

- d) *whakaae / agree subject to the Governing Body delegating responsibility for Ports of Auckland Limited Board appointments to the Performance and Appointments Committee, amend the Appointments and Remuneration Policy for Board Members of Council Organisations so that the Ports of Auckland Limited section mirrors the section for substantive CCOs*
- e) *tautapa /delegate to the Chair and Deputy Chair of Performance and Appointments Committee and the Chair of the IMSB authority to approve minor consequential amendments to the Appointment and Remuneration Policy for Board Members of Council Organisations to give effect to clause d).*
- f) *whakaae / agree to recommend to the Governing Body that the necessary steps are taken to amend the Ports of Auckland Limited constitution so that:*
 - i) *the term length for board members is up to three years. On expiry of the three-year term a director will be eligible for reappointment. No director will be appointed for more than three consecutive terms of three years*
 - ii) *the shareholder appoints the chair and deputy chair of the board.”*

Cr R Hills returned to the meeting at 1.26pm.

Cr K Leoni returned to the meeting at 1.26pm.

Cr C Darby returned to the meeting at 1.27pm.

Resolution number GB/2023/14

MOVED by Cr D Newman, seconded by Cr M Lee:

That the Governing Body:

- a) **whakaae / approve an amendment to the Governing Body Terms of Reference so that the Performance and Appointments Committee meets monthly**
- b) **tautapa / delegate decision-making responsibility to the Performance and Appointments Committee for appointments to, and removals from, the Ports of Auckland Limited board**
- c) **whakakore / revoke the delegation to the Ports of Auckland Limited Appointments Panel for appointments to the Ports of Auckland Limited board**
- d) **tautapa / delegate to the Director, Governance and CCO Partnerships power to make the necessary amendments to the Governing Body Terms of Reference to give effect to clauses a), b) and c)**
- e) **whakaae / approve amendments to the Ports of Auckland Limited constitution (subject to approval from the Minister of Transport) so that:**
 - i) **the term length for board members is up to three years. On expiry of the three-year term a director will be eligible for reappointment. No director will be appointed for more than three consecutive terms of three years**
 - ii) **the shareholder appoints the chair and deputy chair of the board**
- f) **tautapa / delegate to the Mayor to write to the Minister of Transport to seek approval for the changes to the Ports of Auckland Limited constitution**
- g) **tautapa / delegate to the Director, Governance and CCO Partnerships to make the required amendments to the Ports of Auckland Limited constitution, subject to approval by the Minister of Transport.**

CARRIED

11 Referred from the Audit and Risk Committee - Health, Safety and Wellbeing Report

At its meeting on 20 February 2023, the Audit and Risk Committee resolved as follows:

“Resolution number ARCCC/2023/9

MOVED by Member P Connell, seconded by Member C Crowley:

That the Audit and Risk Committee:

- a) tuhi ā-taipitopito / note the information in this reporting and associated health, safety, and wellbeing indicators*
- b) refer this report to the Governing Body and recommend that the Governing Body forwards this report to local boards for their information.”*

Resolution number GB/2023/15

MOVED by Deputy Mayor D Simpson, seconded by Cr J Fairey:

That the Governing Body:

- a) tuhi ā-taipitopito / note the Auckland Council's Health, Safety and Wellbeing (HSW) performance report (presented to the Audit and Risk Committee on [20 February 2023](#)) and any commentary from the Audit and Risk Committee**
- b) tuku ki tangata kē / forward the report to all local boards for their information.**

CARRIED

12 Te Whau Pathway Project - options to complete three areas

Resolution number GB/2023/16

MOVED by Cr S Henderson, seconded by Cr K Leoni:

That the Governing Body:

- a) tuhi ā-taipitopito / note the information about the Te Whau Pathway Project – options to complete three sections**
- b) tuhi ā-taipitopito / note the report in the confidential section of the agenda on options and potential future funding sources**
- c) tuhi ā-taipitopito / note that the report is confidential due to the financial implications under negotiation with central government, project partners and contractors.**

CARRIED

13 Summary of Governing Body and Committee information memoranda and briefings - 23 February 2023 including the Governing Body Forward Work Programme

Resolution number GB/2023/17

MOVED by Deputy Mayor D Simpson, seconded by Cr W Walker:

That the Governing Body:

- a) whiwhi / receive the Summary of Governing Body and other committee information memoranda and briefings – 23 February 2023.**

CARRIED

14 Te Whakaaro ki ngā Take Pūtea e Autaia ana | Consideration of Extraordinary Items

There was no consideration of extraordinary items.

15 Procedural motion to exclude the public

Resolution number GB/2023/18

MOVED by Deputy Mayor D Simpson, seconded by Cr K Leoni:

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 **CONFIDENTIAL: Te Whau Pathway Project - options to complete three areas**

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
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.	s7(2)(i) - The withholding 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 financial implications under negotiation with central government, project partners and contractors.	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.

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

1.47pm 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.

2.14pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 CONFIDENTIAL: Te Whau Pathway Project - options to complete three areas

Resolution number GB/2023/19

MOVED by Mayor W Brown, seconded by Cr S Henderson:

That the Governing Body:

Restatement

- d) whakaū / confirm that the resolutions, report, and attachments remain confidential until reasons for confidentiality no longer exist.

2.14 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:.....