# **Board Report**

Public

Date Wednesday, 25 July 2018

Time 2:30 pm Venue Panuku Development Auckland 82 Wyndham St





# **Board Agenda**

Where: 82 Wyndham Street, Auckland

When: Wednesday, 25 July 2018 | 9.00 am - 4.00 pm

Board Members: Richard Aitken – Chair

David Kennedy – Director Richard Leggat – Director Dr Susan Macken – Director Paul Majurey – Director Mike Pohio – Director Martin Udale – Director

In attendance: Roger MacDonald – Chief Executive

David Rankin – Chief Operating Officer Monica Ayers – Director People and Culture Angelika Cutler – Director Corporate Affairs Carl Gosbee – Director Corporate Services Rod Marler – Director Design and Place Ian Wheeler – Director Portfolio Management

Jenni Carden - Executive Officer/Company Secretary

		Page #	Timing	
	Board only time		9.00 am	
1.	Procedural Motion to Exclude the Public  Put the motion that, pursuant to clause 12.3 of the Panuku Constitution, the public be excluded from the following proceedings of this meeting, so that commercially sensitive issues can be discussed in confidential session.			
2.	Confidential Presentation Withheld from the public under S7(2)(c)(i) of the LGOIMA			
3.	Confidential Governance Matters  3.1 Minutes of 27 June 2018 Board meeting  Withheld from the public under S7(2)(h) of the LGOIMA  3.2 Board Action List  Withheld from the public under S7(2)(h) of the LGOIMA			
4.	Confidential Strategic Discussion  Withheld from the public under S7(2)(f)(i) of the LGOIMA			
	Morning Tea		10.30 am	

5.	Confid	dential Strategic Papers (papers which are fully confidential)	
	5.1	Panuku Future Programme Review	
		Withheld from the public under S7(2)(h) of the LGOIMA	
	5.2	Selecting Development Partners Policy	
		Withheld from the public under S7(2)(h) of the LGOIMA	
	5.3	Programme Business Cases	
		Withheld from the public under S7(2)(h) of the LGOIMA	
	5.4	Proposed Engagement Plan – Panuku Board and Mana Whenua	
		Withheld from the public under S7(2)(h) of the LGOIMA	
	Mana	Whenua Engagement	
	Lunch	1	1.00 pm
6.	Confid	dential Decision Papers (papers which are fully confidential)	
	6.1	Ormiston Town Centre	
		Withheld from the public under S7(2)(i) of the LGOIMA	
	6.2	Future of Auckland Dockline Tram	
		Withheld from the public under S7(2)(h) of the LGOIMA	
	6.3	30 June 2018 Annual Financial Reporting	
		Withheld from the public under S7(2)(h) of the LGOIMA	
	6.4	Closure of New Lynn Central Limited	
		Withheld from the public under S7(2)(h) of the LGOIMA	
7.	Confid	dential Chief Executive's Report (fully confidential)	
	Withhe	eld from the public under S7(2)(b)(ii) of the LGOIMA	
8.	Confid	dential Information Papers (papers which are fully confidential)	
	8.1	Panuku People	
		Withheld from the public under S7(2)(h) of the LGOIMA	
9.	Gener	ral Business	
10.	Openi	ing of Public Meeting	2.30 pm
	10.1	Apologies	
	10.2	Directors' Interests	
	10.3	Directors' Board Meeting Attendance Register	
	10.4	Minutes of the 27 June 2018 Board meeting (public)	
	10.5	Public Deputation	
11.	Health	n and Safety Report	
12.	Chief	Executive's Report	
13.	Strate	gic Papers	
	13.1	Panuku Sustainability Strategy	

14.	Decis	ion Papers	
	14.1	Disposals Recommendation	
	14.2	Grants and Donations Plan 2018/2019	

# Local Government Official Information and Meetings Act 1987.

#### 7 Other reasons for withholding official information

- (1) Where this section applies, good reason for withholding official information exists, for the purpose of section 5, unless, in the circumstances of the particular case, the withholding of that information is outweighed by other considerations which render it desirable, in the public interest, to make that information available.
- (2) Subject to sections 6, 8, and 17, this section applies if, and only if, the withholding of the information is necessary to—
  - (a) protect the privacy of natural persons, including that of deceased natural persons; or
  - (b) protect information where the making available of the information—
    - (i) would disclose a trade secret; or
    - (ii) would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information; or
  - (ba) in the case only of an application for a resource consent, or water conservation order, or a requirement for a designation or heritage order, under the Resource Management Act 1991, to avoid serious offence to tikanga Maori, or to avoid the disclosure of the location of waahi tapu; or
  - (c) 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—
    - (i) 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; or
    - (ii) would be likely otherwise to damage the public interest; or
  - (d) avoid prejudice to measures protecting the health or safety of members of the public; or
  - (e) avoid prejudice to measures that prevent or mitigate material loss to members of the public; or
  - (f) maintain the effective conduct of public affairs through—

- (i) the free and frank expression of opinions by or between or to members or officers or employees of any local authority, or any persons to whom section 2(5) applies, in the course of their duty; or
- (ii) the protection of such members, officers, employees, and persons from improper pressure or harassment; or
- (g) maintain legal professional privilege; or
- (h) enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities; or
- (i) enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations); or
- (j) prevent the disclosure or use of official information for improper gain or improper advantage.



## Directors' Interests as at 27 June 2018

Member	Interest	Company / Entity	Conflicts pre-identified?
Richard H.	Chair	Panuku Development Auckland Limited	
AITKEN	Chair	Te Punaha Matatini Advisory Board	
	Director	BGCF Trustee Ltd	
	Shareholder	Beca Group Ltd	
	Director	BGL Custodian Ltd	
	Director	BGLIR Trustee Ltd	
	Director	BGL Management Share Trustee Ltd	
	Director	BGL Nominees Ltd	
	Director	BGS Trustee Ltd	
	Director	Derceto Trustee Ltd	
	Director	Hopetoun Pitt Ltd	
	Director	Gands Plan Pty Ltd (Australia)	
	Director	John Scotts Investments Ltd	
	Director	Trust Power Ltd	
	Trustee	BAS Custodian Trust	
	Trustee	Beca Indemnity Fund Custodian Trust	
	Trustee	BGLIR Custodian Trust	
	Trustee	BGL Custodian Trust	
	Trustee	BGS Custodian Trust	
	Trustee and Discretionary Beneficiary	The Glade Trust	
	Trustee	The Sunnybrae Trust	
	Trustee	The Waimarama Trust	
Dr Susan C.	Deputy Chair	Panuku Development Auckland Limited	
MACKEN	Chair	Kiwibank	
	Chair	Spa Electrics Ltd (Aust.)	
	Deputy Chair	Tāmaki Redevelopment Company Ltd	Possible
	Director	Blossom Bear Ltd	
	Director	STG Ltd	
1			

Member	Interest	Company / Entity	Conflicts pre- identified?
David I.	Director	Panuku Development Auckland Limited	
KENNEDY	Director	525 Blenheim Road Limited	
	Director	Cathedral Property Limited	
	Director	Good General Practice Limited	
	Director	Grantley Holdings Limited	
	Director	Hobsonville Development GP Limited	
	Director	New Ground Living (Hobsonville Point) Limited	
	Director	Ngai Tahu Justice Holdings Limited	
	Director	Ngai Tahu Property (CCC-JV) Limited	
	Director	Ngai Tahu Property Joint Ventures Limited	Possible, Transform
	Director	Ngai Tahu Property Joint Ventures (No.2) Limited	Manukau (MIT)
	Director	Ngai Tahu Real Estate Limited	
	Director	NTP Development Holdings Limited	
	Director	NTP Investment Holdings Limited	
	Director	NTP Investment Property Group Limited	
	Director	Prestons Road Limited	
Richard I.	Director	Panuku Development Auckland Limited	
LEGGAT	Chairman	NZ Cycle Trail Incorporated	
	Deputy Chair	Tourism NZ	
	Director	Cycling NZ	
	Director	Education NZ	
	Director	Mortleg Ltd	
	Director	Snowsports NZ	
	Director	Trophy Metropolitan Ltd	
	Director	Warren and Mahoney	
	Director	Winter Games New Zealand	
	Panel Member	NZ Markets Disciplinary Tribunal	
	Advisor	Busways Pty Ltd	
	Member	Union Cycliste Internationale Ethics Commission	

Member	Interest	Company / Entity	Conflicts pre- identified?
Paul F.	Director	Panuku Development Auckland Limited	
MAJUREY	Chair	Hauraki Collective (12 iwi collective)	
	Chair	Mana Whenua & Crown Working Group (proposed Hauraki Gulf / Tikapa Moana Recreational Fishing Park)	
	Chair	Marutūāhu Rōpū General Partner Ltd	
	Chair	Marutūāhu Collective (5 iwi collective)	
	Chair	Puhinui Park Limited	Possible
	Chair	Tāmaki Makaurau Community Housing Ltd	
	Chair	Tūpuna Maunga o Tāmaki Makaurau Authority	
	Chair	Whenuapai Housing General Partner Ltd	
	Co-Chair	Sea Change Marine Spatial Plan Project	
	Co-Chair	Tāmaki Healthy Families Alliance	
	Director	Arcus Property Limited	
	Director	Atkins Holm Majurey Ltd	
	Director	Kaahui Rawa Limited	
	Director	Half Moon Bay Venture Ltd	
	Director	Museum of New Zealand Te Papa Tongarewa	
	Director	Ngāti Maru Pouarua Farm Ltd	
	Director	Pare Hauraki Asset Holdings Ltd	
	Director	Pouarua Farm General Partner Ltd	
	Director	Te Puia Tapapa GP Limited	
	Director	Tikapa Moana Enterprices Ltd	
	Trustee	Crown Forestry Rental Trust	
	Trustee	Hauraki Fishing Group	
	Trustee	Ngāti Maru Rūnanga Trust	
	Mana Whenua Representative	Hauraki Gulf Forum	
	Tainui Waka Representative	lwi Working Group (review of Te Ohu Kaimoana)	

Member	Interest	Company / Entity	Conflicts pre- identified?
Michael E.	Director	Panuku Development Auckland Limited	
РОНЮ	Chairman	BNZ Partners Waikato	
	Director	KiwiRail Ltd	
	Director	National Institute of Water & Atmospheric Research Ltd	
	Director	NIWA Vessel Management Ltd	
	Director	National Animal Indentification and Tracing Ltd	
	Director	TBFree	
	Director	Te Atiawa Iwi Holdings	
	Director	Te Atiawa (Taranaki) Holdings Ltd	
C. Martin UDALE	Director	Panuku Development Auckland Limited	
UDALE	Director	Accessible Properties New Zealand Limited	
	Director	Cardinal Trustees Itd	
	Director	Essentia Consulting Group Ltd	Possible, with Transform Manukau (MIT)
	Director	Fleming Urban Ltd	
	Director	Forest Group Ltd	
	Director	Hobsonville Development GP Ltd	
	Director	New Ground Living (Hobsonville Point) Ltd	
	Director	Tall Wood Ltd	
	Director	Tallwood Assembly Limited	
	Director	Tallwood Design Limited	
	Director	Tallwood Holdings Limited	
	Director	Tallwood Projects Limited	
	Director	Tāmaki Redevelopment Company Ltd	Possible
	Director	Tāmaki Regeneration Ltd	
	Director	THA GP Limited	
	Director	TW Twenty Twenty Ltd	
	Member	Kiwi Rail Property Committee	



# DIRECTORS' MEETING ATTENDANCE REGISTER - 2017 / 2018

			2017					2018	18			
	26 Jul	30 Aug	27 Sep	25 Oct	29 Nov	25 Jan	28 Feb	28 Mar	26 Apr	30 May	27 June	TOTAL
R.H. Aitken	>	>	>	>	>	>	>	>	>	>	<i>&gt;</i>	11 / 11
Dr S.C. Macken	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	^	<i>&gt;</i>	^	^	^	11 / 11
M.A. Blackburn	<i>&gt;</i>	>	×	<i>&gt;</i>								3 / 4
E.W. Davies	<i>&gt;</i>	>	<i>&gt;</i>	×								3 / 4
D.I. Kennedy					>	×	>	>	<i>&gt;</i>	<i>&gt;</i>	>	2/9
R.I. Leggat	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	^	<i>&gt;</i>	^	^	^	11 / 11
P.F. Majurey	>	>	>	<b>&gt;</b>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	^	X	~	10 / 11
M.E. Pohio	<i>&gt;</i>	>	>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	×	<i>&gt;</i>	^	<i>&gt;</i>	~	10 / 11
C.M. Udale	<i>&gt;</i>	>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	<i>&gt;</i>	^	<i>&gt;</i>	^	^	~	11 / 11



MINUTES OF THE MEETING OF DIRECTORS OF PANUKU DEVELOPMENT AUCKLAND LIMITED, HELD IN **PUBLIC** SESSION AT 82 WYNDHAM ST, AUCKLAND ON WEDNESDAY 27 JUNE 2018 COMMENCING AT 9.00 AM.

ATTENDING		<b>Board:</b> Richard Aitken (Chair), Richard Leggat, Dr Susan Mac and Martin Udale.	
		Executive: Roger MacDonald Rankin – Chief Operating Offic Corporate Services, Monica Ay Culture, Angelika Cutler – Direc Wheeler – Director Portfolio Ma Director Development, Jenni C	er, Carl Gosbee – Director vers – Director People and ctor Corporate Affairs, Ian anagement, Allan Young –
APOLOGIES	1 06/18	Rod Marler – Director Design a	and Place
1 PROCEDURAL MOTION TO EXCLUDE THE PUBLIC	2 06/18	It was <b>RESOLVED THAT</b> , purs Section 48(1)(a) of the Local G & Meetings Act 1987, the publi- Meeting for the following proce reasons and specific grounds for below:	overnment Official Information c be excluded from the eding, the subject matter, the
		General subject of matters to be considered Governance; Committee report	Grounds under Section 48(1) for considering in private Commercially sensitive issues
		Finance and Risk	Commercially sensitive issues
		Management and operations Commercially sensitive issues  Moved Mike Pohio, seconded Martin Udale. CARRIED	
BOARD ONLY TIME	3 06/18	Withheld from the public under S7(2)(f)(i) of the LGOIMA	
2.1 MINUTES OF 30 MAY 2018 BOARD MEETING	4 06/18	Withheld from the public under	S7(2)(h) of the LGOIMA
GOVERNANCE MATTER			
2.2 BOARD ACTION LIST	5 06/18	Withheld from the public under S7(2)(h) of the LGOIMA	
CONFIDENTIAL GOVERNANCE MATTER			
2.3 MINUTES FROM REMUNERATION COMMITTEE 16 MAY 2018	6 06/18	Withheld from the public under	S7(2)(h) of the LGOIMA
CONFIDENTIAL GOVERNANCE MATTER			
2.4 VERBAL UPDATE FROM REMUNERATION COMMITTEE 13 JUNE 2018	7 06/18	Withheld from the public under	S7(2)(h) of the LGOIMA
CONFIDENTIAL GOVERNANCE MATTER			
2.5 VERBAL UPDATE FROM AUDIT AND RISK COMMITTEE 20 JUNE 2018	8 06/18	Withheld from the public under	S7(2)(h) of the LGOIMA
GOVERNANCE MATTER			

3.1 APPROVAL OF THE STATEMENT OF INTENT 2018-2021 CONFIDENTIAL STRATEGY PAPER	9 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
3.2 APPROVAL OF THE BUSINESS PLAN FY 2018- 2019	10 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
CONFIDENTIAL STRATEGY PAPER		
3.3 LONG-TERM PLAN 2018-2028	11 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
CONFIDENTIAL STRATEGY PAPER		
3.4 PROGRAMME BUSINESS CASES	12 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
CONFIDENTIAL	13 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
STRATEGY PAPER	14 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	15 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	16 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	17 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	18 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	19 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	20 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	21 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	22 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	23 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
	24 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
3.5 GATEWAY OJECTIVES 2018-2019	25 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
CONFIDENTIAL STRATEGY PAPER		
3.6 GATEWAY OJECTIVES 2017-2018	26 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
CONFIDENTIAL STRATEGY PAPER		
3.7 BOARD STRATEGY DAY OUTCOMES	27 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
CONFIDENTIAL STRATEGY PAPER		

4.1 DEVELOPMENT AGREEMENT – NGAI TAI WAIPAREIRA HOUSING – TAVERN LANE DEVELOPMENT CONFIDENTIAL DECISION PAPER	28 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
4.2 20 DONNELLY STREET, ST JOHNS CONFIDENTIAL DECISION PAPER	29 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
4.3 CIVIC ADMINISTRATION BUILDING CONFIDENTIAL DECISION PAPER	30 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
4.4 SALE OR LEASE OF 52-54 MANUKAU STATION ROAD CONFIDENTIAL DECISION PAPER	31 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
4.5 SELECTING DEVELOPMENT PARTNERS POLICY CONFIDENTIAL DECISION PAPER	32 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
5 CONFIDENTIAL CHIEF EXECUTIVE'S REPORT	33 06/18	Withheld from the public under S7(2)(b)(ii) of the LGOIMA
6.1 PROPERTY MARKET UPDATE CONFIDENTIAL INFORMATION PAPER	34 06/18	Withheld from the public under S7(2)(h) of the LGOIMA
7 GENERAL BUSINESS	35 06/18	Withheld from the public under S7(2)(f)(i) of the LGOIMA
8.1 APOLOGIES	36 06/18	Rod Marler – Director Design and Place
8.2 DIRECTORS' INTERESTS	37 06/18	The Board reviewed and received the Register of Directors' Interests.
8.3 DIRECTORS' BOARD MEETING ATTENDANCE REGISTER	38 06/18	The Board received the Board Attendance Register.
8.4 MINUTES OF THE 30 MAY 2018 BOARD MEETING	39 06/18	The Board reviewed and approved the Minutes of the Board Meeting of 30 May 2018, with confidential information redacted.
8.5 PUBLIC DEPUTATION	40 06/18	There were no public deputations

9 HEALTH AND SAFETY REPORT PUBLIC INFORMATION PAPER	41 06/18	The Board received the report and queried if lead and lag indicators could be included in future reporting.
10 CHIEF EXECUTIVE'S REPORT PUBLIC INFORMATION PAPER	42 06/18	The Board received the public report, with confidential information redacted.
11.1 PROPOSED POLICY ON HOUSING MIX PUBLIC INFORMATION PAPER	43 06/18	Brenna Waghorn, Manager Strategic Planning, joined the meeting for this item. David Rankin, Chief Operating Officer, introduced the report. The Board received the report and discussed the policy options.  The Board requested the policy be presented to the Board for consideration to the July/August meeting.
11.2 WESTHAVEN YACHT CLUBS PUBLIC INFORMATION PAPER	44 06/18	The Board received the report.
11.3 TRANSFORM ONEHUNGA ENGAGEMENT PLAN PUBLIC INFORMATION PAPER	45 06/18	The Board received the report.
CLOSE OF BOARD MEETING	46 06/18	The meeting closed at 3.03pm.

READ AND CONFIRMED			
	_ Chairman	_	 _ Date



# Health and Safety Monthly Reporting – June 2018

Document Author(s)	Blair McMichael – Health and Safety Manager
Approver	David Rankin – Chief Operating Officer
Date	6 July 2018

#### 1. Purpose

This paper informs the board on progress against the annual health and safety plan, and on significant health and safety risks, incidents, the monitoring and management of risks, and staff wellbeing and training.

#### 2. Executive Summary

Health and safety objectives in the Panuku Health and Safety Plan 2017/2018 have now been completed in accordance with our forecasted timelines.

This included receiving the report findings from EY on the internal health and safety audit. The EY recommendations have been incorporated in our Health and Safety Strategy Plan 2017-2020, and the Health and Safety Annual Plan 2018/2019. The report states that positive changes in the health and safety culture have been achieved and continue to improve with progress on health and safety systems, processes, and 'engagement and worker enthusiasm'. The report emphasises maintaining the existing health and safety direction.

The Panuku Health and Safety Strategy 2017-2020 and the Panuku Health and Safety Annual Plan 2018-2019 were finalised, with the Panuku Senior Leadership Team (SLT) approving the adoption of both plans and setting our health and safety direction. This will be reported to the board in August along with any resourcing issues.

A review was completed on Panuku's approach to the management of drug and alcohol impairment, and how Panuku might develop its' understanding of what constitutes a safety sensitive role.

Panuku recorded the first staff related lost time injury for the FY17/18 when a paper roll struck an office staff member's foot resulting in two days off work.

#### 3. Discussion

#### a) Health and Safety Plan 2017/2018 Completion

Panuku completed the implementation of its health and safety plan for 2017/2018. Specific achievements for the month included:

#### The Health and Safety Strategy Plan 2017-2020 and the Health and Safety Annual Plan 2018/19

In June the Panuku Health and Safety Strategy 2017-2020 and the Health and Safety Annual Plan 2018/19 were approved by the Senior Leadership Team.

The Panuku Health and Safety Annual Plan 2018/19 sets out the specific objectives and actions for 2018/2019 financial year. These are aligned with the long-term goals and objectives in the Health and Safety Strategy Plan 2017-2020.

The Panuku Health and Safety Strategy 2017-2020 covers the three financial years FY18-FY20 and forms the basis of the annual planning and review process for health and safety.

The Strategy incorporates the significant improvements made in 2017/2018 as well as suggested improvements from the internal audit by EY.

Both plans have had significant staff involvement and will be communicated to the Panuku Board in August.

#### Health and Safety software reporting improvements - Risk Manager

Work continued in improving the usability of our reporting software, Risk Manager. This included system improvements to ensure our staff have greater visibility of the health and safety hazards on each property. This work was complemented by training for all property managers in the use of the software and a refresher on incident and near miss reporting. The improvements also included training our facilities management staff in the use of online safety behaviour observations. As previously reported, the contractor module was not implemented in 2017/18 at the request of Auckland Council. This module will be actioned in 2018/19.

#### Safety Sensitive Roles and drug and alcohol testing review

During June we completed a review of the Auckland Council Drug and Alcohol (D & A) Guidance under which Panuku manages impairment. The internal review considered the application of the drug and alcohol guidance against roles classified as 'Safety sensitive' within Panuku. Safety sensitive roles are roles where a failure to properly perform duties involved in the role would expose our staff or our contractors to a risk of significant harm. The review also considered the implications of the guidance in relation to the Maritime Transport Amendment Bill, which specifically references Safety Sensitive Roles and Drug and Alcohol testing.

The review identified that safety sensitive roles are not consistently defined within Panuku, suggesting either using the general role description provided by Council, or Panuku applying its own based on the potential exposure to critical health and safety risks.

D&A testing is a formal part of the recruitment process for safety sensitive roles within Panuku applied consistently in our marinas team. However, current processes aren't in place to ensure testing is undertaken under any other circumstances e.g. post-incident testing or reasonable cause testing.

Recommendations include a review of the safety sensitive roles and appropriate processes implemented to ensure alignment with the Council D&A guide. Legal advice may also be sought to explore whether employment contracts could/should be updated to include consent for random testing for safety sensitive roles, as pre-employment testing does not ensure worker safety beyond the initial test. Contract terms for external contractors engaged directly by Panuku will be reviewed and consideration be given to including D&A testing requirements.

D&A testing forms part of the Health and Safety Plan 2018/19 actions.

#### b) Significant Health and Safety Issues

No significant issues were reported during June.

The Board requested the inclusion of 'Lead' and 'Lag' indicators for Board reporting. These will be inclusions from July, representing benchmark reporting improvements for the 2018/19 annual plan.

#### c) Incidents, accidents and hazards

During June one lost time injury was reported. There were no notifiable events, as defined under the Health and Safety at Work Act.

During June, two incidents were reported, these included:

- Incident: An employee who slipped on the office stairs, rolling their ankle. First aid was applied.
   The employee's speed when descending the stairs was considered as a contributing factor in this event.
- Lost Time Injury: An office employee suffered a foot contusion/bruising when a large paper roll, stored on its' end, was knocked over and struck the employee's foot. The manager applied first aid and referred the employee to the employee's medical provider. The manager investigated and removed the paper roll to a locked cabinet.

#### d) Management, monitoring and review of critical risk

#### Internal Audit - EY Health and Safety Review

A draft internal audit report has been received from EY. Panuku have responded promptly by including the EY recommendations within the Health and Safety Annual Plan 2018/19 and the Health and Safety Strategy Plan 2017-2020.

Although the report is yet to be finalised, the findings are consistent and supportive with the direction taken by Panuku. EY confirmed that there has been significant progress in effective health and safety management.

The report references examples such as the Contractor Management Framework implementation; implementation of asbestos management; rollout of Safety in Design (SiD) Guidance; and a safety improvement programme within Marinas. The report states that positive changes in the health and safety culture have been achieved and continue to be improve with progress on health and safety systems, processes, and 'engagement and worker enthusiasm'.

The final report will be provided to the July Audit and Risk Committee meeting.

#### Critical Risk Activities - Quarries/ landfills, and forestry

Quarterly independents audits were completed on the Whitford, Blackwell and Hoporata quarries and the East Tamaki landfill. With the exception of the East Tamaki landfill, no significant issues were reported. The Portfolio Manager for East Tamaki is writing to the contractor, Waste Disposal Services, to address a number of safety related processes.

#### e) Staff health and wellbeing, training and development

#### **Training and Development**

In June Panuku reviewed the number of staff yet to undertake the Panuku health and safety induction. As part of this audit 31 staff completed their internal induction, which was recorded in Risk Manager. A further 18 staff completed the online Auckland Council induction. Work will continue on refreshing and updating staff inductions.

Additional training included 3 staff that completed their first aid training refreshers.



# Chief Executive's report to the Board

Document Author	Roger MacDonald – Chief Executive	
Contributors	David Rankin – Chief Operating Officer  Angelika Cutler – Director Corporate Affairs  Carl Gosbee – Director Corporate Services  Rod Marler – Director Place and Design  Allan Young – Director Development  Monica Ayers – Director People and Culture  Ian Wheeler – Director Portfolio Management	
Date	Jenni Carden – Executive Officer/Company Secretary  17 July 2018	

#### 1. Overview

This report provides the Board with a summarised overview of the opportunities and the issues facing the organisation.

This report is a public report, however confidential information is redacted. Information that has been redacted is indicated in blue font. Where redacted information exists, a reference to the section of the Local Government Official Information and Meetings Act 1987 (LGOIMA) will be cited in the publicly available version of the report.

#### 2. Key issues

This section outlines issues that are not otherwise covered by a decision or information paper elsewhere in the agenda and are either:

- · strategically significant issues;
- emerging and developing issues; or
- · project updates.

#### 2.1 Strategically significant issues

#### 2.1.1 Long-term Plan

Auckland Council approved the 2018-28 Long-term Plan on 28 June 2018.

#### 2.1.2 America's Cup 36

Withheld from the public under S7(2)(f)(i) of the LGOIMA

#### 2.1.3 Auckland Light Rail Programme

In April, the government announced a massive injection of funding for mass transit projects, including the Auckland light rail programme.

Withheld from the public under S7(2)(f)(i) of the LGOIMA

#### 2.1.4 Mana whenua engagement update

Council reached an important milestone with mana whenua on AC36 this month with final approval for four representatives to sit on the Joint Executives Steering Group. Mana Whenua also supported the establishment of a reference group that will enable operational level activity to progress. We have been working with the iwi who lodged submissions leading up to the premediation hearing and conference set down for late July. Significantly Ngāti Whātua Ōrākei have now changed their previously neutral submission to one of full support, indications are that other iwi may also make take a similar stance. Work continues to produce a generic Cultural Values Assessment on behalf a number of iwi who submitted on America's Cup and Pile Mooring. The comprehensive Cultural Values Assessment relates to the Waitematā Harbour and will be applied to a number of Panuku driven projects requiring resource consent. This approach means that specific Panuku projects/developments and potentially other waterfront projects being led by others are not seen in isolation, and instead the wider, on-going, long term impacts on Mana Whenua values relating to the Waitematā can be considered in the proper context.

We have worked through the key elements of Ngāti Whātua Ōrākei's (NWO) approach to us on a number of issues in June. One of the material issues they raised was the desire to enter into negotiations on the Pile Mooring co-governance agreement and to input into what if any cultural markers will be erected in the marina. This has been agreed and those mana whenua iwi who we have been negotiating with on the Initial Agreement have been notified. A hui will be arranged in the coming months to work through these issues. NWO had also asked us to conduct a feasibility study for a Maori/Polynesian Cultural centre on the waterfront. We have indicated that Panuku is not the lead council agency for this but we will support a council family initiative likely to be led by ATEED potentially as part of a legacy work stream for AC36. NWO also sought to establish formal engagement protocols to ensure Panuku's work program is effectively communicated and is consistent with the tikanga of 'Nga Iwi o Tamaki'. We signalled that we cannot agree to this, but are open to hearing more about what this means from their perspective. They also signalled commercial aspirations which are best captured in a Memorandum of Understanding where we can generally define their interests and aspirations across out work programme. This MOU will be ratified by the board later this year provided we reach timely agreement as to content.

It was positive to hear Rangatira support and advocacy for the Mana Whenua Outcomes Framework at the hui in June. The necessary internal work to confirm directions, draft measures and preliminary development of draft actions is now being progressed, noting that final board approval will be required once these key elements are worked through.

Ngāti Whātua Ōrākei have requested to come and share their history and interest in the areas indicated on the map (Attachment A) and working together going forward.

#### 2.1.4 Trust and Confidence

Withheld from the public under S7(2)(f)(i) of the LGOIMA

#### 2.1.5 Panuku Leadership Team

Withheld from the public under S7(2)(f)(i) of the LGOIMA

#### 2.2 Emerging or developing issues

#### 2.2.1 Public engagement on marinas

There has been media attention following the public engagement that has been held recently. Below provides more information about the process undertaken for Gulf Harbour and Hobsonville marinas.

#### **Gulf Harbour Marina**

Panuku is currently progressing the sale of the council's interest in the Marina land (Lots 1-6) at Gulf Harbour in exchange for the acquisition of the lease right in the Hammerhead land (Lots 7-9). The existing uses of the Hammerhead land (Lots 7-9) are temporary and the lessee has rights to subdivide and develop. The key objective of this transaction is the ensure council gains control of the Hammerhead land (Lots 7-9) to enable the following strategic outcomes:

- Long term provision of ferry service and car parking facilities
- Securing the berth rights to two additional berths to expand and enable an improved ferry service
- Continued free access to boat launching ramp, floating pontoons, boat parking for recreational boat users
- Motorhome parking/ freedom camping
- Security of tenure for the Gulf Harbour Yacht club
- Improved access to the waterfront for recreational activities

The executive sought legal advice on whether additional public consultation is required to complete the proposed transaction as the legislation enabling the development of the marina did not specifically refer to the sale of land. The advice received states that there is no legal requirement to consult with the public about the proposed sale. The executive considered that albeit the proposal does not trigger any obligation to consult, there would be considerable public interest given emerging trends in marina ownership and development, and issues such as public access to the waterfront and therefore considered it appropriate to undertake public information session to inform the public about the proposal.

Panuku undertook three public information sessions to inform the public of the proposal.

The public information sessions were undertaken in May 2018 and were attended by approximately 230 people (many of whom attended more than one session), including elected members, over the three days. The community and stakeholders were invited to the sessions using a number of different channels. These included direct email, advertisements in the Rodney Times, rolling Auckland-wide Neighbourly adverts, the Panuku website, Facebook page and its twitter feed, and posters and display boards on display around Gulf Harbour.

Panuku, Auckland Transport and Auckland Council staff presented information about the proposal and answered questions. Feedback was also received via email through Panuku's website. Feedback themes could be grouped into the following:

Theme	Comments
Use of Public Works Act	Strong preference for the use of public Works Act to acquire the Hammerhead land (lots 7 – 9)
Exploring other	a) Buying the current lessee out of the lease
options	b) Sale of lots 1 – 4 and keeping lots 5,6 and the hammerhead land
	c) Potential sale of lots 1 – 2 to berth holders
	d) Consider open market process
	e) Use of the Empowering Act to retain the Hammerhead land
Concerns	f) Residential development
	g) Access to parking when the land is freehold
	h) Potential development on lots 7 – 9 under the development licence
	Confusion over different company names that appear in lease agreements
	j) Future of the Gulf Harbour Yacht Club
	k) Public access to the Hammerhead land if the sale is completed
Public Transport	Improvement to bus and ferry services
	m) Possible relocation of the ferry
	n) Improvement to parking for ferry users
Auckland Council	o) Placemaking opportunities

p) Retention of open public space
 q) Safeguarding car parking and recreation areas on the hammerhead land

Those who opposed the proposal to the sale of the Marina land (Lots 1-6) were in agreement that the Council should acquire the lessee's interest in the Hammerhead land (Lots 7-9) exploring financial mechanisms that do not include the sale of the marina land (Lots 1-6) to fund the acquisition. The opposition largely comprised Gulf Harbour marina berth holders.

There were a number of affected parties including ferry users, recreational boat users and the general public that supported the proposal highlighting the importance of retaining public access and ferry service.

#### **Hobsonville Marina**

We are currently undertaking an engagement process for Hobsonville Marina. The purpose of this process is to gather community feedback to inform future decision making on any land sales at the marina. The engagement includes an Auckland Council have your say survey, which is open from the 16 June to 23 July. As part of this process Panuku has held two well attended information sessions at the marina. We have already received over 215 submissions.

Proposed ownership changes include the following;

- Sale of the freehold interests of approximately 6129m2 of the 48,000m2 marina to the lessee to enable residential development in line with the Unitary Plan
- Secure public outcomes including the lessee constructing a boardwalk to improve public
  access and the giving up of the ground lease on 4734m2 of land to enable an expanded park
  and ride facility in council ownership
- The retention of 37,000m2 of the ground lease with Panuku to help protect marina activities.

This process should provide us with clear recordable feedback for future reporting to the board. No decision has been made at this stage on any recommendation to sell the land.

#### 2.3 Project updates

#### **Transform**

#### 2.3.1 Manukau

#### Establish a Leadership Position in Manukau

For the FY18 year, the Board set a Gateway Objective in respect of Panuku establishing a leadership position in this Transform area. In January, the Board agreed the basis on which stakeholders should be surveyed to evaluate our performance. The end of year survey by an independent interviewer contacted 19 respondents. Across five questions the team achieved an average rating of 74% satisfaction. This was appropriate and well-deserved recognition for the effort and focus that the Transform Manukau team has invested in this activity. A copy of the full report of the interviews is provided in the Resource Centre.

Withheld from the public under S7(2)(h) of the LGOIMA

#### 2.3.2 Onehunga

Withheld from the public under S7(2)(h) of the LGOIMA

#### 2.3.3 Wynyard Quarter

Withheld from the public under S7(2)(h) of the LGOIMA

#### Unlock

#### 2.3.4 City Centre – Civic Administration Building

Withheld from the public under S7(2)(h) of the LGOIMA

#### 2.3.5 Haumaru

Withheld from the public under S7(2)(h) of the LGOIMA

#### 2.3.6 Henderson

Withheld from the public under S7(2)(h) of the LGOIMA

#### 2.3.7 Northcote

Withheld from the public under S7(2)(h) of the LGOIMA

#### 2.3.8 Papatoetoe – Tavern Lane

Withheld from the public under S7(2)(h) of the LGOIMA

#### 2.3.9 Takapuna

The location options for the town square and public space provision and development layout of 40 Anzac Street and 30-38 Hurstmere Road will be consulted with the public to determine the final preferred option. These options have been determined from the feedback received by the community over the engagement of the last 3 months and have been discussed with TAG and council parks teams with advice from experts. The consultation will be open to the public from 23 July to 10 August 2018.

Withheld from the public under S7(2)(h) of the LGOIMA

The Gasometer development site is on the market and is being marketed by Bayleys. The closing date for the Registrations of Interest is 16 August 2018.

#### 3. Operations Reports

Withheld from the public under S7(2)(b)(ii) of the LGOIMA

#### 4. Financial Summary

Withheld from the public under S7(2)(b)(ii) of the LGOIMA

#### 5. Risk Summary

Withheld from the public under S7(2)(b)(ii) of the LGOIMA

#### 6. Portfolio Management Update

#### 6.1 Acquisitions and Disposals Summary

Withheld from the public under S7(2)(b)(ii) of the LGOIMA

#### 6.2 Westhaven Marina Pile Mooring Stage 1 Development

Withheld from the public under S7(2)(b)(ii) of the LGOIMA

#### 6.3 Commercial Place Operations

Withheld from the public under S7(2)(b)(ii) of the LGOIMA

#### 6.4 Pembridge House Project Completion Summary

Pembridge House has been a long-standing 1870s landmark at 31 Princes Street and has now been restored to be both earthquake and fire-safe. The house was built to reflect the Italian renaissance that was occurring at the time, which showed commercial wealth and included a grand two-story portico, service space and several large rooms on the ground floor, as well as bedrooms and a library on the first floor.

In addition to installing reinforced shotcrete shear walls, steel K-braces, and floor strapping, we also removed and replaced the ageing 1980's asbestos-containing roof tiles, replaced electrical and plumbing services, restored joinery, and did a simple refresh of the interior. This will ensure that it will be fully fit for many more decades of service.







The practical completion date was achieved on 13 May 2018.

Withheld from the public under S7(2)(h) of the LGOIMA

## 7. Organisational Summary

#### 7.1 Chief Executive's Networks

Withheld from the public under S7(2)(b)(ii) of the LGOIMA

#### 7.2 Media and digital summary June – July 2018

A newly formed group opposed to the sale of marina land, the Auckland Marina Users Association, issued media statements and emails to all elected members in early July.

The NZ Herald picked up their concerns and Panuku responded with strong messaging about the need to look at ways to save ratepayers money.

We followed up that response with a series of backgrounder interviews by David Rankin with Stuff (Todd Niall), NZ Herald (Bernard Orsman) and NBR to ensure they had a solid understanding of this complex topic.

David also appeared on Radio NZ's Nine to Noon show where he made strong points about retaining and even improving public access. Daily letters to the editor and opinion pieces continue on this topic.

Meanwhile the purchase of Onehunga Wharf was covered by most major media outlets including Stuff, NZ Herald, Bob Dey and Talking Auckland blogger Ben Ross. Commentary was positive with Stuff hoping Onehunga Wharf would rival Wynyard Quarter, while the Herald discussed the moving of the deckchairs in terms of the exchange of money with Ports.

There was positive news on the sustainability front with Bob Dey sharing our announcement about Avanda becoming the first developer to achieve 6 Homestar using the Panuku tool, for designs at the Airfields in Hobsonville.

The Green Building Council of Australia announced that Panuku was the first organisation globally to be pre-awarded credits under Green Star Communities. This is an assessment covering excellence in planning, engagement and design.

The opening of Wynyard Quarter's newest laneway Tiramarama Way featured in a couple of glowing pieces on noted.co.nz and the Urban List.

In Takapuna the community group against the sale of 40 Anzac Street continues its opposition through a billboard campaign that the NZ Herald latched on to. On a more positive note the North Shore Times ran an opinion piece by Takapuna Beach Business Association CEO Terence Harpur supporting the development.

On the digital front, the Panuku website continues to see strong organic growth compared with the same period last year.

#### **Attachments**

Withheld from the public under S7(2)(b)(ii) of the LGOIMA



# Information Paper: Panuku sustainability strategy

Document Author(s)	Miranda James, Head of Corporate Responsibility	
Reviewer(s)	David Rankin, COO	
Date	09 July 2018	

#### 1. Purpose

This paper updates the Board on Panuku's sustainability objectives and initiatives. It outlines projects completed in 2017/18 and sets out key objectives for the current financial year.

#### 2. Key issues

Panuku's *Corporate Responsibility Framework* (September 2016) commits us to consider a range of sustainability outcomes in our projects. These include reducing greenhouse gas (GHG) emissions and energy use; green infrastructure; sustainable transport; built form quality and performance; conserving natural resources; and promoting sustainable lifestyle choices.

While these are set out as broad principles, further work has been needed to define these in the form of specific standards and outcomes.

During 2017/18, the Corporate Responsibility team has focused on setting clear minimum standards for residential development. Our approach involved taking the 6 Homestar tool and customising it. These standards are now finalised and being applied by developers.

Also during 2017/18 we undertook the exercise of reviewing Panuku policy and process against the Green Star Communities framework, to achieve volume certification. This was a valuable endorsement of our work against an internationally-recognised system for sustainable neighbourhoods. As the first use of Green Star Communities in New Zealand, it also positioned Panuku as a leader in this field.

Building on this groundwork, Panuku's Corporate Responsibility team in 2018/19 will focus on:

- Further refining residential standards including making these specific to local contexts
- Defining commercial building standards
- Green Star Communities ratings
- Addressing climate response in project areas
- · Developing policy on social sustainability
- Strategic demonstration and innovation projects
- · Developing guidance for portfolio and corporate operations.

#### 3. Discussion

#### Residential standards

Panuku's bespoke Homestar checklist has been developed with input from industry, and across Council. Key adaptations included:

- gaining pre-awarded credits to make assessment faster
- scaling back the number of mandatory credits to give developers more flexibility
- review of likely cost implications; setting mandatory credits accordingly
- incorporating feedback from Council and CCOs on waste, water, transport and lifestyle factors.

6 Homestar is now included as a requirement in Panuku development contracts in Transform and Unlock areas. Two early examples are Avanda at the Airfields, Hobsonville, and Kotuitui (Barrowcliffe) in Manukau. In May, Avanda became the first developer to gain 6 Homestar using our checklist at design stage.

Panuku has applied the Homestar framework itself, at the 33 Henderson Valley Road Haumaru project. On this design we achieved 7 Homestar – reflecting both the quality of the existing design as well as enhanced accessibility. We also took the opportunity to innovate, achieving Homestar credits for social housing, TVA and Te Aranga design principles. These innovations are now available for others to adopt, supporting improved outcomes in Panuku locations and across Auckland in general.

6 Homestar delivers an emission reduction of around 0.5 tonnes of CO2 per household, per year. This gives us a demonstrable measure of climate-related benefits. Greater value for Panuku, Council and developers can be gained by working to further contextualise Homestar for our locations, recognising social or environmental objectives specific to local areas. This work will continue in 2018/19.

#### Commercial building standards

Building on the implementation of Homestar, Panuku will extend its focus to commercial building standards.

While 5 Green Star will continue to be applied as a minimum at Wynyard Quarter, this is unlikely to be fit-for-purpose in other locations due to varying scale, typologies and value. We intend to develop non-residential standards and guidelines during 2018/19, starting with a period of research and consultation. This will comprise targets for energy, water and CO2 emissions compared to a BAU baseline.

#### **Green Star Communities ratings**

Following our volume accreditation under Green Star Communities, Panuku is reviewing its Transform and Unlock locations to ascertain suitability for a formal Green Star rating. This will be most appropriate for a designated area within one of our priority locations.

Green Star Communities, like the more commonly understood Green Star tool for commercial buildings, awards ratings of between 4 stars (best practice) and 6 stars (world excellence).

Our volume approach stopped short of awarding a specific rating; the intention when undertaking the volume exercise, was that we would apply the framework to a specific area and gain at least one rating.

Status as a 'Green Star community' is a significant statement about the sustainability, resilience, and liveability of a place. The locations we are investigating for Green Star status are within Henderson, Panmure, Northcote and Takapuna.

#### Climate response in project areas

The Mayor's 2018 letter of expectation highlighted climate response as a priority; at national level, the draft Zero Carbon Bill proposes a national target of zero emissions by 2050. Panuku needs a clear organisational plan and targets to address climate-related issues.

During 2018/19 the Green Star Communities framework will be used as the basis for climate-focused work in our Transform and Unlock locations.

The framework considers a number of criteria, including community adaptation and resilience plans, and projected GHG emissions reduction against a nominal reference project. We intend carrying out this work across all our locations, regardless of whether a formal Green Star rating is sought.

Panuku is also working alongside Council and other agencies on the new Auckland Carbon Action Plan (ACAP). This draws on updated NIWA projections and will replace the Low Carbon Auckland Action plan. Our climate-related work in priority locations will be informed by, and occur in parallel with, the development of this plan.

#### Demonstration and innovation opportunities

Panuku is an active participant in the C40's Low Carbon Districts Network. This gives us access to world-leading thinking and insights relating to low carbon and sustainable precinct development.

Through engagement with the network over the past year, we have developed specific relationships with colleagues in Sydney, Melbourne, Toronto, Beijing, Stockholm and Portland. These cities all have low carbon or climate positive precincts under development and as such, are valuable sources of learning.

Panuku is engaged in two C40-instigated projects. One is Reinventing Cities, for which we nominated two sites in Henderson for low-carbon development proposals. We received a number of high-quality responses to our Expression of Interest which closed in June. Evaluation of EOI responses is currently underway, with the RFP due to launch in September.

The second C40 project we are supporting is the Fossil Fuel Free Streets initiative. Following the Mayor's signing of the declaration in Paris late last year, Wynyard Quarter was designated as one of two key areas within the city to establish a pathway towards removing fossil-fuelled transport by 2030. Council, AT, the Mayor's Office, and Panuku are working closely with C40 on the strategy for this.

#### Social sustainability

The Green Star Communities framework includes a focus on economic prosperity and social sustainability issues (such as equitable access to services, local skills development and improved employment opportunities).

We have an existing well-developed relationship with the ATEED-led CBD Skills Hub, which runs a work broking service to help unemployed Aucklanders gain a career pathway within the construction sector. We have had early conversations about the viability of a similar collaboration with The Southern Initiative (TSI) in south and west Auckland. We intend to develop and test some ideas for social procurement during 2018/19, with a specific focus on supporting local skills development.

#### Property portfolio and corporate operations

In addition to sustainability outcomes in our project areas, Panuku needs to develop an approach to demonstrate corporate responsibility in other key operational areas.

We are pursuing a Green Star rating for the tenancy at 82 Wyndham Street, and have made a commitment to report annual energy use via a NABERSNZ rating. We will also be required, in line with the Council's newly endorsed Waste Management and Minimisation plan, to monitor and report on operational waste. A plan for internal waste measurement is under development.

Setting sustainability targets across our property portfolio is complicated by the nature of our large, scattered and largely low-value assets. As an initial benchmarking exercise, we intend to undertake energy ratings in a sample of our larger properties. This will help us determine opportunities for improvement.

The Chief Sustainability Office convenes a green building working group, and Community Facilities is in the process of establishing a cross-Council energy management group. We envisage both forums will be a valuable source of guidance on operational sustainability issues.



# **Decision Paper: Disposals Recommendation**

Document Author(s)	Anthony Lewis – Senior Advisor Portfolio Review	
Reviewer(s)	David Rankin – Chief Operating Officer	
Date	6 July 2018	

#### 1. Purpose

This paper seeks approval from the Panuku Board for two council owned properties to be recommended to the Finance and Performance Committee for disposal.

#### 2. Executive summary

The first property presented, 30R Birmingham Road, Ōtara is vacant land that was reviewed following a purchaser enquiry. The site is a recreation reserve subject to the Reserves Act 1977. The rationalisation process commenced in December 2017. Consultation with council departments and its CCOs, iwi authorities and the Ōtara-Papatoetoe Local Board has now taken place. No alternative service uses were identified through the rationalisation process and feedback received was supportive of the proposed disposal. Due to this, we recommend that the reserve status be revoked and that the site be divested.

The second property presented, 8 Hiwi Crescent, Stanmore Bay is vacant land that was acquired for transport purposes. The site is no longer required for this purpose. The rationalisation process commenced in May 2016. Consultation with council departments and its CCOs, iwi authorities and the Hibiscus and Bays Local Board has now taken place. No alternative service uses were identified through the rationalisation process and feedback received was supportive of the proposed disposal. Due to this, we recommend disposal of the site.

The consultation process undertaken for the subject sites and a technical summary of each property is attached as *Appendix A to B* of this report.

#### 3. Recommendations

It is recommended that the Board

**Approves** the recommendation to the Finance and Performance Committee that the following properties are surplus to council requirements and should be divested:

- i. 30R Birmingham Road, Ōtara
- ii. 8 Hiwi Crescent, Stanmore Bay

#### 4. Prior Board and Council engagement and decisions

Previous Board / Council engagement and decisions			
Date and meeting			
N/A			

#### 5. Discussion

Panuku and the Auckland Council Stakeholder and Community Facilities Land Advisory team jointly work on a comprehensive review of council's property portfolio. One of the outcomes of the review process is to identify properties in the council portfolio that are potentially surplus to requirements and that may be suitable to sell. The subject properties were identified as potentially surplus through this review process.

Once a property has been identified as potentially surplus, Panuku engages with Council and its CCOs to establish whether the property must be retained for a strategic purpose or is required for a future funded project or public work. Once a property has been internally cleared of any service requirements, Panuku then consults with local boards, mana whenua and relevant ward councillors. All sale recommendations must be approved by the Panuku Board before a final recommendation is made to Auckland Council's Finance and Performance Committee.

Detailed information about the subject properties is provided in *Appendix A to B* of this report.

#### 6. Financial implications

Detailed information about the subject properties is provided in Appendix A to B of this report.

#### 7. Implementation

Information about the implementation of the subject properties is provided in *Appendix A to B* of this report.

#### **Document Sign-off**

Role	Name	Sign-off Date	Signature
Chief Operating Officer	David Rankin		
Chief Executive	Roger MacDonald		

# Appendix A - 30R Birmingham Road, Ōtara

#### 1. Summary

30R Birmingham Road, Ōtara is vacant land that was reviewed following a purchaser enquiry. The site is a recreation reserve subject to the Reserves Act 1977. The rationalisation process commenced in December 2017. Consultation with council departments and its CCOs, iwi authorities and the Ōtara-Papatoetoe Local Board has now taken place. No alternative service uses were identified through the rationalisation process and feedback received was supportive of the proposed disposal. Due to this, we recommend that the reserve status be revoked and that the site be divested.

#### 2. Background

30R Birmingham Road, Ōtara is 1,072m<sup>2</sup> of vacant land in a light industrial zone area. It was vested as a reserve upon subdivision with the former Manukau City Council in 1967. The site is a recreation reserve subject to the Reserves Act 1977. The site is currently used as an informal car and truck park by adjacent businesses.

Following an enquiry from a member of the public seeking to purchase the site, AT undertook a review and advised it did not oppose a disposal of 30R Birmingham Road, Ōtara. Council's Parks and Recreation Policy team assessed 30R Birmingham Road, Ōtara and advised it is not a priority for retention, as it is 200 metres from East Tamaki Reserve, which provides a wide range of recreation activities, that the site does not connect to existing open space and it does not improve the open space value of existing parks and open space. Panuku subsequently commenced the rationalisation process for 30R Birmingham Road, Ōtara.

The Auckland Unitary Plan zoning is Open Space – Informal Recreation. It has a 2017 capital valuation of \$550,000.

30R Birmingham Road, Ōtara is not subject to offer back obligations to the former owner in accordance with section 40 of the Public Works Act 1981.

#### 3. Internal consultation

The internal consultation with all council business units and CCOs for this site commenced in December 2017. No alternative service uses were identified.

#### 4. Local board views and implications

The Ōtara-Papatoetoe Local Board endorsed the proposed reserve revocation and disposal of 30R Birmingham Road, Ōtara at its 15 May 2018 business meeting.

#### 5. Iwi feedback

11 mana whenua iwi authorities were contacted regarding the potential sale of 30R Birmingham Road, Ōtara. The results of the consultation are as follows.

#### a) Te Kawerau a Maki

No feedback was received regarding the subject site.

#### b) **Ngāi Tai ki Tāmaki**

No feedback was received regarding the subject site.

#### c) Ngāti Tamaoho

No feedback was received regarding the subject site.

#### d) Te Ākitai - Waiohua

No feedback was received regarding the subject site.

#### e) Ngāti Te Ata - Waiohua

No feedback was received regarding the subject site.

#### f) Te Ahiwaru

No feedback was received regarding the subject site.

#### g) Ngāti Paoa

No feedback was received regarding the subject site.

#### h) Ngaati Whanaunga

No feedback was received regarding the subject site.

#### i) Ngāti Maru

No feedback was received regarding the subject site.

#### j) Ngāti Tamatera

No feedback was received regarding the subject site.

#### k) Waikato-Tainui

No feedback was received regarding the subject site.

#### 6. Implementation

There is interest from a member of the public in acquiring 30R Birmingham Road, Ōtara. This will be explored further should the Finance and Performance Committee approve the proposed disposal.

30R Birmingham Road, Ōtara is a recreation reserve subject to the Reserves Act 1977. Accordingly the reserve status will need to be revoked under section 24 of the Reserves Act 1977 before any proposed disposal could be completed.

# 7. Images





## Appendix B – 8 Hiwi Crescent, Stanmore Bay

#### 1. Summary

8 Hiwi Crescent, Stanmore Bay is vacant land that was acquired for transport purposes. The site is no longer required for this purpose. The rationalisation process for 8 Hiwi Crescent, Stanmore Bay commenced in May 2016. Consultation with council departments and its CCOs, iwi authorities and the Hibiscus and Bays Local Board has now taken place. No alternative service uses were identified through the rationalisation process and feedback received was supportive of the proposed disposal. Due to this, we recommend disposal of the site.

#### 2. Background

8 Hiwi Crescent, Stanmore Bay is a 809m² vacant site acquired by the former Rodney District Council in 1998 for the purpose of the Whangaparāoa Road widening project. The widening of Whangaparāoa Road remains a "live project" but this site is not included in the Whangaparāoa Road upgrade project (between Hibiscus Coast Highway to Red Beach Road).

The AT Board resolved in November 2015 that 8 Hiwi Crescent, Stanmore Bay was no longer required for current or future transport related purposes. It was subsequently transferred to Panuku for rationalisation.

The Auckland Unitary Plan zoning is residential - single house. It has a 2017 capital valuation of \$530.000.

8 Hiwi Crescent, Stanmore Bay is subject to the offer back obligations to the former owners in accordance with section 40 of the Public Works Act 1981.

#### 3. Internal consultation

The internal consultation with all council departments and CCOs for this site commenced in May 2016. No alternative service uses were identified.

#### 4. Local board views and implications

The Hibiscus and Bays Local Board endorsed the proposed disposal of 8 Hiwi Crescent, Stanmore Bay at its 16 May 2018 business meeting.

#### 5. lwi feedback

14 mana whenua iwi authorities were contacted regarding the potential sale of 8 Hiwi Crescent, Stanmore Bay. The results of the consultation are as follows.

#### a) Ngāti Wai

No feedback received for the subject site.

#### b) Ngāti Manuhiri

No feedback received for the subject site.

#### c) Te Runanga o Ngāti Whatua

No feedback received for the subject site.

#### d) Ngāti Whatua o Kaipara

No feedback received for the subject site.

#### e) Ngāti Whatua o Ōrākei

No feedback received for the subject site.

#### f) Te Kawerau a Maki

No feedback received for the subject site.

#### g) Ngāi Tai ki Tāmaki

No feedback received for the subject site.

#### h) Te Akitai - Waiohua

No feedback received for the subject site.

#### i) Ngāti Te Ata - Waiohua

No feedback received for the subject site.

#### j) Ngāti Paoa

No feedback received for the subject site.

#### k) Ngaati Whanaunga

No feedback received for the subject site.

#### I) Ngāti Maru

No feedback received for the subject site.

#### m) Ngāti Tamatera

No feedback received for the subject site.

#### n) Patukirikiri

No feedback received for the subject site.

#### 6. Implementation

The adjoining landowner has expressed interest in purchasing 8 Hiwi Crescent, Stanmore Bay should it be approved for sale. This will be explored further should the Finance and Performance Committee approve the proposed disposal, noting the s40 offer back obligations apply and will be addressed before any approach is made to the adjoining landowner.

# 7. Images







# **Decision Paper: Grants & Donations Plan 2018/2019**

Document Author(s)	Maxine Waugh, Manager Business Systems & Processes	
Approver	Carl Gosbee, Director Corporate Services Ian Wheeler, Director Portfolio Management Roger MacDonald, Chief Executive	
Date	28 June 2018	

#### 1. Proposal

To provide the fourth quarter results of grants and donations for the year ended 30 June 2018, and to obtain approval for the Grants and Donations Plan for 2018/2019.

#### 2. Executive summary

In accordance with the Panuku Grants and Donations Policy, we are required to report actual results against the Board-approved plan, on a quarterly basis. This paper provides the fourth quarter (12 months) results to 30 June 2018, as information.

The plan (budget) for the 2018/2019 financial year is also attached for Board approval.

#### 3. Recommendations

It is recommended that the Board:

- 1. Notes the fourth quarter results to 30 June 2018
- 2. Approves the Grants & Donations Plan for 2018/2019

#### 4. Prior Board and Council engagement and decisions

Previous Board / Council engagement and decisions			
Date and meeting	Document	Decision / Outcome	
28 June 2017	Decision paper: Grants & donations Plan 2017/18	Approved	
25 October 2017	Information paper: Grants & donations quarterly report	Noted	
28 February 2018	Information paper: Grants & donations quarterly report	Noted	
26 April 2018	Information paper: Grants & donations quarterly report	Noted	

#### 5. Background

Panuku provides grants and donations typically for businesses and activities in and around the Auckland waterfront that provide a reciprocal benefit to Panuku. Donations are also provided from time to time for a worthy cause or customary activity, without expecting a reciprocal advantage. The Panuku Grants and Donations Policy provides guidance for approving sponsorships, making our requirements open and clear to the community, and ensuring consistency and transparency of operation across the organisation.

Cash donations are limited, and generally payments in support of sponsored conferences, education, or other supportive community activities, consistent with Panuku strategic objectives.

Grants and donations 'in-kind' are represented by the provision of free or discounted rental of property assets, i.e. land, commercial buildings, car parks and marina berths. The 'value' of grant or donation is defined as the revenue forgone for the rental of the property as if there is a customer available and prepared to pay market rates at the time of the event. This potential income forgone may not have actually been achievable but represents what would have been charged if someone wanted to use the space. We exclude income forgone for instances where it is unlikely an alternative customer was available and willing to pay market rates, or for circumstances that have become normal business practise to provide free or discounted rental.

#### 6. Criteria for providing grants and donations

As per the Grants and Donation Policy, criteria for providing sponsorship to businesses and activities are that the grant or donation will:

- assist in the implementation of the Panuku Corporate Strategy, contributes to our Business Plan
  objectives, or strengthens and broadens our relationship with key stakeholders and the community;
- contribute to our reputation management and marketing;
- support a worthy cause or customary activity of a worthy organisation;
- support activities occurring within the Panuku area of influence and/or to organisations that contribute to Panuku's delivery of public good, and
- be considered value for money and within acceptance levels of risk.

Panuku may consider providing grants and donations to organisations that:

- are legal entities, individuals operating under an incorporated society or registered charitable trust, and
- have corporate values that align with those of Panuku and do not compromise the agency's reputation, public image, or probity, and
- do not pose a significant risk to Panuku or its staff perceived to have a current or future conflict of interest.

Panuku will consider providing grants for activities that:

- contribute to the advancement of Panuku's strategic priorities and the vision and goals of the Corporate Strategy and Business Plan, or deliver on specific place-making objectives (e.g. Wynyard Quarter Curation Strategy), and/or
- have measurable beneficial outcomes commensurate with the level of investment, and/or
- increase public awareness of the contribution being made by Panuku to the creative, events, and entertainment sectors e.g. on Auckland's waterfront, and/or
- are able to communicate key messages to target audiences, engage or build relationships with key stakeholders and our tenants, and ideally lead an ongoing two-way partnership between Panuku and the stakeholders, and/or
- have demonstrated community support for the project, and/or

- appropriately acknowledge Panuku as sponsor, indicating clearly our support for rather than
  ownership of the sponsored activity, through forms including signage and acknowledgment in
  speeches and media releases, and/or
- enhance Panuku's brand attributes, core values, and reputation and promote Panuku's civic and social responsibility.

Panuku will consider giving donations for activities and events that:

- have no perceived or actual influence on decision making, integrity, and impartiality; and
- are undertaken in accordance with established and recognised custom; and
- promote Panuku's civic and social responsibility.

Panuku reserves the right to refuse a request for a grant or donation from any party and terminate an existing agreement should the association cease to be appropriate.

#### 7. Fourth quarter 2017/2018 actual against plan

A summary of all grants and donations for the 12 months to 30 June 2018 is provided in the table below.

Location/activity/type \$000s	Actual 12 months to 30 June 2018	Plan 12 months to 30 Jun 2018	Variance against Plan
Cash	23.5	10.0	(13.5)
Marinas	166.4	167.4	1.0
Commercial property and car parks	552.2	257.3	(294.9)
TOTAL	742.1	434.7	(307.4)

Actual results for the 12 months are higher than the plan due to:

- 1. Cash donations -
  - a. \$12k sponsorship for the forthcoming National Pacific Trust Awards, as approved by the Board 30 May 2018. This was not included in the original plan.
  - b. The sponsorship for University of Auckland Business School Graduation event was \$1,500 higher than plan (\$5,500 actual compared to the budget of \$4,000). The increase is within the Chief Executive's delegations.
- 2. Commercial property
  - a. The extension of grants for Emirates Team New Zealand (ETNZ) to December 2017, pending confirmation of requirements prior to the next America's Cup event (\$90.7k higher than plan).
  - b. Forgone revenue due to the deferral of the Maritime Museum rent review for this financial year (\$204.2k higher than plan).

These were both discussed and agreed by the Board on 25 October 2017. Now that plans for the America's Cup have been agreed, management are progressing discussions with ETNZ regarding the rental due from January 2018 until their move to the Viaduct Events Centre later in 2018.

#### 8. Plan 2018/2019

A summary of planned grants and donations for the 12 months to 30 June 2019 is provided in the table below.

Location/activity/type \$000s	Plan 2018/2019	Previous year Plan 2017/19	Change from previous year
Cash	23.5	10.0	(13.5)
Marinas	100.4	167.4	67.0
Commercial property and car parks	159.2	257.3	98.1
TOTAL	283.1	434.7	151.6

The plan for 2018/2019 is less than last year's plan (2017/2018) by \$151.6k.

The key reasons are:

- Cash donations the plan is based on actual spend 2017/2018, and includes the \$12k sponsorship for National Pacific Trust Awards
- 2. Marinas no provision has been made this year for the Volvo Ocean Race, as this occurs only every three years
- 3. Commercial property and car parks
  - a. No provision has been made for car park space for the Volvo Ocean Race, as this occurs only every three years (last year's plan \$86k)
  - b. Sponsorship for the Emirates Team New Zealand base on Site 18 ceased in December 2017, and therefore not included in this year's plan (last year's plan \$6.6k)
  - c. Maritime Museum car parks on Hobson Wharf will cease in October 2018, to make way for construction for America's Cup (AC36). The plan therefore is \$5.5k less than the last year's plan.

The following schedules are attached for further detail: (redacted)

Attachment A; Cash donations Plan 2018/2019

Attachment B: Marinas Plan 2018/2019

Attachment C: Commercial property and car parks Plan 2018/2019

#### **Document Sign-off**

Role	Name	Sign-off Date	Signature
Director Corporate Services	Carl Gosbee		
Director Portfolio Management	lan Wheeler		

Chief Executive F	Roger MacDonald		
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#### Attachment A

# Cash Donations Plan 2018/2019

	Plan Full year 2018/2019 \$000s	Plan Full year 2017/2018 \$000s
Sponsorship for Green Building week – September 2018	1.0	1.0
Bronze sponsorship Aust-NZ Climate Change and Business Conference Oct 2018	5.0	5.0
Bronze sponsorship University of Auckland Business School Graduate event – April 2019 <sup>1</sup>	5.5	4.0
National Pacific trust Awards – June 2019	12.0	-
TOTAL CASH DONATIONS	\$23.5	\$10.0

<sup>&</sup>lt;sup>1</sup> Supports the recruitment search of property graduates

Attachment B
Panuku Development Auckland Marinas – Grants and donations Plan 2018/19

Sponsorships by category (\$'000) <sup>1</sup>	Area	Area Revenue forgone <sup>2</sup>		Estimated start date	Sponsorship Details	Comments	Recognition for Panuku
		PLAN Full year 2018/19	PLAN Full year 2017/18				
Support of Community							
Sailability	Westhaven	12.6 <sup>6</sup>	12.6	2010 <sup>3</sup>	Discounted vessel storage space within the Z pier land area, 8 trailer parks. Agreement until 30 Sep 2018 @\$12,660 being 50% of casual trailer parking rates. Assuming 100% occupancy, planned income forgone is \$12.6k pa	Can terminate with 90 days' notice.	Branding recognition, logo in newsletters, positive assistance with stakeholder communications
Sea-cleaners (berth)	Westhaven	6.3 <sup>6</sup>	6.3	2002	Free Marina berth rental U02, based on \$20 per day inclusive of GST, therefore \$6,347pa excluding GST		Branding recognition on side of vessel Litter removal from Westhaven seawall Recognition as a Sea-cleaners partner
Sea-cleaners (boat storage Z-pier)	Westhaven	3.0 <sup>6</sup>	3.0	2017	\$9.50 per day less GST		
Volvo Ocean Race Stopover	Halsey Wharf and Viaduct Marina	0.04	64.0	2012	Every three years  – next stopover will be 2021	Refer also the Commercial Property and Car Park schedule for the free car parks provided during Volvo stopover	Branding recognition
Pacific Expedition, Tara	Halsey Wharf	0.0	2.05	2017	10 days free berthage adjacent to VEC in July 2017.	Part of a wider Council family sponsorship for the 'Tara' schooner visit to Auckland and promotion of ocean sustainability	Acknowledgement at Pacific Exhibition public events, public viewing of 'Tara', acknowledgement in quarterly Sir Peter Blake Trust newsletter, supports Sir Peter Blake legacy.
Classic Yachts Regatta	Viaduct Marina	0.07	1.0	2007³	Free Events Berth (estimated value)	Planned for Feb 2018, but did not happen	Branding, acknowledgement at public forums, provides unique place-based activation for Panuku and tangible support of marine industry and heritage.
Classic Yachts Weekend	Viaduct Marina	3.5 <sup>6</sup>	3.5	2007³	Free Events Berth (estimated value)	6-8 Oct 2017	
Classic Yachts Berthage	Silo Marina	75.0 <sup>6</sup>	75.0	2012	14 free berths (use of one pier) in accordance with MOU with Panuku, previously Waterfront Auckland (estimated value \$75k)	MOU requires 6 months' notice to terminate	
Total Sponsorships (\$'000)		100.4	167.4		, v. onj		

#### Notes:

- 1. All figures exclude GST
- 2. Value of sponsorship based on number of days rented at market rental rates multiplied by marina occupancy (where applicable)
- 3. Date of earliest records but start date may have been even earlier than this
- 4. Volvo event every three years. Next one not due until 2021
- 5. One off: 10 day visit of Pacific Expedition and French schooner 'Tara' in July 2017
- 6. Rates remain the same as last year
- 7. Classic Yachts Regatta did not occur last year, and not planned for this financial year.

Attachment C
Panuku-owned Commercial Property and Car Parks Plan 2018/19

Sponsorships by category (\$'000)	Area	<u>Revenue</u>	e forgone	Estimated Start Date	Sponsorship Details	Comments	Recognition for Panuku
		PLAN Full year 2018/19	PLAN Full year 2017/18				
Support of Community							
Emirates Team New Zealand (discounted rental on Site 18)	Beaumont St	-	6.6 <sup>2</sup>	15 Apr 2017	Office and land space at discounted rental	No further extension to discounted rent beyond 31 December 2017	Seeking contra opportunities, e.g. boat hosting, leadership talks, branding etc
Royal NZ Yacht Squadron – Youth Training Building	Youth Training Building, Westhaven Marina	14.8	14.8⁴	2007 (or earlier)	Below market rent for Youth training building.		Brand recognition; positive assistance with stakeholder communications
Sustainable Coastlines	Wynyard central	68.8	68.8 <sup>5</sup>	1 Mar 2016	Free land rental, adjacent to Jellicoe car park.		Recognition as a contributing partner; ongoing support to WQ activation activities; contra opportunity for use of office/workshop facilities
Car Parks:  The Tug William C Daldy Preservation Society	Hobson Wharf	16.6	16.6 <sup>6</sup>	2012	Free parking for four cars included in Heads of Agreement for vessel. To be relocated 31 Oct 2018 for AC36 construction – assume sponsorship continues in a new location TBC	Car parks tied with vessel	Brand recognition, opportunity for corporate hospitality
Maritime Museum	Hobson Wharf	2.8 <sup>7</sup>	8.3 <sup>6</sup>	Pre 2007	Free parking for two cars – this will cease 31 Oct 2018 for AC36 construction		Nothing
Auckland Marine Centre Trust	Teal Park	56.2	56.2 <sup>8</sup>		Occupying a portion of Teal Park which they utilise for car parking in terms of a Licence to Occupy at nil rental	Licence expires 2027	Use of Marine Centre's facilities for nautical purposes
Volvo Ocean Race Stopover	Wynyard Quarter various	0.00 <sup>9</sup>	86.0		Use of car parks and use of Eastern Viaduct and Karanga Plaza. Next event not until 2021	Refer also Marina schedule for free use of Halsey Wharf and Viaduct Marina berths	Branding recognition
Total Sponsorships (\$'000) <sup>1</sup>		159.2	257.3				

#### Notes:

- 1. All figures exclude GST
- 2. Sponsorship for Emirates Team NZ ceased December 2017.
- 4. Market value for this building has reduced to \$24,580 pa due to the poor condition. RNZYS currently pay \$9,750 therefore revenue forgone = \$14,830.
- 5. Land occupied by Sustainable Coastlines increased to 430sqm from Nov 2016. Value of forgone rental is based on the number of car park spaces that Panuku would have leased i.e. 16 car parks valued at \$68,768pa.
- 6. Budget based on \$80 per week for car park spaces
- 7. This will cease 31 October 2018 therefore sponsorship for 4 months only. Based on last years budget \$80 per week, 8,320/12 \*4 = \$2,773
- 8. 36 carparks @ \$30 /week = \$56,160.
- 9. Volvo event every three years. Next one not until 2021