pippa Coom for absence on council business, Cr Desley Simpson and Cr Christine Fletcher for early departure on council business.

CARRIED

2 Declaration of Interest

There were no declarations of interest.

3 Confirmation of Minutes

There are no minutes to be confirmed.

4 Petitions

There were no petitions.

5 Public Input

There was no public input.

6 Local Board Input

There was no local board input.

7 Extraordinary Business

There was no extraordinary business.

8 Process for the appointment of board members to the Auckland Regional Amenities Funding Board

Note: a change to the original motion, adding new clause b), was made with the agreement of the meeting.

Resolution number APR/2019/2

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

That the Appointments and Performance Review Committee:

a) note that a confidential report is included in the agenda and provides information regarding the three board members appointed by Auckland Council whose appointment term expires on 31 May 2020.

b) agree that the process for appointing members to the Auckland Regional Amenities Funding Board will be consistent with council’s appointment and remuneration policy for board members of council organisations.

c) note that the report is confidential due to the personal information contained in them and the final appointment decisions will be made publicly available at the conclusion of the Auckland Regional Amenities Funding Board appointment process.

CARRIED
9  Process for the appointment of directors to Auckland’s council-controlled organisations
Resolution number APR/2019/3

MOVED by Mayor P Goff, seconded by Cr D Simpson:
That the Appointments and Performance Review Committee:
   a) approve the board appointment process for the council-controlled organisations and council organisations in this agenda
   b) note that the following confidential reports are included in the agenda and provide information regarding the:
      i) appointments of a chair and a director to the board of Auckland Transport
      ii) appointment of a trustee to the Community Education Trust (COMET)
      iii) appointment of two board members on Auckland Airport Community Trust (AACT).
   c) note that these reports are confidential due to the personal information contained in them and the final appointment decisions will be made publicly available at the conclusion of the appointment process.

CARRIED

10 Appointment of board interns to Auckland’s council-controlled organisations
Resolution number APR/2019/4

MOVED by Mayor P Goff, seconded by Deputy Mayor BC Cashmore:
That the Appointments and Performance Review Committee:
   a) approve delegation of final advertising and briefs to the Manager, CCO Governance and External Partnerships
   b) approve the composition of the selection panel for board intern appointments as follows:
      i) a director-mentor appointed by each council-controlled organisation
      ii) an Independent Māori Statutory Board member
      iii) Councillor Josephine Bartley.

CARRIED

11 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

12 Procedural motion to exclude the public
Resolution number APR/2019/5

MOVED by Mayor P Goff, seconded by Cr C Fletcher:
That the Appointments and Performance Review 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:

<table>
<thead>
<tr>
<th></th>
<th>CONFIDENTIAL: Appointment of board members to the Auckland Airport Community Trust</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Reason for passing this resolution in relation to each matter</td>
</tr>
<tr>
<td>C1</td>
<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>
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<td></td>
<td>Reason for passing this resolution in relation to each matter</td>
</tr>
<tr>
<td>C2</td>
<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>
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<td>Reason for passing this resolution in relation to each matter</td>
</tr>
<tr>
<td>C3</td>
<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>
</tr>
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</table>
## C4 CONFIDENTIAL: Board appointments to Auckland Regional Amenities Funding Board

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<th>Ground(s) under section 48(1) for the passing of this resolution</th>
</tr>
</thead>
<tbody>
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<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)(a) - The witholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person. In particular, the report contains private information about board members on the Auckland Regional Amenities Funding board and their potential reappointment or retirement.</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>
</tbody>
</table>

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

2.35pm 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.

4.53pm The public was re-admitted.

## C5 CONFIDENTIAL: Setting the Chief Executive’s Performance Objectives

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<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)(a) - The witholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person. s7(2)(i) - The witholding 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 information that relates to the setting of performance objectives that have yet to be agreed with the Chief Executive, and the committee may discuss matters relating to the Chief Executive’s current performance.</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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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

2.35pm 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.

4.53pm The public was re-admitted.
RESTATEMENTS

It was resolved while the public was excluded:

**C1** CONFIDENTIAL: Appointment of board members to the Auckland Airport Community Trust

Resolution number APR/2019/6

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

c) agree that the report and attachments will remain confidential due to the private information relating to individuals contained in the report
d) note that at the conclusion of the appointment process the decisions will be made publicly available.

**C2** CONFIDENTIAL: Appointment of directors to Auckland's council-controlled organisations

Resolution number APR/2019/7

MOVED by Cr C Fletcher, seconded by IMSB Chair D Taipari:

f) agree that the report and attachments will remain confidential due to the private information relating to individuals contained in the report
g) note that at the conclusion of the appointment process the decisions will be made publicly available.

**C3** CONFIDENTIAL: Appointment of board member to COMET (Community Education Trust) Auckland

Resolution number APR/2019/8

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

b) agree that the report and attachments will remain confidential due to the private information relating to individuals contained in the report
c) note that at the conclusion of the appointment process the decisions will be made publicly available.

**C4** CONFIDENTIAL: Board appointments to Auckland Regional Amenities Funding Board

Resolution number APR/2019/9

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

i) note that the report and attachments will remain confidential, and that at the conclusion of the appointment process the decisions will be made publicly available. The report must stay confidential due to the information relating to individuals contained in the report.

**C5** CONFIDENTIAL: Setting the Chief Executive's Performance Objectives

Resolution number APR/2019/10

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

c) agree that there be no restatement of the resolutions, report and attachments.
4.53 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 APPOINTMENTS AND PERFORMANCE REVIEW COMMITTEE HELD ON

DATE: ...........................................................................................................

CHAIRPERSON: .....................................................................................