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## Tira Hautū / Governing Body

# OPEN MINUTES

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Minutes of a meeting of the Governing Body held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Thursday, 30 May 2024 at 10.01am.

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### TE HUNGA KUA TAE MAI | PRESENT

<b>Mayor</b>	Wayne Brown	
<b>Deputy Mayor</b>	Cr Desley Simpson, JP	
<b>Councillors</b>	Cr Andrew Baker	
	Cr Josephine Bartley	
	Cr Angela Dalton	Via electronic link
	Cr Chris Darby	
	Cr Julie Fairey	
	Cr Alf Filipaina, MNZM	Via electronic link, From 10.08am, Item 4.1
	Cr Christine Fletcher, QSO	
	Cr Lotu Fuli	Via electronic link,
	Cr Shane Henderson	
	Cr Richard Hills	
	Cr Mike Lee	From 10.09am, Item 4.1 Until 5.41pm, Item 18
	Cr Kerrin Leoni	
	Cr Daniel Newman, JP	
	Cr Greg Sayers	Via electronic link
	Cr Sharon Stewart, QSM	Via electronic link
	Cr Ken Turner	From 10.18am, Item 6 Until 7.00pm, Item C2
	Cr Wayne Walker	
	Cr John Watson	
	Cr Maurice Williamson	Via electronic link

### TE HUNGA ĀPITI KUA TAE MAI | ALSO PRESENT

Cath Handley, Chair

Waiheke Local Board

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## 1 Ngā Tamōtanga | Apologies

Resolution number GB/2024/48

MOVED by Mayor W Brown, seconded by Cr A Baker:

**That the Governing Body:**

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

**Lateness**

**Cr K Turner**

**Early Departure**

**Cr A Dalton.**

**CARRIED**

Note: Subsequently, Cr A Dalton did not depart early.

## 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 GB/2024/49

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

**That the Governing Body:**

a) **whakaū / confirm the ordinary minutes of its meeting, held on [Thursday, 2 May 2024](#), and the extraordinary minutes of its meeting, held on [Thursday, 16 May 2024](#), as a true and correct record.**

b) **whakaū / confirm the minutes of the Budget Committee extraordinary meetings, held on [Wednesday, 6 December 2023](#), [Tuesday, 20 February 2024](#) and [Thursday, 16 May 2024](#), as a true and correct record.**

**CARRIED**

## 4 Ngā Kōrero a te Marea | Public Input

### 4.1 Public Input: Andrew Kingstone - Debt Collection

Andrew Kingstone from Gravity Credit addressed the Governing Body regarding debt collection.

A PowerPoint presentation was given in support of the item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

*Cr A Filipaina joined the meeting at 10.08am.*

*Cr M Lee entered the meeting at 10.09am.*

Resolution number GB/2024/50

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

**That the Governing Body:**

- a) **whiwhi / receive the public input from Andrew Kingstone of Gravity Credit regarding debt collection and whakamihi / thank him for attending**
- b) **whakaae / agree to refer the presentation to the Chief Executive for consideration.**

**CARRIED**

**Attachments**

- A 30 May 2024, Governing Body: Item 4.1 - Public Input: Andrew Kingstone - Debt Collection, Presentation

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

There was no local board input.

**6 Ngā Pakihi Autaia | Extraordinary Business**

Cr C Fletcher wanted to raise the matter of the closure of Smith & Caughey as this would have consequences on the Auckland CBD.

The Chief Executive agreed to look at the concerns and issues and undertook to advise if there was anything that could be done.

*Cr K Turner entered the meeting at 10.18am.*

**7 Status Update on Action Decisions from Governing Body 2 May 2024**

Resolution number GB/2024/51

MOVED by Deputy Mayor D Simpson, seconded by Cr C Fletcher:

**That the Governing Body:**

- a) **tuhi ā-taipitopito / note the status of decisions made at the 2 May 2024 meeting.**

**CARRIED**

**8 Chief Executive and Group Chief Financial Officer Update**

The monthly dashboard for April 2024 had been circulated prior to the meeting.

An information memorandum on the Rates Financial Assistance had also been circulated prior to the meeting.

Copies have been placed on the official minutes and are available on the Auckland Council website as minutes attachments.

*Cr L Fuli entered the meeting in person at 10.29am.*

The meeting adjourned at 10.29am and reconvened at 10.38am.

Resolution number GB/2024/52

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

**That the Governing Body:**

- a) **whiwhi / receive the information provided in this report, in the monthly financial dashboard circulated prior to the meeting and the verbal updates by the Chief Executive and Acting Group Chief Financial Officer.**

**CARRIED**

**Attachments**

- A 30 May 2024, Governing Body: Item 8 - Chief Executive and Group Chief Financial Officer Update, Monthly Dashboard
- B 30 May 2024, Governing Body: Item 8 - Chief Executive and Group Chief Financial Officer Update, Information Memorandum on Rates Financial Assistance

**9 Auckland Council Group and Auckland Council Quarterly Performance Reports for the nine months ended 31 March 2024**

A PowerPoint presentation was given in support of the item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

*Cr K Leoni left the meeting at 10.54am.*

*Cr M Lee left the meeting at 10.55am.*

*Cr W Walker left the meeting at 10.58am.*

*Cr W Walker returned to the meeting at 11.13am.*

Resolution number GB/2024/53

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

**That the Governing Body:**

- a) **whiwhi / receive the Auckland Council Group and Auckland Council quarterly performance reports for the nine months ended 31 March 2024.**

**CARRIED**

**Attachments**

- A 30 May 2024, Governing Body: Item 9 - Auckland Council Group and Auckland Council Quarterly Performance Reports for the nine months ended 31 March 2024, Presentation

**10 Recovery Office Update**

A PowerPoint presentation was given in support of the item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

*Cr M Lee returned to the meeting at 11.26am.*

Resolution number GB/2024/54

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

**That the Governing Body:**

- a) **tuhi-ā-taipitopito / note the update and progress with the Tāmaki Makaurau recovery programme.**

**CARRIED**

**Attachments**

A 30 May 2024, Governing Body: Item 10 - Recovery Office Update, Presentation

**11 Interim guidance for decisions on land acquired by Auckland Council as a result of the 2023 severe weather events**

A PowerPoint presentation was given in support of the item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

*Cr J Bartley left the meeting at 12.09pm.*

*Cr M Lee left the meeting at 12.33pm.*

*Cr D Newman left the meeting at 12.36pm.*

*Cr W Walker left the meeting at 12.36pm.*

Resolution number GB/2024/55

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

**That the Governing Body:**

- a) **whakaae / approve the proposed interim guidance for decisions on land acquired by Auckland Council as a result of the 2023 severe weather events in Attachment A of the agenda report, with the objective that storm-impacted land acquired by Auckland Council is managed responsibly, efficiently and effectively.**
- b) **tuhi ā-taipitopito / note that a policy and implementation plan for decisions on land acquired by Auckland Council as a result of the 2023 severe weather events will be presented to the Governing Body for approval.**
- c) **whakaae / agree that where decisions are required in relation to a specific site prior to the finalisation of the policy and implementation plan, such decisions will be made by the Chief Executive under existing delegations, having considered any feedback received from the Storm Recovery Political Advisory Group.**
- d) **tuhi ā-taipitopito / note that any decisions made by the Chief Executive under delegation in relation to specific sites will be reported to the Governing Body via the regular monthly Recovery Office update.**

**CARRIED**

**Attachments**

A 30 May 2024, Governing Body: Item 11 - Interim guidance for decisions on land acquired by Auckland Council as a result of the 2023 severe weather events, Presentation

## 12 Houkura - Independent Māori Statutory Board Funding Agreement for 2024/2025

*Cr W Walker returned to the meeting at 12.39pm.*  
*Cr D Newman returned to the meeting at 12.39pm.*  
*Cr M Lee returned to the meeting at 12.43pm.*

Resolution number GB/2024/56

MOVED by Mayor W Brown, seconded by Cr J Fairey:

**That the Governing Body:**

- a) **whakaae / approve the 2024/2025 funding agreement between Auckland Council and Houkura - Independent Māori Statutory Board, which comprises total direct funding of \$3,013,500 (operational expenditure).**
- b) **whakaae / approve that variations to the 2024/2025 funding agreement between Auckland Council and the Houkura - Independent Māori Statutory Board of no more than \$50,000 in the financial year can be agreed between the Chief Executive of the Auckland Council and the Chief Executive of the Houkura - Independent Māori Statutory Board, subject to budget being available to cover the variations.**
- c) **tuhi ā-taipitopito / note that following approval of the proposed funding by the Governing Body, the 2024/2025 funding agreement between Auckland Council and Houkura - Independent Māori Statutory Board will be finalised and signed by the Mayor and the council's Chief Executive and, the Chair and Chief Executive of Houkura - Independent Māori Statutory Board.**

**CARRIED**

The meeting adjourned at 12.55pm and reconvened at 1.30pm.

Cr R Hills and Cr S Henderson were not present.

*Cr J Bartley returned to the meeting at 1.30pm.*  
*Cr K Leoni returned to the meeting at 1.30pm.*

## 13 Approval of shareholder comments on CCO draft Statements of Intent 2024-2027

*Cr R Hills returned to the meeting at 1.32pm.*  
*Cr S Henderson returned to the meeting at 1.37pm.*

Resolution number GB/2024/57

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

**That the Governing Body:**

- a) **whakaae / approve the proposed shareholder comments on the draft statements of intent 2024–2027 for the four substantive and one non-substantive council-controlled organisations contained in this report, with any deletions or additions based on feedback at the meeting.**
- b) **whakaae / agree that the Mayor will prepare letters to be sent to Auckland Transport, Eke Panuku Development Auckland, Tātaki Auckland Unlimited and Watercare Services Limited containing the shareholder comments.**

- c) tautapa / delegate to the Manager, CCO Governance and External Partnerships, the authority to finalise the shareholder comments on the draft statement of intent for Contemporary Art Foundation.
- d) tuhi ā-taipitopito / note that staff will record any feedback at the meeting that relates to performance or operational issues, or issues of detail or wording, and ensure those are raised with the relevant council-controlled organisations.

**CARRIED**

#### 14 Local board reorganisation plan – public consultation

A PowerPoint presentation was given in support of the item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

*Cr D Newman left the meeting at 2.53pm.*

*Cr D Newman returned to the meeting at 3.03pm.*

*Cr C Darby left the meeting at 3.05pm.*

*Cr C Darby returned to the meeting at 3.15pm.*

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

That the Governing Body:

- a) whakaae / agree the recommendations of the Joint Governance Working Party, as follows:
  - i) whakaae / agree to consult with the public on options as below for a reorganisation of local boards in time for the 2025 elections alongside the review of representation arrangements.
    - A) 21 local boards (status quo)
    - B) 15 local boards
  - ii) whakaae / agree that if feedback from public consultation on the local board reorganisation option/s indicates that further work is required on components that could not be implemented for 2025, those components are progressed towards a 2028 implementation.
  - iii) tuhi ā-taipitopito / note that if Governing Body agrees to progress a local board reorganisation plan to public consultation, the material to support this engagement will be reported to the Governing Body for adoption at its 27 June meeting.
- b) whakaae / agree on the basis of staff advice and analysis to include 13 local boards in the public consultation options.

At 3.59pm, it was:

#### Extension of Meeting Time

Resolution number GB/2024/58

MOVED by Cr W Walker, seconded by Cr K Leoni:

That the Governing Body:

- a) whakaae / agree under Standing Order 1.1.3, that an extension of time be granted, until the business of the agenda is complete.

**CARRIED**



Debate continued.

Resolution number GB/2024/59

MOVED by Cr C Fletcher, seconded by Cr M Lee:

**That the Governing Body:**

- a) **whakaae / agree that, under Standing Order 1.6.7, the motion under debate now be put to a vote.**

Note: Under Standing Order 1.8.6, Cr Darby requested his dissenting vote be recorded.

The motion was put in parts.

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

That the Governing Body:

- a) whakaae / agree the recommendations of the Joint Governance Working Party, as follows:
- i) whakaae / agree to consult with the public on options as below for a reorganisation of local boards in time for the 2025 elections alongside the review of representation arrangements.
    - A) 21 local boards (status quo)
    - B) 15 local boards
  - ii) whakaae / agree that if feedback from public consultation on the local board reorganisation option/s indicates that further work is required on components that could not be implemented for 2025, those components are progressed towards a 2028 implementation.
  - iii) tuhi ā-taipitopito / note that if Governing Body agrees to progress a local board reorganisation plan to public consultation, the material to support this engagement will be reported to the Governing Body for adoption at its 27 June meeting.

A division was called for, voting on which was as follows:

<b><u>For</u></b>	<b><u>Against</u></b>	<b><u>Abstained</u></b>
Mayor W Brown	Cr A Baker	
Cr G Sayers	Cr J Bartley	
Deputy Mayor D Simpson	Cr A Dalton	
Cr S Stewart	Cr C Darby	
Cr M Williamson	Cr J Fairey	
	Cr A Filipaina	
	Cr C Fletcher	
	Cr L Fuli	
	Cr S Henderson	
	Cr R Hills	
	Cr M Lee	
	Cr K Leoni	
	Cr D Newman	
	Cr K Turner	
	Cr W Walker	
	Cr J Watson	

The motion was declared **LOST** by 5 votes to 16.

Clause b) was put.

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

That the Governing Body:

- b) whakaae / agree on the basis of staff advice and analysis to include 13 local boards in the public consultation options.

**LOST**

#### **Attachments**

- A 30 May 2024, Governing Body: Item 14 - Local board reorganisation plan – public consultation, Presentation

The meeting adjourned at 4.11pm and reconvened at 4.16pm.

### **15 Review of representation arrangements for the 2025 elections - initial proposal**

Note: changes were made to the original recommendation, adding new clauses g) and h) as a chairperson's recommendation.

MOVED by Cr J Fairey, seconded by Cr C Darby:

That the Governing Body:

- a) tuhi ā-taipitopito / note that it will formally resolve the Auckland Council initial proposal for representation arrangements at the Governing Body meeting on 27 June 2024 and that the recommendations below are so that officers can finalise the initial proposal in time for that meeting.

#### Ward boundary/representation changes

- b) whakaae / agree in principle that the initial proposal for Governing Body arrangements should include 20 councillors elected from current wards with the following changes as shown in Map 1 (paragraph 45):
  - i) all ward boundaries will be aligned with local board boundaries, including in the isthmus, except for:
    - A) the Eden Terrace area which is currently in the Waitematā Local Board area and Albert-Eden-Puketāpapa ward and which will remain as such
    - B) the Bayview and Unsworth Heights areas which will be transferred from the Albany ward into the North Shore Ward
  - ii) where there is a minor boundary change for a local board the relevant ward boundary will be aligned with the new local board boundary unless stated otherwise above
- c) whakaae / agree in principle that the council decide to not comply with the 10 percent rule for the North Shore ward as the degree of non-compliance is very minor (-10.01 percent) and achieving compliance by adding further areas from the Albany ward into the North Shore ward would compromise communities of interest.

Local Board boundary/representation changes

- d) whakaae / agree in principle that the initial proposal should include the current representation arrangements for all local boards except for the following changes:
  - i) the subdivisions in the Rodney Local Board will be, as shown in Map 2:
    - A) North Rural, 2 members
    - B) South Rural, 2 members
    - C) Warkworth, 2 members
    - D) Kumeū, 2 members
    - E) Dairy Flat, 1 member
  - ii) the total number of members on the Howick Local Board will increase from 9 members to 11 members. The subdivisions will be as shown in Map 3:
    - A) Howick, 3 members (no change)
    - B) Pakuranga, 3 members (no change)
    - C) Botany, 2 members (changed area)
    - D) Flat Bush, 3 members (new subdivision)
- e) whakaae / agree in principle that the council not comply with the 10 per cent rule for the following local boards for the reasons given in the report:
  - i) Hibiscus and Bays
  - ii) Maungakiekie-Tāmaki
  - iii) Ōtara-Papatoetoe
  - iv) Franklin
- f) whakaae / agree in principle the following minor changes to local board boundaries:
  - i) the boundary between the Upper Harbour and Devonport-Takapuna local boards will be changed so that all of Saunders Reserve is in the Upper Harbour Local Board area (Map 4)
  - ii) the boundary between Kaipātiki and Upper Harbour local boards will run along Sunset Road (Map 5)
  - iii) the boundary between Kaipātiki and Upper Harbour local boards in the vicinity of Kereru Reserve will be adjusted such that the parcel of land, Lot 3 DP 142477 (R 14 Kereru Grove), becomes part of the Upper Harbour Local Board area (Map 6).
  - iv) the boundary between Kaipātiki and Upper Harbour local boards will be adjusted to include the residential area of Bayview that is north of Glendhu Road in the Kaipātiki Local Board area, noting that meshblocks will need to be adjusted to avoid affecting any reserve area in the Upper Harbour Local Board area (Map 7).
  - v) the boundary between the Puketāpapa and Maungakiekie-Tāmaki local boards will be adjusted such all of Taumanu Reserve lies within the Maungakiekie-Tāmaki Local Board area (Map 8).

- d) whakaae / agree to undertake, alongside the representation arrangements consultation for 2025 local elections, an initial public consultation process on the regional structure of local boards, ahead of a later public consultation on a full local board reorganisation proposal to implement for the 2028 local elections
- e) tono / request the Chief Executive report to the Governing Body on the merits and options for undertaking a joint Auckland Council/Government review of the 2009 Local Government Auckland Council Act.

MOVED by Cr J Watson, seconded by Cr W Walker an amendment by way of replacement of clause b) i) B):

- B) the Bayview and Unsworth Heights areas which will be transferred from the Albany ward into the North Shore Ward, noting that this will require further advice from staff ahead of the June meeting.

The meeting adjourned at 4.33pm and reconvened at 4.34pm.

Discussion continued on the amendment.

The amendment was put:

Resolution number GB/2024/60

MOVED by Cr W Walker, seconded by Cr J Watson, Walker an amendment by way of replacement of clause b) i) B):

That the Governing Body:

- b) whakaae / agree in principle that the initial proposal for Governing Body arrangements should include 20 councillors elected from current wards with the following changes as shown in Map 1 (paragraph 45):
  - i) all ward boundaries will be aligned with local board boundaries, including in the isthmus, except for:
    - B) the Bayview areas which will be transferred from the Albany ward into the North Shore Ward, noting that this will require further advice from staff ahead of the June meeting.

**CARRIED**

Note: Under Standing Order 1.8.6, Mayor W Brown requested his abstention from voting, be recorded.

Discussion on the substantive motion continued.

The substantive motion was put.

Resolution number GB/2024/61

MOVED by Cr J Fairey, seconded by Cr C Darby:

**That the Governing Body:**

- a) **tuhi ā-taipitopito / note that it will formally resolve the Auckland Council initial proposal for representation arrangements at the Governing Body meeting on 27 June 2024 and that the recommendations below are so that officers can finalise the initial proposal in time for that meeting.**

**Ward boundary/representation changes**

- b) whakaae / agree in principle that the initial proposal for Governing Body arrangements should include 20 councillors elected from current wards with the following changes as shown in Map 1 (paragraph 45):
  - i) all ward boundaries will be aligned with local board boundaries, including in the isthmus, except for:
    - A) the Eden Terrace area which is currently in the Waitemātā Local Board area and Albert-Eden-Puketāpapa ward and which will remain as such
    - B) the Bayview area which will be transferred from the Albany ward into the North Shore Ward, noting that this will require further advice from staff ahead of the June meeting
  - ii) where there is a minor boundary change for a local board the relevant ward boundary will be aligned with the new local board boundary unless stated otherwise above
- c) whakaae / agree in principle that the council decide to not comply with the 10 percent rule for the North Shore ward as the degree of non-compliance is very minor (-10.01 percent) and achieving compliance by adding further areas from the Albany ward into the North Shore ward would compromise communities of interest.

**Local Board boundary/representation changes**

- d) whakaae / agree in principle that the initial proposal should include the current representation arrangements for all local boards except for the following changes:
  - i) the subdivisions in the Rodney Local Board will be, as shown in Map 2:
    - A) North Rural, 2 members
    - B) South Rural, 2 members
    - C) Warkworth, 2 members
    - D) Kumeū, 2 members
    - E) Dairy Flat, 1 member
  - ii) the total number of members on the Howick Local Board will increase from 9 members to 11 members. The subdivisions will be as shown in Map 3:
    - A) Howick, 3 members (no change)
    - B) Pakuranga, 3 members (no change)
    - C) Botany, 2 members (changed area)
    - D) Flat Bush, 3 members (new subdivision)
- e) whakaae / agree in principle that the council not comply with the 10 per cent rule for the following local boards for the reasons given in the report:
  - i) Hibiscus and Bays
  - ii) Maungakiekie-Tāmaki
  - iii) Ōtara-Papatoetoe
  - iv) Franklin

- f) **whakaae / agree in principle the following minor changes to local board boundaries:**
- i) **the boundary between the Upper Harbour and Devonport-Takapuna local boards will be changed so that all of Saunders Reserve is in the Upper Harbour Local Board area (Map 4)**
  - ii) **the boundary between Kaipātiki and Upper Harbour local boards will run along Sunset Road (Map 5)**
  - iii) **the boundary between Kaipātiki and Upper Harbour local boards in the vicinity of Kereru Reserve will be adjusted such that the parcel of land, Lot 3 DP 142477 (R 14 Kereru Grove), becomes part of the Upper Harbour Local Board area (Map 6).**
  - iv) **the boundary between Kaipātiki and Upper Harbour local boards will be adjusted to include the residential area of Bayview that is north of Glendhu Road in the Kaipātiki Local Board area, noting that meshblocks will need to be adjusted to avoid affecting any reserve area in the Upper Harbour Local Board area (Map 7).**
  - v) **the boundary between the Puketāpapa and Maungakiekie-Tāmaki local boards will be adjusted such all of Taumanu Reserve lies within the Maungakiekie-Tāmaki Local Board area (Map 8).**
- g) **whakaae / agree to undertake, alongside the representation arrangements consultation for 2025 local elections, an initial public consultation process on the regional structure of local boards, ahead of a later public consultation on a full local board reorganisation proposal to implement for the 2028 local elections**
- h) **tono / request the Chief Executive report to the Governing Body on the merits and options for undertaking a joint Auckland Council/Government review of the 2009 Local Government Auckland Council Act.**

**CARRIED**

Note: Under Standing Order 1.8.6, the following councillors requested their dissenting votes, be recorded:

- Cr J Bartley – against clause g)
- Cr A Filipaina – against clause g)
- Cr C Fletcher – against clause b)
- Deputy Mayor Cr D Simpson – against clause d) ii)
- Cr S Stewart – against clause d) ii)
- Cr M Williamson – against clause d) ii)

Note: Under Standing Order 1.8.6, Cr S Henderson requested his abstention to voting on clause g), be recorded.

## 16 Allocation of decision-making responsibilities for the non-regulatory activities of Auckland Council

A PowerPoint presentation was given in support of the item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number GB/2024/62

MOVED by Cr A Baker, seconded by Cr K Turner:

**That the Governing Body:**

- a) **whai / adopt the “Decision-making responsibilities of Auckland Council’s Governing Body and local boards” (Attachment A to the agenda report), recording the allocation of decision-making responsibility for non-regulatory activities between the Governing Body and local boards.**
- b) **whakaae / approve the “Decision-making responsibilities of Auckland Council’s Governing Body and local boards” for inclusion in the Long-term Plan 2024-2034.**
- c) **tautoko / support identified actions to give effect to allocation of decision-making.**
- d) **tuhi ā-taipitopito / note that work is underway to consider whether, from a policy perspective, local boards should be able to make both the acquisition and disposal decision as part of land exchanges and this will be considered through the next annual review of the allocation table or through the local board delegation protocols, which are due to be reviewed later this year.**
- e) **tuhi ā-taipitopito / note that the updated process for decision-making over stormwater activities will be reviewed with local boards in six months’ time and any issues arising will be considered through the next annual review of the allocation table or through the local board delegation protocols, which are due to be reviewed in quarter two, FY25.**

**CARRIED**

### **Attachments**

- A 30 May 2024, Governing Body: Item 16 - Allocation of decision-making responsibilities for the non-regulatory activities of Auckland Council, Presentation

## 17 Update on the Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Bill

MOVED by Cr K Turner, seconded by Cr K Leoni:

**That the Governing Body:**

- a) **whiwhi / receive the update on the proposed legislative changes to the Local Electoral Act 2001, the Local Government Electoral Legislation Act 2023 and the Local Electoral Regulations 2001 through the Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Bill.**

- b) whakaae / agree the direction for Auckland Council’s submission on the Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Bill, to include the following points:
  - i) Polls – submit in opposition of the reinstatement of the requirement to hold binding polls on whether to establish Māori wards so that councils can continue to determine their own governance arrangements as part of a representation review, after having consulted with Māori and the public
  - ii) Timeline and cost of polls – submit that at a cost of \$3.5 million, polls are an expensive mechanism to decide on Māori representation and that the existing representation review consultation mechanism is a better and more effective way for councils to determine their representation arrangements compared to polls
  - iii) That if the poll provisions are retained, polls are limited to being held in conjunction with an election in order to minimise costs to ratepayers
  - iv) Changes to the election timeline – submit in support of these changes as they mitigate the risk of a declining postal service
  - v) Local boards – submit that legislation be amended to provide for Māori seats on local boards using the existing parliamentary formula
- c) tautapa / delegate approval of the council submission on the Local Government (Electoral Legislation and Māori Ward and Māori Constituencies) Amendment Bill to:
  - i) Mayor W Brown
  - ii) Cr A Filipaina
  - iii) Cr K Leoni.
- d) tautapa / delegate a member of the Governing Body to speak to council’s submission.

The motion was put in parts as follows: clauses a), c) and d), followed by clause b).

Resolution number GB/2024/63

MOVED by Cr K Turner, seconded by Cr K Leoni:

**That the Governing Body:**

- a) **whiwhi / receive the update on the proposed legislative changes to the Local Electoral Act 2001, the Local Government Electoral Legislation Act 2023 and the Local Electoral Regulations 2001 through the Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Bill.**
- c) **tautapa / delegate approval of the council submission on the Local Government (Electoral Legislation and Māori Ward and Māori Constituencies) Amendment Bill to:**
  - i) **Mayor W Brown**
  - ii) **Cr A Filipaina**
  - iii) **Cr K Leoni**
- d) **tautapa / delegate a member of the Governing Body to speak to council’s submission.**

**CARRIED**



Resolution number GB/2024/64

MOVED by Cr K Turner, seconded by Cr K Leoni:

**That the Governing Body:**

- b) whakaae / agree the direction for Auckland Council's submission on the Local Government (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Bill, to include the following points:**
- i) Polls – submit in opposition of the reinstatement of the requirement to hold binding polls on whether to establish Māori wards so that councils can continue to determine their own governance arrangements as part of a representation review, after having consulted with Māori and the public**
  - ii) Timeline and cost of polls – submit that at a cost of \$3.5 million, polls are an expensive mechanism to decide on Māori representation and that the existing representation review consultation mechanism is a better and more effective way for councils to determine their representation arrangements compared to polls**
  - iii) That if the poll provisions are retained, polls are limited to being held in conjunction with an election in order to minimise costs to ratepayers**
  - iv) Changes to the election timeline – submit in support of these changes as they mitigate the risk of a declining postal service**
  - v) Local boards – submit that legislation be amended to provide for Māori seats on local boards using the existing parliamentary formula**

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr A Baker	Cr M Lee	
Cr J Bartley	Cr D Newman	
Mayor W Brown	Cr G Sayers	
Cr A Dalton	Deputy Mayor D Simpson	
Cr C Darby	Cr S Stewart	
Cr J Fairey	Cr W Walker	
Cr A Filipaina	Cr J Watson	
Cr C Fletcher	Cr M Williamson	
Cr L Fuli		
Cr S Henderson		
Cr R Hills		
Cr K Leoni		
Cr K Turner		

The motion was declared CARRIED by 13 votes to 8.

**CARRIED**

Note: Under Standing Order 1.8.6, Deputy Mayor Cr D Simpson requested her vote in favour of clause b) iii), be recorded.

**18 Delegated authority to make a submission to the Local Government (Water Services Preliminary Arrangements) Bill**

*Cr M Lee retired from the meeting at 5.41pm.*

Resolution number GB/2024/65

MOVED by Mayor W Brown, seconded by Deputy Mayor D Simpson:

**That the Governing Body:**

- a) **tautapa / delegate approval of the Auckland Council submission on the Local Government Water Services (Transitional Provisions) Bill to the Mayor, Deputy Mayor, Chair and Deputy Chair of the Planning, Environment and Parks Committee and a member of Houkura – Independent Māori Statutory Board.**
- b) **whakaae / agree that confidential reports, attachments and presentations related to the *Local Water Done Well* water reform be released once the Government has introduced their Local Government Water Services (Transitional Provisions) Bill into the House, as the need for confidentiality will no longer exist.**

**CARRIED**

Note: The Bill was introduced into the House on 30 May 2024. The documents referenced in clause b) have therefore been placed on the official minutes and are available on the Auckland Council website as minutes attachments.

**Attachments**

- A 30 May 2024, Governing Body: Item 18 - Delegated authority to make a submission to the Local Government (Water Services Preliminary Arrangements) Bill, Release of Confidential Information

**19 Referred from the Audit and Risk Committee - Health, Safety and Wellbeing Performance Report**

Resolution number GB/2024/66

MOVED by Deputy Mayor D Simpson, seconded by Cr A Baker:

**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 14 May 2024)**
- b) **tuku ki tangata kē / forward the report to all local boards for their information.**

**CARRIED**

**20 Referred from the Audit and Risk Committee - Enterprise Risk Update - May 2024**

Resolution number GB/2024/67

MOVED by Cr A Baker, seconded by Deputy Mayor D Simpson:

**That the Governing Body:**

- a) **tuhi ā-taipitopito / note:**
  - i) **the Enterprise Risk Update – May 2024 and strategic risks (presented to the Audit and Risk Committee on 14 May 2024)**
  - ii) **that the Audit and Risk Committee approved the Risk Appetite Statement of Auckland Council**
  - iii) **the risk workplan for 2024/2025**

**CARRIED**

**21 Joint Governance Working Party: Release of information considered from 2 February 2022 to 3 May 2024**

Resolution number GB/2024/68

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

**That the Governing Body:**

- a) **tuhi ā-taipitopito / note the information considered by the Joint Governance Working Party between 2 February 2023 and 3 May 2024, that is now publicly available.**

**CARRIED**

**22 Summary of Governing Body and Committee information memoranda and briefings (including the Forward Work Programme) - 30 May 2024**

Resolution number GB/2024/69

MOVED by Cr A Baker, seconded by Cr L Fuli:

**That the Governing Body:**

- a) **whiwhi / receive the Summary of Governing Body information memoranda and briefings (including the Forward Work Programme) – 30 May 2024.**

**CARRIED**

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

There was no consideration of extraordinary items.

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

Resolution number GB/2024/70

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

**That the Governing Body:**

- a) whakaae / agree to exclude the public from the following part(s) of the proceedings of this meeting.
- b) whakaae / agree that Mike Reid from Stanton Reid be permitted to remain for Confidential Item C2: Report from Stadium Venues Working Group after the public has been excluded, because of their knowledge of the subject matter which will help the Governing Body in its decision-making.

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: Referred from the Audit and Risk Committee - Enterprise Risk Update - May 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
<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)(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.</p> <p>In particular, the report contains detailed information on the mitigation activities of the strategic risks that could be detrimental to risk management objectives if in the public arena.</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>

**C2 CONFIDENTIAL: Report from Stadium Venues Working Group**

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.	<p>s7(2)(c)(i) - The withholding of the information is necessary protect information which is subject to an obligation of confidential 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.</p> <p>In particular, the report contains information relating to the evaluation of proposal submitted by proponents that are subject to an obligation of confidence.</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.

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr A Baker	Mayor W Brown	
Cr J Bartley	Cr C Fletcher	
Cr A Dalton	Cr G Sayers	
Cr C Darby	Cr S Stewart	
Cr J Fairey	Cr W Walker	
Cr A Filipaina	Cr J Watson	
Cr L Fuli	Cr M Williamson	
Cr S Henderson		
Cr R Hills		
Cr K Leoni		
Cr D Newman		
Deputy Mayor D Simpson		
Cr K Turner		

The motion was declared CARRIED by 13 votes to 7.

**CARRIED**

6.03pm 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.

7.17pm The public was re-admitted.

## **RESTATEMENTS**

It was resolved while the public was excluded:

### **C1 CONFIDENTIAL: Referred from the Audit and Risk Committee - Enterprise Risk Update - May 2024**

Resolution number GB/2024/72

MOVED by Cr C Fletcher, seconded by Cr L Fuli:

That the Governing Body:

- a) tuhi ā-taipitopito / note the Enterprise Risk Update – May 2024 (presented to the Audit and Risk Committee on 14 May 2024)
- b) whakaae / agree that the decision be transferred to the open minutes but the report and attachments remain confidential.

### **C2 CONFIDENTIAL: Report from Stadium Venues Working Group**

Resolution number GB/2024/71

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

That the Governing Body:

- a) tuhi ā-taipitopito / note the recommendation from the Stadium Venues Working group that council moves forward with feasibility studies on the status quo, Eden Park 2.1 (Eden Park Trust) and Te Tōangaroa/Quay Park (Te Tōangaroa Consortium) options, provided the proponents can complete this stage at no additional cost to ratepayer, reporting back within six (6) months.
- b) whakaae / agree that council does not wish to consider further the Wynyard Point (Auckland Stadium Development Consortium) and Arena Aotearoa / Bledisloe Wharf (Auckland Waterfront Consortium) proposals.
- c) whakaae / agree that council invite the proponents of Eden Park 2.1 (Eden Park Trust) and Te Tōangaroa/Quay Park (Te Tōangaroa Consortium) to undertake, at their own cost, feasibility studies to demonstrate their project's deliverability and relative merits, and report back on progress of these feasibility studies within six (6) months.
- d) tono / request that the Chief Executive:
  - i) undertake an appropriate assessment of the status quo option so that it can be compared with the other options;
  - ii) coordinate the feasibility work with the proponents, including appropriate liaison with Auckland Council, assurance and monitoring of the feasibility studies, and oversight of proponent engagement with the council group and CCO and agencies.

#### **Restatement**

- e) whakaae / agree that the decision, report and attachments will remain confidential until reasons for confidentiality no longer exist.

Note: Following the meeting, the CONFIDENTIAL: Report from Stadium Venues Working Group documents were made available on the Auckland Council website at the following link: [Auckland main stadium options invited to feasibility stage - OurAuckland \(aucklandcouncil.govt.nz\)](https://www.aucklandcouncil.govt.nz/OurAuckland)

The confidential agenda documents have been placed on the official open minutes and are now available on the Auckland Council website as minutes attachments.

**Attachments**

- A 30 May 2024, Governing Body: Item C2 - CONFIDENTIAL: Report from Stadium Venues Working Group, Release of Documents

7.17 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:**.....

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