
Kōmiti Aromātai Whakahaere Kaupapa Kei Raro I Te Maru O te Kaunihera / Council Controlled Organisation Oversight Committee

OPEN MINUTES

Minutes of an extraordinary meeting of the Council Controlled Organisation Oversight Committee held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street Auckland and via Microsoft Teams on 10 June 2022 at 2.01pm.

PRESENT

Chairperson	Deputy Mayor Cr Bill Cashmore	
Deputy Chairperson	Cr Angela Dalton	
Members	Cr Josephine Bartley	
	Cr Dr Cathy Casey	
	Cr Pippa Coom	
	Cr Linda Cooper, JP	Until 5.15pm, Item C1
	Cr Chris Darby	
	Cr Alf Filipaina, MNZM	
	Cr Christine Fletcher, QSO	Until 4.33pm, Item 10
	Mayor Hon Phil Goff, CNZM, JP	
	IMSB Member Hon Tau Henare	Until 3.45pm, Item 7
	Cr Shane Henderson	
	Cr Richard Hills	
	Cr Daniel Newman, JP	From 2.39pm, Item 7
	Cr Greg Sayers	
	Cr Desley Simpson, JP	
	Cr Sharon Stewart, QSM	
	IMSB Chair David Taipari	From 2.02pm
	Cr Wayne Walker	
	Cr John Watson	
	Cr Paul Young	

ABSENT

Cr Fa'anana Efeso Collins
Cr Tracy Mulholland

IN ATTENDANCE

Shane Ellison	Chief Executive, Auckland Transport
Mark Lambert	Executive General Manager, Integrated Networks, Auckland Transport
Nick Hill	Chief Executive, Tātaki Auckland Unlimited
Carl Gosbee	Chief Financial Officer, Eke Panuku
Amanda Singleton	Chief Customer Officer, Watercare
Jan Dawson	Board Chair, Ports of Auckland Limited
Roger Gray	Chief Executive, Ports of Auckland Limited

Note: a roll-call was conducted that ascertained the following members were in attendance at the commencement of the meeting:

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

IMSB Chair D Taipari entered the meeting at 2.02pm.

1 Apologies

Resolution number CCO/2022/18

MOVED by Deputy Mayor BC Cashmore, seconded by Cr A Dalton:

That the Council Controlled Organisation Oversight Committee:

a) **accept the apologies from:**

Absence

Cr T Mulholland

Lateness

Cr E Collins

Cr D Newman

CARRIED

Note: Subsequently, the meeting ended before Cr E Collins could attend.

2 Declaration of Interest

There were no declarations of interest.

3 Petitions

There were no petitions.

4 Public Input

There was no public input.

5 Local Board Input

There was no local board input.

6 Extraordinary Business

There was no extraordinary business.

7 Quarter Three Performance Reports 2021/2022 for Substantive Council-controlled Organisations and Ports of Auckland

Representatives of the Council-controlled Organisations were present to answer questions. A presentation was provided by Ports of Auckland Limited. A copy is attached to the official minutes and is available on the Auckland council website as a minutes attachment.

Cr D Newman entered the meeting at 2.39 pm.

IMSB Member T Henare left the meeting at 3.45 pm.

Resolution number CCO/2022/19

MOVED by Cr A Dalton, seconded by Cr L Cooper:

That the Council Controlled Organisation Oversight Committee:

- a) **receive the 2021/2022 third quarter reports of the substantive Council-controlled Organisations and Ports of Auckland Limited, provided as attachments A to F of the agenda report.**

CARRIED

Attachments

- A 10 June 2022, Council Controlled Organisation Oversight Committee: Item 7 - Quarter Three Performance Reports 2021/2022 for Substantive Council-controlled Organisations and Ports of Auckland, Ports of Auckland Limited presentation

8 Ports of Auckland Limited Letter of Expectation

Resolution number CCO/2022/20

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

That the Council Controlled Organisation Oversight Committee:

- a) **approve the proposed content for Auckland Council's letter of expectation to Ports of Auckland Limited.**
- b) **delegate authority to the Mayor and Deputy Mayor to finalise the letter of expectation and deliver the letter to the board of Ports of Auckland Limited.**

CARRIED

9 CCO Review recommendation on engagement and challenging decisions

Resolution number CCO/2022/21

MOVED by Deputy Mayor BC Cashmore, seconded by Cr A Dalton:

That the Council Controlled Organisation Oversight Committee:

- a) **note that in addressing recommendation 56 of the Council-Controlled Organisation Review staff have explored options to give ratepayers a more effective voice in what happens in Auckland and how to challenge CCO or council decisions with the findings set out in this report.**
- b) **note that for regulatory decisions, it would not be appropriate or legally possible for the council group to implement an alternative dispute resolution body with binding powers.**
- c) **agree that the council group already has a number of avenues for members of the public to raise complaints or issues relating to non-regulatory decisions, and that at this time there is no need to add additional dispute resolution mechanisms.**

CARRIED

Note: Under Standing Order 1.8.6, Cr S Henderson requested that his dissenting vote be recorded.

10 Liaison councillors' updates

Cr C Fletcher left the meeting at 4.35 pm.

Resolution number CCO/2022/22

MOVED by Cr R Hills, seconded by Cr P Young:

That the Council Controlled Organisation Oversight Committee:

- a) **receive the updates from liaison councillors to the Council Controlled Organisations.**

CARRIED

11 Summary of Council Controlled Organisation Oversight Committee information memoranda and briefings (including the forward work programme) - 24 May 2022

Resolution number CCO/2022/23

MOVED by Cr C Casey, seconded by Cr D Simpson:

That the Council Controlled Organisation Oversight Committee:

- a) **note the progress on the forward work programme appended as Attachment A of the agenda report**
- b) **receive the Summary of Council Controlled Organisation Oversight Committee information memoranda and briefings – 24 May 2022.**

CARRIED

12 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

13 Procedural motion to exclude the public

Resolution number CCO/2022/24

MOVED by Deputy Mayor BC Cashmore, seconded by Cr S Henderson:

That the Council Controlled Organisation Oversight 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:

C1 **CONFIDENTIAL: Stadiums operating model**

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
<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>	<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 which if made public could prejudice or disadvantage the commercial position of the entities which supplied it and their ability to undertake commercial activities.</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>

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

4.39 pm 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.

5.23pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 CONFIDENTIAL: Stadiums operating model

Resolution number CCO/2022/25

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

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

5.23pm

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 COUNCIL CONTROLLED
ORGANISATION OVERSIGHT COMMITTEE HELD
ON

DATE:.....

CHAIRPERSON:.....