

**MINUTES OF A MEETING OF THE FINANCE AND OPERATIONAL PERFORMANCE
COMMITTEE HELD IN THE COUNCIL CHAMBER AT WAITAKERE
CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON MONDAY, 11 MAY 2009,
COMMENCING AT 9.30 AM**

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CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON MONDAY, 11 MAY 2009,
COMMENCING AT 9.32 AM**

PRESENT:

Councillors RI Clow (Chairman)
JM Clews, QSO, JP (Deputy Chairman)
BA Brady, JP
MFP Chan, JP
LA Cooper, JP (from 9.41 am)
AK Corban, OBE, JP
RP Dallow, QPM, JP (until 11.12 am)
WW Flaunty, QSM, JP (until 11.45 am) (from 11.54 am)
PA Hulse (from 10.27 am until 10.48 am) (from 11.10 am)
MM Jolley (from 10.38 am)
JP Lawley, JP (from 10.51 am)
PG Mitchell
VS Neeson, JP

IN ATTENDANCE:

Director: Finance
Director: Corporate and Business Services
Deputy Director: Finance
Group Manager: Democracy and Support Services
Group Manager: Funds Management
Group Manager: Rates and Financial Transactions
Group Manager: Library & Information Services
Group Manager: Service Management
Manager: Financial Processes
Manager: Field Services
Manager: Waitakere Vehicle Testing Station
Migrant Information Co-ordinator
Management Accountant
Community Grants Officer
Committee Secretary: C Fernandes

**ALSO IN
ATTENDANCE:**

B Mogridge, Chairman, Waitakere City Holdings Limited and
Waitakere Enterprise Trust Board
B Taylor, Chairman, Waitakere Properties Limited
G Parker, CEO, Waitakere Properties Limited
J Wadsworth, CEO, Waitakere Enterprise Trust Board
J Hayden, Vice Chairperson, Waitakere Citizens Advice Bureau Inc.
B Guy, Manager, Massey Citizens Advice Bureau

PART A - OPENING OF MEETING

1 APOLOGIES

699/2009

MOVED by Cr Neeson, seconded Cr Flaunty:

That apologies from Cr Battersby for absence, Crs Jolley and Lawley for lateness be received and sustained.

CARRIED

2 URGENT BUSINESS

There was no Urgent Business.

3 CONFLICTS OF INTEREST

Elected Members were reminded via the agenda, of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member of the Council and any private or other external interest they might have.

4 CONFIRMATION OF MINUTES

700/2009

MOVED by Cr Clews, seconded Cr Chan:

The Finance and Operational Performance Committee resolved to:

Receive the minutes of the meeting of the Finance and Operational Performance Committee held on Monday, 6 April 2009, as circulated, and that they be taken as read and now be confirmed.

CARRIED

PART B - LEGAL AND CONSTITUTIONAL

5 AFFIXATION OF COMMON SEAL

701/2009

MOVED by Cr Neeson, seconded Cr Flaunty:

The Finance and Operational Performance Committee resolved to:

1. **Receive** the Affixation Of Common Seal report.
2. **Agree** that the action taken in affixing the Common Seal on the documents as set out in the agenda report be adopted.

CARRIED

PART C - FINANCE

6 OPERATING AND CAPITAL EXPENDITURE SUMMARY

702/2009

MOVED by Cr Mitchell, seconded Cr Flaunty:

The Finance and Operational Performance Committee resolved to:

1. **Receive** the Operating And Capital Expenditure Summary report.
2. **Direct** the Chief Executive Officer to ensure the recording of the cost to this Council of the Auckland Governance implementation process and report the costs incurred to the Finance and Operational Performance Committee on a monthly basis as a report.

9.41 am Cr Cooper entered the meeting.

CARRIED

PRECEDENCE OF BUSINESS

703/2009

MOVED by Cr Clow, seconded Cr Dallow:

That Item 11: Waitakere Properties Limited And Waitakere Enterprise Trust Board Reports For The Nine Months Ended 31 March 2009 be accorded precedence at this time.

CARRIED

11 WAITAKERE PROPERTIES LIMITED AND WAITAKERE ENTERPRISE TRUST BOARD REPORTS FOR THE NINE MONTHS ENDED 31 MARCH 2009

10.27 am Cr Hulse entered the meeting.

704/2009

MOVED by Cr Corban, seconded Cr Dallow:

The Finance and Operational Performance Committee resolved to:

Receive the Waitakere Properties Limited And Waitakere Enterprise Trust Board Reports For The Nine Months Ended 31 March 2009 report.

CARRIED

The Order of Business resumed at Item 7: Status Of Special Funds.

10.38 am Cr Jolley entered the meeting.

7 **STATUS OF SPECIAL FUNDS**

705/2009

MOVED by Cr Neeson, seconded Cr Clow:

The Finance and Operational Performance Committee resolved to:

Receive the Status Of Special Funds report.

CARRIED

10.48 am Cr Hulse left the meeting.

8 **BORROWING AND INVESTMENT REPORT**

10.51 am Cr Lawley entered the meeting.

706/2009

MOVED by Cr Dallow, seconded Cr Clews:

The Finance and Operational Performance Committee resolved to:

1. **Receive** the Borrowing And Investment Report.
2. **Approve** the Borrowing And Investment Report.

CARRIED

DECLARATION OF INTEREST

10.54 am Cr Clews declared an interest and withdrew from the table, taking no part in the debate or decision on Item 9: Payments Approved.

9 **PAYMENTS APPROVED**

707/2009

MOVED by Cr Neeson, seconded Cr Cooper:

The Finance and Operational Performance Committee resolved to:

Receive the Payments Approved report.

CARRIED

11.00 am Cr Clews returned to the table.

PART D - GENERAL

10 PERFORMANCE REPORT FOR THE NINE MONTHS ENDED 31 MARCH 2009

708/2009

MOVED by Cr Dallow, seconded Cr Jolley:

The Finance and Operational Performance Committee resolved to:

Receive the Performance Report For The Nine Months Ended 31 March 2009.

CARRIED

11 WAITAKERE PROPERTIES LIMITED AND WAITAKERE ENTERPRISE TRUST BOARD REPORTS FOR THE NINE MONTHS ENDED 31 MARCH 2009

This item was considered following Item 6: Operating and Capital Expenditure Summary.

12 WAITAKERE CITIZENS ADVICE BUREAU INCORPORATED ANNUAL REPORT 2007/2008

709/2009

MOVED by Cr Clews, seconded Cr Lawley:

11.10 am Cr Hulse returned to the meeting.

11.12 am Cr Dallow left the meeting.

The Finance and Operational Performance Committee resolved to:

Receive the Waitakere Citizens Advice Bureau Incorporated Annual Report 2007/2008.

CARRIED

13 ELECTED MEMBERS REMUNERATION AND EXPENSES INCLUDING MILEAGE 2009/2010

710/2009

MOVED by Cr Cooper, seconded Cr Corban:

The Finance and Operational Performance Committee resolved to:

Receive the Elected Members Remuneration And Expenses Including Mileage 2009/2010 report.

CARRIED

711/2009

MOVED by Cr Cooper, seconded Cr Corban:

The Finance and Operational Performance Committee resolved to:

Agree to reaffirm the retention of the same method of apportionment of the remuneration pool.

CARRIED

712/2009

MOVED by Cr Cooper, seconded Cr Corban:

The Finance and Operational Performance Committee resolved to:

Agree it be recommended to Council that the following salaries for Elected Members be recommended to the Remuneration Authority:

- Deputy Mayor - \$81,753;
- Chairmen of Committees:
 - Planning and Regulatory, Finance and Operational Performance, Infrastructure and Works, NorSGA Urban Development, and Culture and Community Committees - \$71,793.
- Chairmen of Other Committees:
 - Long Term Council Community Plan and Annual Plan Committee - \$68,625;
 - Policy and Strategy, Emergency Services Committees - 0;
 - Performance Review Committee - 0;
 - Tenders Subcommittee - 0;
 - Creative Communities Scheme Allocation Subcommittee - 0
- Deputy Chairmen:
 - Infrastructure and Works, Planning and Regulatory, and Culture and Community Committees - \$58,067.
- Other Councillors - \$55,333;
- Community Board Chairmen - \$25,299;
- Community Board Members - \$13,022.

CARRIED

NOTE: Pursuant to Standing Order 32.12, Cr Chan requested that his vote against the motion be recorded.

713/2009

MOVED by Cr Cooper, seconded Cr Corban:

The Finance and Operational Performance Committee resolved to:

Approve that a submission opposing the proposal to replace the payment of mileage allowance with the introduction of payment for travel time be forwarded to the Remuneration Authority and the fees and expenses, as approved by the Finance and Operational Performance Committee at its 9 March 2009 meeting, be reaffirmed.

CARRIED

714/2009

MOVED by Cr Cooper, seconded Cr Corban:

The Finance and Operational Performance Committee resolved to:

Agree it be recommended to the Long Term Council Community Plan and Annual Plan Committee that a further \$62,000 be allocated to the budget for Elected Member remuneration and expenses.

CARRIED

NOTE: Pursuant to Standing Order 32.12, Cr Chan requested that his vote against the motion be recorded.

ADJOURNMENT

715/2009

MOVED by Cr Clow, seconded Cr Clews:

That the meeting stand adjourned until 11.50 am.

CARRIED

11.45 am The meeting adjourned.

11.50 am The meeting reconvened. Crs Dallow and Flaunty were not present.

14 COMMUNITY ASSISTANCE GRANTS RESTRUCTURE

716/2009

MOVED by Cr Brady, seconded Cr Mitchell:

The Finance and Operational Performance Committee resolved to:

1. **Receive** the Community Assistance Grants Restructure report.
2. **Agree** to Option One, that the Community Assistance Funds return to having separate opening and closing dates to spread the funds throughout the year.

CARRIED

15 RECOMMENDATION FROM HENDERSON COMMUNITY BOARD

CHAIRMAN'S REPORT

717/2009

MOVED by Cr Clews, seconded Cr Jolley:

The Finance and Operational Performance Committee resolved to:

Agree that the Henderson Community Board endorses the decision that was resolved at the Finance and Operational Performance Committee meeting held on Monday, 9 March 2009 on the Remuneration Review as follows:

“The Finance and Operational Performance Committee resolved to:

Agree that in recognising the financial pressures on the community and the finances of the Council that an application be made to the Remuneration Authority requesting that they review the decision on salary payable to the Mayor and the remuneration pool payable to Councillors and Community Board Members for Waitakere so that no increase applies for the 2009-2010 year.”

339/2009

CARRIED

PART E - REPORTS FROM THE SUBCOMMITTEES

16 CREATIVE COMMUNITY SCHEME ALLOCATION SUBCOMMITTEE

CREATIVE COMMUNITIES SCHEME ALLOCATION - SECOND ROUND 2008/2009

718/2009

MOVED by Cr Corban, seconded Cr Brady:

The Finance and Operational Performance Committee resolved to:

1. **Approve** the allocation of funds to the second round 2008/2009 of the Creative Communities Scheme, according to criteria and available budget, from applicants as follows:

Applicant	Eligible	Funds Requested	Funds Allocated
Punanga Tauturu Kuki Airani	YES	\$3,520.00	\$0.00
Primal Youth Trust	YES	\$2,500.00	\$2,000.00
Violence Free Waitakere	YES	\$4,035.00	\$3,000.00
Waitakere Kiribati Community Association	YES	\$3,936.06	\$0.00
Waitakere Ranges Protection Society	YES	\$5,000.00	\$3,183.24
McLaren Park & Henderson South Community Initiative	YES	\$3,131.81	\$2,500.00
Mau Dance Limited	YES	\$5,000.00	\$0.00
A J Mclver	YES	\$903.00	\$0.00
Waitakere New Energy Fare	YES	\$3,504.00	\$0.00
Hosanna Creative Arts	YES	\$2,120.00	\$1,800.00
Integrated Neurological Rehabilitation Foundation	YES	\$2,779.05	\$2,000.00
Holy Cross Samoan Parent Support Group	YES	\$2,554.00	\$1,700.00
Toi Ora Live Art Trust	YES	\$5,000.00	\$0.00
Chinese New Settlers Services Trust	YES	\$2,693.34	\$0.00
Waitakere Pacific Arts & Cultural Trust	YES	\$3,150.00	\$0.00
N Z Society Of Authors	YES	\$3,000.00	\$2,500.00
C Davidson	YES	\$5,000.00	\$0.00
T M Caffell	YES	\$1,420.00	\$0.00
M Endt	YES	\$2,917.00	\$2,000.00
J Monaghan	YES	\$2,810.00	\$0.00
J Madden	YES	\$2,432.55	\$0.00
Soul Centre Of The Body And Mind	YES	\$4,903.50	\$0.00
Te Atatu Village Kindergarten	YES	\$1,120.00	1,000.00
M H Powles	YES	\$4,800.00	\$0.00
Croatian Cultural Society Inc	YES	\$3,763.00	2,500.00
Bring It On Trust	YES	\$5,000.00	\$0.00
B Serjeant	YES	\$3,802.50	2,000.00
Marina View Primary School	YES	\$3,514.00	2,500.00
N Gunawardana	YES	\$1,330.24	1,000.00
Sunderland College	YES	\$2,358.00	2,000.00
Massey Rugby Union Football Club	YES	\$1,400.00	1,000.00
K Anastasiou	YES	\$4,956.75	\$0.00
Te Kura Kaupapa Maori O Te Kotuku Inc	YES	\$3,651.72	2,500.00
Lopdell House Society	YES	\$950.00	\$0.00
Aotearoa Young Peoples Theatre Trust	YES	\$2,246.67	1,800.00
Pacific Culture & Art Exchange Centre	YES	\$1,500.00	\$0.00
West Coast Community Arts Trust	YES	\$5,000.00	3,000.00

Applicant	Eligible	Funds Requested	Funds Allocated
Titirangi Community Arts Council	YES	\$1,707.49	1,350.00
Te Waihono A Kupe	YES	\$2,800.00	\$0.00
Starfish	YES	\$2,443.50	\$0.00
Audio Cafe Limited	YES	\$3,700.00	2,500.00
Henderson Valley School	YES	\$5,000.00	3,000.00
Titirangi Folk Music Club	YES	\$3,850.00	2,500.00
Waitakere Kiribati Community Association	YES	\$4,856.80	0.00
D Sheridan	NO		\$0.00
B U Bisley	YES	\$5,000.00	\$0.00
TOTAL:		\$147,059.98	\$49,333.24

2. **Receive** the meetings reports of the Creative Communities Scheme Allocation Subcommittee held on Monday, 4 May 2009 and reconvened on Tuesday, 5 May 2009.

11.54 am Cr Flaunty returned to the meeting.

CARRIED

17 **TENDERS SUBCOMMITTEE**

719/2009

MOVED by Cr Clow, seconded Cr Clews:

The Finance and Operational Performance Committee resolved to:

Receive the meetings reports of the Tenders Subcommittee held on Friday, 27 March 2009 and Friday, 17 April 2009.

CARRIED

PART F - PUBLIC EXCLUDED MATTER

18 **THE WAITAKERE VEHICLE TESTING STATION - OPTIONS FOR THE FUTURE**

720/2009

MOVED by Cr Clews, seconded Cr Mitchell:

That the public be excluded from the following part of the proceedings of this meeting, namely, The Waitakere Vehicle Testing Station - Options For The Future.

The general subject of the matter to be considered while the public is excluded, the reason for passing this resolution in relation of the 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 are as follows:

General subject of the matter to be considered.	Reason for passing this resolution in relation to the matter.	Ground(s) under Section 48(1)(a) for the passing of this resolution.
The Waitakere Vehicle Testing Station - Options For The Future	The withholding of information is necessary in order to: <ul style="list-style-type: none"> enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities. 	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.

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 7(2)(i) of that Act which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public as follows:

- *This report contains information which if released could affect the Council's commercial activities.*

CARRIED

12.00 pm The public were excluded.

Minute Number 721/2009 is recorded in the Confidential Section of these Minutes.

12.24 pm The public were readmitted.

RESTATEMENT

The Waitakere Vehicle Testing Station - Options For The Future

The Finance and Operational Performance Committee resolved while the public were excluded:

(Moved by Cr Flaunty, seconded Cr Brady) (resolution 721/2009, no. 3) "**Agree** that *The Waitakere Vehicle Testing Station - Options For The Future report and associated resolutions remain confidential until such time as the reasons for confidentiality no longer exist.*"

12.25 pm The Chairman thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AT A MEETING OF THE FINANCE
AND OPERATIONAL PERFORMANCE
COMMITTEE HELD ON

DATE:.....

CHAIRMAN:.....