

# Auckland Regional Amenities Funding Board - Te Poari ā-Takiwā Tuku Pūtea Taonga Whakaahuru

BOARD PACK

for

**ARAFB Business Meeting**

Tuesday, 27 June 2023

10:00 am (NZST)

Held at:

Offices of Buddle Findlay (Primary Location)

Level 18, 188 Quay Street, Auckland 1010

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# AGENDA

## ARAFB BUSINESS MEETING

<b>Name:</b>	Auckland Regional Amenities Funding Board - Te Poari ā-Takiwā Tuku Pūtea Taonga Whakaahuru
<b>Date:</b>	Tuesday, 27 June 2023
<b>Time:</b>	10:00 am to 2:00 pm (NZST)
<b>Location:</b>	Offices of Buddle Findlay (Primary Location), Level 18, 188 Quay Street, Auckland 1010
<b>Board Members:</b>	Paula Browning, Scott Pearson (Chair), Alastair Carruthers, Anita Killeen, Lyn Lim, Megan McSweeney, Moana Tamaariki-Pohe, Victoria Carter
<b>Attendees:</b>	Advisory Officer - Leigh Redshaw
<b>Apologies:</b>	Bryan Mogridge
<b>Guests/Notes:</b>	Ms Victoria Travers - CEO, Stardome

### 1. Opening Meeting

#### 1.1 Opening Karakia

Scott Pearson

An opening karakia will be undertaken at the beginning of the meeting.

#### 1.2 Apologies

Scott Pearson

At the close of the agenda apologies for leave had been received from Bryan Mogridge.

#### 1.3 Confirm Minutes

Scott Pearson

That the ordinary minutes of the meeting of the Auckland Regional Amenities Funding Board held on 28 April 2023, including the confidential sections be to confirmed as a true and correct record, and the Advisory Officer be authorised to affix the chairs electronic signature to the minutes.

#### 1.4 Extraordinary Business

Scott Pearson

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 (as amended) states:

“An item that is not on the agenda for a meeting may be dealt with at that meeting if-

- |     |   |
|-----|---|
| (a) | The local authority by resolution so decides; and                                     |
| (b) | The presiding member explains at the meeting at a time when it is open to the public- |

	(i)	The reason why the item is not on the agenda; and
	(ii)	The reason why the discussion of the item cannot be delayed until a subsequent meeting.”
Section 46A(7A) of the Local Government Official Information and Meetings Act 1987 (as amended) states:		
“Where an item is not on the agenda for a meeting:		
(a)	That item may be discussed at that meeting if-	
	(i)	That item is a minor matter relating to the general business of the local authority; and
	(ii)	The presiding member explains at the beginning of the meeting, at a time when it is open to the public, that the item will be discussed at the meeting; but
(b)	no resolution, decision, or recommendation may be made in respect of that item except to refer that item to a subsequent meeting of the local authority for further discussion.”	

## 1.5 Interests Register

Scott Pearson

### **DECLARATIONS OF CONFLICT OF INTEREST**

Funding Board Directors are reminded of their obligation to maintain a clear separation between their personal interests and their duties as an appointed member of the Funding Board.

Directors should therefore be vigilant to stand aside from decision making when a conflict (or a perceived conflict) arises between their role as a Director and any private or other external (either pecuniary or non-pecuniary) interest they may have.

Any interests should be declared at the commencement of consideration of any item on this agenda and the member concerned abstain from voting or discussion on the item or leave the room for the duration of its consideration.

Opportunity for members to update the Register of Members Interest.

That the Register of Members Interest be updated as required.

The Register will also be tabled at the meeting for members to update as required.

Supporting Documents:

1.5.a	Interests Register	8
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## 1.6 Notices of Motion

Scott Pearson

At the close of the agenda no requests for notices of motion had been received.

## 2. Presentations to the Board

### 2.1 Public Forum

Scott Pearson

A period of time (approximately 30 minutes) is set aside for members of the public to address the meeting on matters within its delegated authority. A maximum of 10 minutes per item is allowed, following which there may be questions from Directors.

At the time of preparing the agenda there were no requests from anyone to present in public forum.

## **2.2 Report From Amenities Board and/or Specified Amenities**

Scott Pearson

If requested, an opportunity for representatives of the Amenities Board or individual Specified Amenities, to provide the Funding Board with a verbal update on matters relating to and affecting the Amenities Board or the Specified Amenity.

Due to the nature of the business to be shared by the Specified Amenities, Auckland Philharmonia Orchestra will present an item to the Funding Board during the Confidential portion of the Business meeting.

Ms Victoria Travers will present on behalf of Stardome Observatory and Planetarium.

## **2.3 Stardome Presentation**

Scott Pearson

Ms Victoria Travers will present to the board an update on Matariki happenings at Stardome plus a follow up on the redevelopment project.

# **3. Board Activities Since Last Meeting**

## **3.1 Chairs Report**

Scott Pearson

Providing the Chair with the opportunity to provide an oral update to the Funding Board on any issues relating to the business of the Funding Board that he has been involved with since the last meeting.

This is an information item only.

## **3.2 Members Activities With Specified Amenities and Board Member Reports**

Scott Pearson

Providing Funding Board members with the opportunity to update the Board on projects and issues they have been involved with relating to the business of the Funding Board and provide the Board with a verbal update on recent interactions with the specified amenities since the last meeting.

A register to record member activities will be circulated at the meeting.

## 4. Management Reports

### 4.1 Advisory Officers Report

Advisory Officer - Leigh Redshaw

Providing the Advisory Officer with the opportunity to provide an oral update to the Board on projects and issues he has been involved with relating to the business of the Funding Board not covered elsewhere in the agenda since the last meeting.

This is an information item only.

### 4.2 Finance Report

Advisory Officer - Leigh Redshaw

Providing the Funding Board with an overview of financial position of the Funding Board as at 20 June 2023 and any other matters of a financial nature.

Supporting Documents:

4.2.a	20230620 ARAFB Financial Report.pdf	13
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## 5. Appointment of Chair and Deputy Chair

### 5.1 Appointment of Chair and Deputy Chair - 2023-2024

Scott Pearson

Under the provisions of the Auckland Regional Amenities Funding Act the positions of Chair and Deputy Chair are to be appointed on an annual basis with effect from 1 July 2023.

The Chair must be one of the members appointed to the Board by Auckland Council. The Deputy Chair can be appointed from any of the remaining members of the Board.

It is necessary for the Funding Board to appoint a Chair and Deputy Chair for the 2023-2024 year.

Supporting Documents:

5.1.a	20230620 ARAFB Appointment of Chair and Deputy Chair.pdf	17
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## 6. Exclusion of the Public

### 6.1 Exclusion of Public: Local Government Official Information & Meetings Act

Scott Pearson

Leigh Redshaw	
<u>Advisory Officer</u>	
<u>Section 48, Local Government Official Information and Meetings Act 1987:</u>	

The following motion is submitted for consideration:

That the public be excluded from the following part(s) of the proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section

48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution follows.

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

## 6.2 Presentation from Auckland Philharmonia Orchestra - Barbara Glaser

Ms Barbara Glaser wishes to address the board on matters relating to the APO Reserves Policy.

Reason for passing this resolution in relation to each matter:	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	Section 7(2)(h) Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities.	Public conduct of matter would be likely to result in disclosure of information for which good reason to withhold exists under section 7.

## 6.3 Advisory Officer Contract - 2023-2024

Scott Pearson

Reason for passing this resolution in relation to each matter:	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	Section 7(2)(h) Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities.  Section 7(2)(i) The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	Public conduct of matter would be likely to result in disclosure of information for which good reason to withhold exists under section 7.

The Advisory Officer contract expires on 30 June and is due for renewal. This is an opportunity for the Chair to apprise the Board of the outcome of the negotiations regarding the renewal of the contract for the period 1 July 2023 to 30 June 2024.

## 7. Close Meeting

### 7.1 Close the meeting

**Next meeting:** ARAFB Workshop - Amenity Presentations for 2024-2025 - 5 Sept 2023, 9:00 am  
A karakia will be recited at the conclusion of the meeting.

# Interests Register

## Auckland Regional Amenities Funding Board - Te Poari ā-Takiwā Tuku Pūtea Taonga Whakaahuru

As of: 20 Jun 2023

Person	Organisation	Active Interests	Notice Date
<b>Alastair Carruthers</b>	Auckland Unlimited	Director	11 Aug 2022
	Carruthers Consulting Ltd	Director and Shareholder	11 Aug 2022
	Cornwall Park Trust Board	Trustee	11 Aug 2022
	Homeland NZ Enterprises Ltd	Director and Shareholder	11 Aug 2022
	Homeland NZ Trading Ltd	Director and Shareholder	11 Aug 2022
	New Zealand Film Commission	Chair	1 Oct 2022
	Ring Hora, Services Workforce Development Council, Tertiary Education Commission	Trustee and Board Member	11 Aug 2022
	Tāmaki Paenga Hira - Auckland War Memorial Museum	Trustee and Board Member	11 Aug 2022
<b>Anita Killeen</b>	American Bar Association Animal Law Committee	International Associate Member	11 Aug 2022
	Auckland Theatre Company Ltd	Patron	11 Aug 2022



	Commission for Financial Capability Adjudication Panel	Panel Member	11 Aug 2022
	Domain Name Commission Board	Director	28 Jul 2022
	Engineering New Zealand Disciplinary Tribunal	Tribunal Member	11 Aug 2022
	Financial Services Complaints Ltd	Mediation Panel Member	11 Aug 2022
	Independent Complaint and Review Authority	Adjudication and Mediation Panel Member	28 Jul 2022
	Institute of Professional Legal Studies	External Moderator and Standards Assessor	11 Aug 2022
	International Association of Prosecutors	New Zealand Member	11 Aug 2022
	Netsafe New Zealand	Deputy Chair	11 Aug 2022
	New Zealand Law Society Costs Assessor	Panel Member	11 Aug 2022
	New Zealand Law Society Litigation Skills Programme	Panel Member	11 Aug 2022
	Ngai Tai Ki Tamaki Commercial Board	Deputy Chair	28 Jul 2022
	Quay Chambers	Barrister	28 Jul 2022
	Silo Theatre	Patron	11 Aug 2022
	SPCA Auckland	Director	28 Jul 2022
	The Pro Bono Panel of Prosecutors for the SPCA Auckland	Chair	28 Jul 2022
	UNICEF New Zealand	Director	28 Jul 2022
<b>Bryan Mogridge</b>	Adherium Ltd (AUS)	Shareholder	11 Aug 2022

	BUPA ANZ Ltd (AUS)	Chair	11 Aug 2022
	Clearspan Property Ltd	Director and Shareholder	11 Aug 2022
	Mainfreight Ltd	Director	11 Aug 2022
	Massey University Foundation	Trustee	11 Aug 2022
	Mogridge and Associates Ltd	Director and Shareholder	11 Aug 2022
	Sea Dragon Ltd	Director	11 Aug 2022
	The Energy Education Trust	Trustee	11 Aug 2022
	The Starship Foundation	Trustee	11 Aug 2022
	Thinextra Pty Ltd (AUS)	Director and Shareholder	11 Aug 2022
<b>Lyn Lim</b>	Asia New Zealand Foundation	Trustee	11 Aug 2022
	Eva Fong Urology Ltd	Shareholder	11 Aug 2022
	General Capital Ltd	Director	11 Aug 2022
	Hartajaya Investments Ltd	Director and Shareholder	11 Aug 2022
	Institute of Directors	Chartered Member	11 Aug 2022
	Inter Pacific Bar Association - Women in Business Committee	Vice Chair	11 Aug 2022
	Kaya Investments Ltd	Director and Shareholder	11 Aug 2022
	New Zealand Law Society	Member	11 Aug 2022
	Onesixone Medical Group Ltd	Shareholder	11 Aug 2022
	Restaurant Brands Ltd	Director	11 Aug 2022
<b>Megan McSweeney</b>	TBA	TBA	1 Nov 2022
<b>Moana Tamaariki-Pohe</b>	Maurea Consulting	Head of Training	1 Nov 2022

	Ngāti Whātua Whai Mai Ltd	Lead - Business Mentoring	9 Jan 2023
	Orākei Water Sport Inc	President	9 Jan 2023
	Tāmaki Paenga Hira - Auckland War Memorial Museum	Representative - Taumata a Iwi	9 Jan 2023
<b>Paula Browning</b>	Creative New Zealand and Ministry of Culture and Heritage	On-going engagement with CNZ through role at WeCreate	28 Jul 2022
	Institute of Directors	Chartered Member	28 Jul 2022
	MCH - Heritage Artist Resale Royalty Advisory Group	Member	18 Oct 2022
	WeCreate Incorporated	Chair	28 Jul 2022
<b>Scott Pearson</b>	Association of Certified Fraud Examiners	CFE	28 Jul 2022
	Auckland Council	Contractor - Three Waters Project	28 Jul 2022
	Chartered Accountants Australia New Zealand	Chartered Accountant	28 Jul 2022
	CPA Australia	FCPA	28 Jul 2022
	Gambling Commission	Commissioner	27 Jul 2022
	Institute of Directors	Chartered Member	28 Jul 2022
	Selwyn College	Trustee	27 Jul 2022
	The Big Idea	CFO	27 Jul 2022
<b>Victoria Carter</b>	Auckland Eye	Director	8 Feb 2023
	Camben Farms Ltd	Director	28 Jul 2022
	Camden Investments Ltd	Director	28 Jul 2022
	Carter Bloodstock Ltd	Director	28 Jul 2022
	Davies-Booth Associates	Director	28 Jul 2022

Friends of Laura Fergusson Trust Inc.	Chair	28 Jul 2022
Institute of Directors	Chartered Fellow	28 Jul 2022
James Fletcher Management	Director	28 Jul 2022
Ngati Awa Asset Holdings	Director	28 Jul 2022
Ngati Awa Group Holding Ltd	Director	28 Jul 2022
Ngati Awa The Strand Development GP Ltd	Director	28 Jul 2022
Ngati Awa Tourism	Director	28 Jul 2022
Waka Kotahi - People Culture and OSH	Chair	28 Jul 2022
Waka Kotahi (NZTA)	Director	28 Jul 2022

# **AUCKLAND REGIONAL AMENITIES FUNDING BOARD**

## Memo

20 June 2023

To: Auckland Regional Amenities Funding Board Directors

From: Leigh Redshaw, Advisory Officer

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**Subject: Financial Report to 20 June 2023**

### **ARAFB - General**

1. Copies of the Forecasted Balance Sheet and Profit and Loss account to 30 June 2023 are attached. Minor end of year adjustments will be made closer to 30 June (e.g. interest received, bank fees). There are no significant matters arising.
2. End of year reconciliations are continuing with Auckland Council relating to reimbursement of honorariums paid on behalf of the Board. If reconciliations are concluded by 30 June 2023, the Board will fully reimburse Auckland Council on or before that date. If reconciliations have not been finalised, an accrual will be made to record the liability as at 30 June 2023.
3. Invoices for the 2023-2024 annual levy due from Council have been issued and payment of the levy in full is due on 3 July 2023, (1 July being a weekend).
4. The annual grants will be distributed to the specified amenities by 15 August 2023.

### **Specified Amenity Quarterly Reports to 31 March 2023**

5. Quarterly reports to 31 March 2023 were received from all eight amenities and distributed under separate cover to directors in early May 2023.
6. Quarterly reports to 30 June 2023 are due on/about 31 July – these will be distributed to directors in early August 2023.

### **Amenities Annual Reports to 30 June 2023**

7. All eight Specified Amenities have received letters reminding them of the annual reporting requirements as specified in the Act and the Charities Act 2005. Finalised annual reports and financial statements (including audit reports – where needed) are due to be completed and submitted to the board no later than 30 September 2023.
8. Three of the Specified Amenities have submitted their audited financial statements and annual reports for the year ended 31 December 2022. These were circulated under separate cover early April 2023.
9. As at the date of this memo, the 2022 Annual Report and Audited Financial Statements for Auckland Rescue Helicopter and its associated entities remain outstanding.

## **AUCKLAND REGIONAL AMENITIES FUNDING BOARD**

### **Audit New Zealand**

10. The 2022 audit was completed in March 2023.
11. A letter sent to the Office of the Auditor General in February 2023 regarding the level of the proposed audit fees for 2022, 2023 and 2024 respectively remains unanswered, despite follow up action by the Chair.
12. The 2022 audit fee remains unpaid, although an amount was accrued to ensure the expenditure was correctly recorded in the 2022 financial year.
13. The forecasted accounts attached to this report have accrued the proposed AuditNZ fee for 2023, however this will need to be adjusted once the matter raised with the OAG has been resolved.
14. At the request of AuditNZ it is proposed that the material needed for them to undertake the annual audit will be ready as soon as practical after 30 June so that AuditNZ can attempt to undertake the 2023 audit ahead of larger audits (e.g. Auckland Council).

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**Profit & Loss Statement**

July 2022 To June 2023

Income		
Levy - Non GST Portion		\$16,550,479.00
Levy - ARAFB Admin Fee GST		\$360,000.00
<b>Total Income</b>		<b>\$16,910,479.00</b>
<b>Total Cost of Sales</b>		<b>\$0.00</b>
<b>Gross Profit</b>		<b>\$16,910,479.00</b>
Expenses		
Audit Fees		\$12,558.26
Advertising		\$2,970.04
Advisory Officer/Admin Charge		\$61,500.00
Dues & Subscriptions		\$4,246.15
Grants to Amenities No GST		\$16,550,479.00
Legal Fees		\$44,006.51
Consultants		\$2,040.00
Meeting Expenses		\$137.79
Employment Expenses		
Staff Amenities	\$420.03	
Honorariums	\$192,000.00	
<b>Total Employment Expenses</b>		<b>\$192,420.03</b>
Postage		\$213.04
Parking Charges		\$1,182.61
Bank Fees		\$79.93
<b>Total Expenses</b>		<b>\$16,871,833.36</b>
<b>Operating Profit</b>		<b>\$38,645.64</b>
Other Income		
Interest Income		\$39,752.31
<b>Total Other Income</b>		<b>\$39,752.31</b>
<b>Total Other Expenses</b>		<b>\$0.00</b>
<b>Net Profit/(Loss)</b>		<b>\$78,397.95</b>

This report includes Year-End Adjustments.

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## Balance Sheet

As of June 2023

<b>Assets</b>		
Current Assets		
Cash On Hand		
Cheque Account	\$777,872.51	
<b>Total Cash On Hand</b>		<b>\$777,872.51</b>
<b>Total Current Assets</b>		<b>\$777,872.51</b>
Fixed Assets		
Office Equipment		
Computer Equipment at Cost	\$4,635.00	
Computer Equipment Accum Dep	-\$4,635.00	
<b>Total Office Equipment</b>		<b>\$0.00</b>
<b>Total Fixed Assets</b>		<b>\$0.00</b>
<b>Total Assets</b>		<b>\$777,872.51</b>
<b>Liabilities</b>		
Current Liabilities		
Creditors		
Sundry Creditors	\$228,722.55	
GST		\$2,692.79
GST Collected	\$684,425.07	
GST Paid	-\$427,356.52	
GST Payments/Refunds	-\$266,008.34	
<b>Total GST</b>		<b>-\$8,939.79</b>
<b>Total Current Liabilities</b>		<b>\$222,475.55</b>
<b>Total Liabilities</b>		<b>\$222,475.55</b>
<b>Net Assets</b>		<b>\$555,396.96</b>
<b>Equity</b>		
Retained Earnings		
Current Year Earnings	\$476,999.01	
	\$78,397.95	
<b>Total Equity</b>		<b>\$555,396.96</b>

This report includes Year-End Adjustments.



# **AUCKLAND REGIONAL AMENITIES FUNDING BOARD**

## Memo

20 June 2023

To: Auckland Regional Amenities Funding Board Directors

From: Leigh Redshaw, Advisory Officer

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**Subject: Appointment of Chair and Deputy Chair – 2023-2024**

1. The positions of Chair and Deputy Chair of the Funding Board are renewed on an annual basis.
2. Under the provisions of the Auckland Regional Amenities Funding Act, it is necessary for the members of the Funding Board to appoint one of the six Auckland Council appointed members to the position of Chair.
3. Any remaining board member can be appointed as Deputy Chair.
4. Appointments take effective from 1 July each year.
5. Mr Scott Pearson and Ms Paula Browning were appointed as Chair and Deputy Chair respectively for the 2022-2023 term.
6. A serving chair and deputy chair can stand for re-appointment.