Minutes of a meeting of the Governing Body held remotely on Thursday, 27 August 2020 at 10.00am. The meeting can be viewed on the Auckland Council website at https://councillive.aucklandcouncil.govt.nz/

PRESENT

Mayor
Hon Phil Goff, CNZM, JP

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

Physically present
Until 3.03pm, Item 14

Councillors
Cr John Watson

From 10.07am, Item 7

ABSENT

Cr Paul Young

ALSO PRESENT

David Taipari, Chair Independent Maori Statutory Board

Note: All members attended the meeting via electronic link with the exception of the chair.
1 Affirmation

His Worship the Mayor will read the affirmation.

Note: a roll-call was conducted that ascertained the following councillors were in attendance by electronic link at the commencement of the meeting:

- Deputy Mayor BC Cashmore ✓ Cr S Henderson ✓
- Cr J Bartley ✓ Cr R Hills ✓
- Cr C Casey ✓ Cr T Mulholland ✓
- Cr E Collins ✓ Cr D Newman ✓
- Cr P Coom ✓ Cr G Sayers ✓
- Cr L Cooper ✓ Cr D Simpson ✓
- Cr A Dalton ✓ Cr S Stewart ✓
- Cr C Darby ✓ Cr W Walker
- Cr A Filipaina ✓ Cr J Watson ✓
- Cr C Fletcher ✓ Cr P Young

2 Apologies

Resolution number GB/2020/86

MOVED by Mayor P Goff, seconded by Cr D Simpson:
That the Governing Body:
   a) accept the apology from Cr P Young for absence.

   CARRIED ON VOICES

3 Declaration of Interest

There were no declarations of interest.

4 Confirmation of Minutes

Resolution number GB/2020/87

MOVED by Mayor P Goff, seconded by Cr D Simpson:
That the Governing Body:
   a) confirm the ordinary minutes of its meeting, held on Thursday, 30 July 2020, including the confidential section, as a true and correct record.

   CARRIED ON VOICES
5 Petitions

There were no petitions.

6 Public Input

There was no public input.

Cr W Walker joined the meeting at 10.07am

7 Local Board Input

There was no local board input.

8 Extraordinary Business

There was no extraordinary business.

9 COVID-19 briefing and Auckland Emergency Management status update

A written summary was provided. A copy has ben placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number GB/2020/88

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

That the Governing Body:

a) receive the report and thank Group Controller Emergency Management, Ian Maxwell, Director Executive Programmes and Phil Wilson, Group Recovery Manager for the briefing on the COVID-19 pandemic and the Auckland Emergency Management status update.

CARRIED ON VOICES

Attachments


Note: As per the Governing Body’s confidential resolution GB/2019/149 dated 12 December 2019, the Chair of the Independent Māori Statutory Board was in attendance to participate in Item 10 – Review of Auckland Council’s council-controlled organisations and Item 11 – Proposal to merge Auckland Tourism, Events and Economic Development and Regional Facilities Auckland Limited.

10 Review of Auckland Council’s council-controlled organisations

A document containing local board feedback had been circulated prior to the meeting. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Note: changes to original recommendation clauses f), j), k) and l) and the addition of new clause p) were made with the agreement of the meeting.
Resolution number GB/2020/89

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

That the Governing Body:

a) receive the Council-controlled Organisations Review report and thank the panel members: Miriam Dean (chair), Doug Martin and Leigh Auton for their work in undertaking the review.

b) thank the Council-controlled Organisations, stakeholders and public for supporting the review.

c) agree that responsibility for progressing the Council-controlled Organisations review implementation is delegated to Auckland Council’s chief executive and included in his performance objectives.

d) agree that the chief executive appoints a Council-controlled Organisations review implementation lead.

e) agree that a joint Council-controlled Organisations /council project implementation team is established to develop the work programme for implementing approved recommendations and overseeing implementation.

f) agree that the implementation team report on the programme and proposed approach and timing to the Council-controlled Organisations Oversight (CCO Oversight) Committee within three months.

g) agree that progress reports on implementing the programme are provided to the Council-controlled Organisations (CCO Oversight) Committee at 6-monthly intervals.

h) direct Council-controlled Organisations to report progress on relevant recommendations as part of their quarterly report to the Council-controlled Organisations (CCO Oversight) Committee.

i) direct Council-controlled Organisations boards to include in Council-controlled Organisations chief executive’s performance objectives and measures successfully implementing the relevant review recommendations, and programme of work to progress implementing the review.

j) agree in principle the Review’s recommendations in Table 1 of the agenda report and request the Auckland Council chief executive to implement.

k) agree in principle the Review’s recommendations listed in Table 2 of the agenda report and request the Auckland Council chief executive to work with CCO chief executive(s) to implement.

l) agree the Review’s recommendations listed in Table 3 of the agenda report require further analysis and request the Auckland Council chief executive to work with CCO chief executive(s) on how best to implement.

m) request the Panuku board to consider and report back on the Review’s recommendations 9 (how Panuku activities and investments contribute to meeting its performance targets) and 12 (Panuku reduces its overheads and adopts a more focused approach to redevelopment).

n) request Council-controlled Organisations to work with local boards to implement the Review’s recommendations 6 (AT to review how it designs, consults on, funds and implements minor capital works, including how it involves local boards in the design of its annual work programme), recommendation 34 (how they work together) and recommendation 53 (Council-controlled Organisations make more effort to coordinate on how they consult the community on and implement local projects).
o) note that local boards will be able to provide input on the other relevant Review recommendations as they are further developed for implementation

p) note different approaches, further development and improved detailed elaboration, taking into account Local Board feedback, may be applied to the implementation of the recommendations listed in Tables 1, 2 and 3 of the agenda report

CARRIED UNANIMOUSLY ON VOICES

Attachments

A 27 August 2020, Governing Body: Item 10 - Review of Auckland Council’s council-controlled organisations, Local Board Feedback

The meeting adjourned at 12.34pm and reconvened t 1.05pm.

Note: a roll-call was conducted that ascertained the following councillors were in attendance by electronic link when reconvened.

- Deputy Mayor BC Cashmore ✓ Cr S Henderson ✓
- Cr J Bartley ✓ Cr R Hills ✓
- Cr C Casey ✓ Cr T Mulholland ✓
- Cr E Collins ✓ Cr D Newman ✓
- Cr P Coom ✓ Cr G Sayers ✓
- Cr L Cooper Cr D Simpson ✓
- Cr A Dalton ✓ Cr S Stewart ✓
- Cr C Darby ✓ Cr W Walker ✓
- Cr A Filipaina Cr J Watson ✓
- Cr C Fletcher IMSB Chair D Taipari

11 Proposal to merge Auckland Tourism, Events and Economic Development and Regional Facilities Auckland Limited

Cr S Stewart returned to the meeting at 1.09 pm.
Cr L Cooper returned to the meeting at 1.12 pm.
Cr W Walker returned to the meeting at 1.13 pm.
Cr C Fletcher returned to the meeting at 1.14 pm.
Cr A Filipaina returned to the meeting at 1.18 pm.

Note: changes to original recommendation clause f) were made with agreement of meeting
Resolution number GB/2020/90

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

That the Governing Body:

a) agree that the option to merge ATEED and RFAL is the preferred option to achieve delivery of their current activities and functions, with a particular focus on a maximum of efficiency, improved service delivery and value for money in a post COVID-19 operating context.

b) agree to the establishment of a merged Council-controlled Organisation entity by amalgamating RFAL and ATEED, having taken into account the recommendations of the Council-controlled Organisation review independent panel and the analysis contained in this report.

c) delegate to the Auckland Council Chief Executive, on behalf of the council as shareholder, to write to the ATEED and RFAL boards requesting they undertake the merger.

d) delegate to the Auckland Council Chief Executive the ability to undertake all necessary steps and execute all necessary documents, on behalf of the council as shareholder, other than merged entity board appointments or name, to facilitate the transition to and establishment of the merged entity by 1 December 2020 and to support the ATEED and RFAL boards in executing the transition and merger process.

e) agree that the board appointment process for the merged entity is delegated to the Appointments and Performance Review Committee, which will establish the number of directors and the skills required.

f) agree that any appointment of and proposed salary for an interim or permanent Chief Executive Officer by the board of the merged entity is in consultation with the Mayor and Auckland Council Chief Executive and shall not be higher than the salary amount of the Chief Executive of Auckland Council.

g) agree the Council Controlled Organisations Oversight Committee (CCO Oversight) will approve a Statement of Intent for the merged entity covering the period 1 December 2020 to 30 June 2021 which will include the consolidation of the current performance measurement framework and budgets for ATEED and RFAL.

h) note any changes to the services provided or service levels for the merged entity will be considered as part of the long-term plan process.

CARRIED UNANIMOUSLY ON VOICES

IMSB Chair D Taipari left the meeting at 1.59 pm.
12  City Rail Link: Shareholder approval of Major Transaction

A letter had been circulated prior to the meeting. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number GB/2020/91

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

That the Governing Body:

a) grant shareholder approval to City Rail Link Limited to enter into the Project Alliance Agreement Variation Agreement, which will constitute a major transaction under the Companies Act 1993 and a material contract under the Project Delivery Agreement.

b) delegate the Auckland Council chief executive to sign any shareholder resolutions and other documents necessary to give effect to clause a) of the decision.

CARRIED

Attachments

A 27 August 2020, Governing Body: Item 12 - City Rail Link: Shareholder approval of Major Transaction, Letter

13  Ports of Auckland Statement of Corporate Intent 2020-2023

Note: changes were made to the original recommendation adding new clause b) i), ii), iii), iv) and v) with the agreement of the meeting.

Resolution number GB/2020/92

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

That the Governing Body:

a) approve the proposed shareholder comments in this report, relating to Ports’ vision and strategy review, emissions target, and mana whenua engagement measure

b) request that Ports of Auckland provide a written response on the following issues in advance of the September meeting between the board and the Governing Body:

i) Straddle automation project

A report on the automation project including detail of progress against the timetable, the date which the testing phase is expected to conclude, the actual cost compared to budget, actual and forecast job losses, when any increase in productivity will be effective and the anticipated impact of the project on POAL’s ability to provide further dividends. This should be updated in future quarterly reports.

ii) Financial management

The impact of COVID-19 on its business.

iii) Health and safety

An explanation of what is being done to improve health and safety, including evidence of staff engagement in improving health and safety, and the comments of stakeholders, including unions, on the work done to address any concerns.
iv) Carbon emissions
The Ports pathway to reducing carbon emissions

v) Dredged materials
Exploration of alternatives to dumping of dredged materials in the marine environment.

c) delegate to the Mayor and Deputy Mayor the approval of a letter to Ports of Auckland reflecting these comments.

CARRIED UNANIMOUSLY ON VOICES

14 Decision to opt in to the first stage of the national three waters reform programme

Deputy Mayor BC Cashmore left the meeting at 3.03 pm.

Resolution number GB/2020/93

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

That the Governing Body:

a) agree to participate in the initial stage of the government’s three waters service delivery reform programme

b) note that agreeing to participate does not commit Auckland Council to any reform options, and the council can opt out of the reform process at the end of the initial stage in June 2021

c) delegate to the Mayor and Auckland Council Chief Executive, if required, the authority to sign a memorandum of understanding with the Minister of Local Government setting out the terms of Auckland Council’s involvement in the initial stage of the reform programme

d) note that Auckland Council, Watercare and government officials are investigating an option for Watercare’s balance sheet to be separated from the council’s, which may (but is not guaranteed to) provide more capacity to borrow and invest in infrastructure

e) note that staff will assess options for Watercare’s balance sheet to be separated from the council’s and will provide more advice to the Governing Body

CARRIED ON VOICES

Note: Pursuant to Standing order 1.8.6, Cr W Walker requested his dissenting vote be recorded.
15  Relationship agreement with Watercare and Waikato entities regarding water

Resolution number GB/2020/94

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

That the Governing Body:

a) acknowledge the cooperation and goodwill of Waikato-Tainui, the Waikato River Authority and Waikato Regional Council in working constructively with Auckland Council and Watercare in relation to the current drought and water supply issues, and for entering into He Paiheretanga o Ngā Wai o Waikato

b) delegate to the Mayor, Deputy Mayor and Chief Executive the power to finalise and enter into He Paiheretanga o Ngā Wai o Waikato on behalf of Auckland Council.

CARRIED UNANIMOUSLY

16  Summary of Governing Body information memoranda and briefings (including the Forward Work Programme) - 27 August 2020

Resolution number GB/2020/95

MOVED by Cr C Fletcher, seconded by Cr A Dalton:

That the Governing Body:

a) note the progress on the forward work programme appended as Attachment A of the agenda report


CARRIED ON VOICES

17  Consideration of Extraordinary Items

There was no consideration of extraordinary items.

3.44 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 GOVERNING BODY HELD ON

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

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