

I hereby give notice that an extraordinary meeting of the Governing Body will be held on:

Date: Wednesday, 12 February 2020
Time: 11.30am or at the conclusion of the Extraordinary Finance and Performance Committee meeting whichever is later
Meeting Room: Reception Lounge
Venue: Auckland Town Hall
301-305 Queen Street
Auckland

Tira Kāwana / Governing Body

OPEN AGENDA

MEMBERSHIP

Mayor	Hon Phil Goff, CNZM, JP	
Deputy Mayor	Deputy Mayor Cr Bill Cashmore	
Councillors	Cr Josephine Bartley	Cr Richard Hills
	Cr Dr Cathy Casey	Cr Tracy Mulholland
	Cr Fa'anana Efeso Collins	Cr Daniel Newman, JP
	Cr Pippa Coom	Cr Greg Sayers
	Cr Linda Cooper, JP	Cr Desley Simpson, JP
	Cr Angela Dalton	Cr Sharon Stewart, QSM
	Cr Chris Darby	Cr Wayne Walker
	Cr Alf Filipaina	Cr John Watson
	Cr Christine Fletcher, QSO	Cr Paul Young
	Cr Shane Henderson	

(Quorum 11 members)

Sarndra O'Toole
Kaiarataki Kapa Tohutohu Mana Whakahaere /
Team Leader Governance Advisors

4 February 2020

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Terms of Reference

Those powers which cannot legally be delegated:

- (a) the power to make a rate
- (b) the power to make a bylaw
- (c) the power to borrow money, or purchase or dispose of assets, other than in accordance with the Long-Term Plan
- (d) the power to adopt a long-term plan, annual plan, or annual report
- (e) the power to appoint a chief executive
- (f) the power to adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the long-term plan or developed for the purpose of the local governance statement
- (g) the power to adopt a remuneration and employment policy

Additional responsibilities retained by the Governing Body:

- (h) approval of long-term plan or annual plan consultation documents, supporting information and consultation process prior to consultation
- (i) approval of a draft bylaw prior to consultation
- (j) resolutions required to be made by a local authority under the Local Electoral Act 2001, including the appointment of electoral officer
- (k) adoption of, and amendment to, the Committee Terms of Reference, Standing Orders and Code of Conduct
- (l) relationships with the Independent Māori Statutory Board, including the funding agreement and appointments to committees
- (m) overview of and decisions relating to any CCO review including the implementation of any resulting changes to CCOs
- (n) oversight of work programmes of all committees of the governing body.

Exclusion of the public – who needs to leave the meeting

Members of the public

All members of the public must leave the meeting when the public are excluded unless a resolution is passed permitting a person to remain because their knowledge will assist the meeting.

Those who are not members of the public

General principles

- Access to confidential information is managed on a “need to know” basis where access to the information is required in order for a person to perform their role.
- Those who are not members of the meeting (see list below) must leave unless it is necessary for them to remain and hear the debate in order to perform their role.
- Those who need to be present for one confidential item can remain only for that item and must leave the room for any other confidential items.
- In any case of doubt, the ruling of the chairperson is final.

Members of the meeting

- The members of the meeting remain (all Governing Body members if the meeting is a Governing Body meeting; all members of the committee if the meeting is a committee meeting).
- However, standing orders require that a councillor who has a pecuniary conflict of interest leave the room.
- All councillors have the right to attend any meeting of a committee and councillors who are not members of a committee may remain, subject to any limitations in standing orders.

Independent Māori Statutory Board

- Members of the Independent Māori Statutory Board who are appointed members of the committee remain.
- Independent Māori Statutory Board members and staff remain if this is necessary in order for them to perform their role.

Staff

- All staff supporting the meeting (administrative, senior management) remain.
- Other staff who need to because of their role may remain.

Local Board members

- Local Board members who need to hear the matter being discussed in order to perform their role may remain. This will usually be if the matter affects, or is relevant to, a particular Local Board area.

Council Controlled Organisations

- Representatives of a Council Controlled Organisation can remain only if required to for discussion of a matter relevant to the Council Controlled Organisation.

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1 Affirmation

His Worship the Mayor will read the affirmation.

2 Apologies

At the close of the agenda no apologies had been received.

3 Declaration of Interest

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

4 Petitions

There is no petitions section.

5 Public Input

There is no public input section.

6 Local Board Input

There is no local board input section.

7 Extraordinary Business

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“An item that is not on the agenda for a meeting may be dealt with at that meeting if-

- (a) The local authority by resolution so decides; and
- (b) The presiding member explains at the meeting, at a time when it is open to the public,-
 - (i) The reason why the item is not on the agenda; and
 - (ii) The reason why the discussion of the item cannot be delayed until a subsequent meeting.”

Section 46A(7A) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“Where an item is not on the agenda for a meeting,-

- (a) That item may be discussed at that meeting if-
 - (i) That item is a minor matter relating to the general business of the local authority; and
 - (ii) the presiding member explains at the beginning of the meeting, at a time when it is open to the public, that the item will be discussed at the meeting; but
- (b) no resolution, decision or recommendation may be made in respect of that item except to refer that item to a subsequent meeting of the local authority for further discussion.”

Adoption of the Draft Tūpuna Maunga o Tāmaki Makaurau Authority Operational Plan 2020/2021 and summary

File No.: CP2020/00423

Te take mō te pūrongo Purpose of the report

1. To adopt the Draft Tūpuna Maunga o Tāmaki Makaurau Authority Plan 2020/2021 and summary.

Whakarāpopototanga matua Executive summary

2. Section 60 of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 requires the Tūpuna Maunga o Tāmaki Makaurau Authority (Tūpuna Maunga Authority) and Auckland Council to annually agree an operational plan as part of the annual or long-term plan process. This requires the council to consult on a summary of the Draft Tūpuna Maunga o Tāmaki Makaurau Operational Plan (the Draft Tūpuna Maunga Plan).
3. A joint meeting of the Tūpuna Maunga Authority and the council will be scheduled on 29 April 2020 to consider feedback relating to the Draft Tūpuna Maunga plan.
4. The Tūpuna Maunga Authority will meet on 10 February 2020 to approve and adopt the Draft Tūpuna Maunga Plan and a summary of the Draft Tūpuna Maunga Plan.
5. A summary of the Draft Tūpuna Maunga Plan will be included in the consultation material for the Annual Budget 2020/2021.
6. The Tūpuna Maunga Authority will meet in May 2020 to adopt the final Tūpuna Maunga Plan before the Governing Body meets in June 2020. The Governing Body is also required to adopt the final Tūpuna Maunga Plan.

Ngā tūtohunga Recommendation/s

That the Governing Body:

- a) adopt the Draft Tūpuna Maunga Operational Plan 2020/2021 and summary for the purposes of consultation through the Annual Budget 2020/2021 process.

Horopaki Context

7. Auckland Council and the Tūpuna Maunga Authority must agree the Tūpuna Maunga Plan each year pursuant to section 60 of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014. A summary of the Draft Tūpuna Maunga Plan must be included in the annual plan consultation material

Tātaritanga me ngā tohutohu Analysis and advice

8. Each year a Tūpuna Maunga Plan is developed to provide a framework in which the council will carry out its functions for the routine management of the tūpuna maunga and administered lands for that financial year. The Tūpuna Maunga Plan must be prepared and adopted concurrently with the council's annual or long-term plan and must be included in summary form in the annual or long-term plan consultation documentation.

9. The Tūpuna Maunga Authority will meet on 10 February 2020 to adopt the Draft Tūpuna Maunga Plan and a summary of the Draft Tūpuna Maunga Plan. Content relating to the Draft Tūpuna Maunga Plan will be referred to in the consultation document and the summary of the Draft Tūpuna Maunga plan will be included in the Annual Plan 2020/2021 supporting information which will be circulated prior to the meeting. As the draft documents are being considered on 10 February 2020, any amendments will be advised.
10. Two consultation streams will be undertaken during the consultation period. An event for Tūpuna Maunga Authority members to receive spoken feedback on the Draft Tūpuna Maunga Plan will be held by the Tūpuna Maunga Authority at a date to be confirmed.
11. For its part the council will receive submissions during the consultation period. The various consultation feedback to the Tūpuna Maunga Authority and the council will be reviewed and reported to a joint workshop of the Tūpuna Maunga Authority and council on 29 April 2020.

Tauākī whakaaweawe āhuarangi **Climate impact statement**

12. The Tūpuna Maunga Integrated Management Plan sets out a number of integral values that set the direction for the care and protection of the Tūpuna Maunga. These include the values of Wairuatanga (spiritual value); Mana Aotūroa (cultural and heritage value); Takotoranga whenua (landscape value) and Mauri Pūnaha Hauropi (ecological and biodiversity value,) which protect these taonga and strengthen their resilience to climate change. The Tūpuna Maunga Operational Plan aligns with these values in the Integrated Management Plan

Ngā whakaaweawe me ngā tirohanga a te rōpū Kaunihera **Council group impacts and views**

13. The organisations that are part of the council group will have an opportunity to comment on the Draft Tūpuna Maunga Plan prior to the final plan being presented for adoption, and any feedback received will be presented to the Maunga Authority and the council for consideration.

Ngā whakaaweawe ā-rohe me ngā tirohanga a te poari ā-rohe **Local impacts and local board views**

14. The local boards will have an opportunity to provide their views on the Draft Tūpuna Maunga Plan during the annual budget process.

Tauākī whakaaweawe Māori **Māori impact statement**

15. The Tūpuna Maunga Authority is a tangible expression of a Treaty of Waitangi-based partnership between Ngā Mana Whenua o Tāmaki Makaurau and Auckland Council. It is a vehicle through which the mana whenua worldview and historical, cultural and spiritual connections with the maunga will be given visibility and guide decision-making for the health and wellbeing of these important taonga.
16. A feedback event will be held by the Tūpuna Maunga Authority focusing on the Draft Tūpuna Maunga Plan. This event may be attended by Tūpuna Maunga Authority members including councillors and local board members on the Tūpuna Maunga Authority.

Ngā ritenga ā-pūtea **Financial implications**

17. The Draft Tūpuna Maunga Plan budget is provided for in the council's 10-year Budget 2018-2028.

Ngā raru tūpono me ngā whakamaurutanga Risks and mitigations

18. The final Tūpuna Maunga Plan 2020/2021 is necessary to support the council's routine management of the tūpuna maunga under the direction of the Tūpuna Maunga Authority. There would be a reputational risk to Māori outcomes and relationships if the council did not approve funding for the Tūpuna Maunga in the Auckland area. This could seriously affect council's ongoing relationships with mana whenua organisations of Tāmaki Makaurau.
19. If the final Tūpuna Maunga Plan 2020/2021 is approved there is a theoretical reputational risk in relation to any members of the community opposed to Treaty of Waitangi settlements / Co-governance entities involving Māori.

Ngā koringa ā-muri Next steps

20. Once the Draft Tūpuna Maunga o Tāmaki Makaurau Authority Plan 2020/2021 has been adopted by the Governing Body, a summary of the plan will be included in the consultation package for the 2020/2021 annual budget.

Ngā tāpirihanga Attachments

There are no attachments for this report.

Ngā kaihaina Signatories

Authors	Dominic Wilson - Head of Co-Governance Leigh Collecutt, Acting Head of Co-Governance
Authorisers	Phil Wilson - Governance Director Stephen Town - Chief Executive

Adoption of Consultation Material: Annual Budget 2020/2021

File No.: CP2020/00656

Te take mō te pūrongo Purpose of the report

1. To consider the recommendations of the 12 February 2020 Finance and Performance Committee regarding the Consultation Document and Supporting Information for the Annual Budget 2020/2021.

Whakarāpopototanga matua Executive summary

2. The recommendations will be provided after the Finance and Performance Committee meeting concludes.

Ngā tūtohunga Recommendation/s

That the Governing Body:

- a) consider the recommendations of 12 February 2020 Finance and Performance Committee regarding the Adoption of Consultation Materials and Supporting Information for the Annual Budget 2020/2021.

Ngā tāpirihanga Attachments

There are no attachments for this report.

Ngā kaihaina Signatories

Author	Sarndra O'Toole - Kaiarataki Kapa Tohutohu Mana Whakahaere / Team Leader Governance Advisors
Authoriser	Stephen Town - Chief Executive

Amendments to the Revenue and Financing Policy

File No.: CP2020/00657

Te take mō te pūrongo

Purpose of the report

1. To consider the recommendations of the 12 February 2020 Finance and Performance Committee regarding the Amendments to the Revenue and Financing Policy.

Whakarāpopototanga matua

Executive summary

2. The recommendations will be provided after the Finance and Performance Committee meeting concludes.

Ngā tūtohunga

Recommendation/s

That the Governing Body:

- a) consider the recommendations of 12 February 2020 Finance and Performance Committee regarding the Amendments to the Revenue and Financing Policy.

Ngā tāpirihanga

Attachments

There are no attachments for this report.

Ngā kaihaina

Signatories

Author	Sarndra O'Toole - Kaiarataki Kapa Tohutohu Mana Whakahaere / Team Leader Governance Advisors
Authoriser	Stephen Town - Chief Executive

Annual Budget 2020/2021 communication and engagement approach

File No.: CP2020/00733

Te take mō te pūrongo

Purpose of the report

1. To consider the recommendation of the 12 February 2020 Finance and Performance Committee regarding the Annual Budget 2020/2021 communication and engagement approach.

Whakarāpopototanga matua

Executive summary

2. The recommendations will be provided after the Finance and Performance Committee meeting concludes.

Ngā tūtohunga

Recommendation/s

That the Governing Body:

- a) consider the recommendations of 12 February 2020 Finance and performance Committee regarding the Annual Budget 2020/2021 communication and engagement approach.

Ngā tāpirihanga

Attachments

There are no attachments for this report.

Ngā kaihaina

Signatories

Author	Sarndra O'Toole - Kaiarataki Kapa Tohutohu Mana Whakahaere / Team Leader Governance Advisors
Authoriser	Stephen Town - Chief Executive