
Komiti mō ngā Kopounga me Te Kounga o ngā Mahi / Performance and Appointments Committee

OPEN MINUTES

Minutes of a meeting of the Performance and Appointments Committee held in Room 1, Level 26, 135 Albert Street, Auckland on Tuesday, 14 May 2024 at 10.02am. A recording of the meeting is available here: <https://www.aucklandcouncil.govt.nz/about-auckland-council/how-auckland-council-works/meetings-council-bodies/Pages/webcasts-council-meetings.aspx>

TE HUNGA KUA TAE MAI | PRESENT

| | | |
|---------------------------|-----------------------------|------------------------|
| Chairperson | Cr Daniel Newman, JP | |
| Deputy Chairperson | Cr Mike Lee | |
| Members | Mayor Wayne Brown | |
| | Cr Christine Fletcher, QSO | Via electronic link |
| | | From 10.03am, Item 7.1 |
| | Cr Lotu Fuli | Until 11.28am |
| | Cr Richard Hills | From 10.14am, Item C1 |
| | Cr Greg Sayers | Via electronic link |
| | | Until 1.34pm, Item C3 |
| | Cr John Watson | Via electronic link |
| | Cr Maurice Williamson | Via electronic link |
| | Houkura Chair David Taipari | Via electronic link |

TE HUNGA ĀPITI KUA TAE MAI | ALSO PRESENT

Cr Kerrin Leoni

HE HUNGA ATU ANŌ I TAE MAI | IN ATTENDANCE

Richard Leggat

Auckland Transport Board Chair

1 Ngā Tamōtanga | Apologies

Resolution number PACCC/2024/25

MOVED by Chairperson D Newman, seconded by Mayor W Brown:

That the Performance and Appointments Committee:

a) **whakaae / accept the following apologies:**

Early Departure

Cr L Fuli – council business

Lateness

Cr R Hills – council business.

CARRIED

2 Te Whakapuaki i te Whai Pānga | Declaration of Interest

There were no declarations of interest.

3 Te Whakaū i ngā Āmiki | Confirmation of Minutes

Resolution number PACCC/2024/26

MOVED by Chairperson D Newman, seconded by Cr L Fuli:

That the Performance and Appointments Committee:

a) **whakaū / confirm the ordinary minutes of its meeting, held on [Tuesday, 16 April 2024](#), including the confidential section, as a true and correct record.**

CARRIED

4 Ngā Petihana | Petitions

There were no petitions.

5 Ngā Kōrero a te Marea | Public Input

There was no public input.

6 Ngā Kōrero a te Poari ā-Rohe Pātata | Local Board Input

There was no local board input.

7 Ngā Pakihi Autaia | Extraordinary Business

7.1 Extraordinary Business - Amendment of Selection Panel for Watercare Services Limited Chair

Cr C Fletcher joined the meeting at 10.03am.

Resolution number PACCC/2024/27

MOVED by Chairperson D Newman, seconded by Cr L Fuli:

That the Performance and Appointments Committee:

- a) **consider an extraordinary item “Amendment of Selection Panel for Watercare Services Limited Chair” at Item 11 – Consideration of Extraordinary Items of this agenda, noting:**
 - i) **the reason the matter was not on the agenda is that the need to replace a member was not known at the time that the agenda closed**
 - ii) **the reason why this matter cannot be delayed until a subsequent meeting is to enable the Selection Panel to make a recommendation on appointment to the June meeting of the committee.**

CARRIED

8 Process to make appointments to the boards of Council Organisations

Resolution number PACCC/2024/28

MOVED by Chairperson D Newman, seconded by Deputy Chairperson M Lee:

That the Performance and Appointments Committee:

- a) **tuhi ā-taipitopito / note the information about appointment processes contained in this report and note that reports on this agenda seek decisions regarding:**
 - i) **appointments to the board of Watercare Services Limited**
 - ii) **appointments to the board of Eke Panuku Development Auckland**
- b) **tuhi ā-taipitopito / note that these reports are confidential due to the personal information regarding candidates that they contain.**

CARRIED

9 Summary of Confidential Decisions and related information released into Open

Resolution number PACCC/2024/29

MOVED by Chairperson D Newman, seconded by Cr L Fuli:

That the Performance and Appointments Committee:

- a) **tuhi ā-taipitopito / note the confidential decisions and related information that is now publicly available:**
 - i) **Appointment to the board of Tāmaki Redevelopment Company**
 - ii) **Reappointments to the Auckland Regional Amenities Funding Board.**

CARRIED

10 Summary of Performance and Appointments Committee information memoranda, workshops and briefings (including the Forward Work Programme) - 14 May 2024

Resolution number PACCC/2024/30

MOVED by Chairperson D Newman, seconded by Cr M Williamson:

That the Performance and Appointments Committee:

- a) **tuhi ā-taipitopito / note the progress on the forward work programme appended as Attachment A of the agenda report**
- b) **whiwhi / receive the Summary of Performance and Appointments Committee information memoranda and briefings.**

CARRIED

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

11.1 Amendment of Selection Panel for Watercare Services Limited Chair

Resolution number PACCC/2024/31

MOVED by Chairperson D Newman, seconded by Cr L Fuli:

That the Performance and Appointments Committee:

- a) **kopou / appoint Cr Josephine Bartley to serve on the selection panel for the Watercare Services Limited Chair.**

CARRIED

12 Te Mōtini ā-Tukanga hei Kaupare i te Marea | Procedural motion to exclude the public

Resolution number PACCC/2024/32

MOVED by Chairperson D Newman, seconded by Cr G Sayers:

That the Performance and Appointments Committee:

- a) **whakaae / agree to 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: Appointment of directors to the Watercare Services Limited board

| 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)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person. In particular, the report contains personal information about candidates for the Watercare board. | 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. |

C2 CONFIDENTIAL: Shortlist of candidates for Eke Panuku Development Auckland Limited chair

| 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)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person. In particular, the report contains personal information regarding candidates for the Eke Panuku board. | 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. |

C3 CONFIDENTIAL: Auckland Transport Board Performance Review 2024

| 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)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person. s7(2)(c)(i) - The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied. In particular, the report contains information provided by the Auckland Transport Board in confidence and discussion of Board member performance. | 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

10.09am 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.

1.56pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 CONFIDENTIAL: Appointment of directors to the Watercare Services Limited board

Resolution number PACCC/2024/33

MOVED by Mayor W Brown, seconded by Houkura Chair D Taipari:

- b) whakaae / agree that the report will remain confidential due to the private information relating to individuals contained in the report
- c) tuhi ā-taipitopito / note that at the conclusion of the appointment process, the decisions on candidates appointed will be made publicly available.

C2 CONFIDENTIAL: Shortlist of candidates for Eke Panuku Development Auckland Limited chair

Resolution number PACCC/2024/34

MOVED by Cr L Fuli, seconded by Mayor W Brown:

- c) whakaae / agree that the report will always remain confidential due to the private information relating to individuals contained in the report
- d) tuhi ā-taipitopito / note that at the conclusion of the appointment process, the decisions on candidates appointed will be made publicly available.

C3 CONFIDENTIAL: Auckland Transport Board Performance Review 2024

Resolution number PACCC/2024/35

MOVED by Mayor W Brown, seconded by Chairperson D Newman:

That the Performance and Appointments Committee:

- a) whiwhi / receive the verbal update from Richard Leggat, Auckland Transport Chair

Restatement

- b) whakaae / agree that the decisions be released, but the report and attachments remain confidential.

1.56pm

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 PERFORMANCE AND
APPOINTMENTS COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....