

## THE WEST COAST REGIONAL COUNCIL

### MINUTES OF AN EXTRAORDINARY MEETING OF COUNCIL HELD ON 30 MAY 2022 AT THE OFFICES OF THE WEST COAST REGIONAL COUNCIL, 388 MAIN SOUTH ROAD, GREYMOUTH, COMMENCING AT 6:14PM.

#### **PRESENT:**

A. Birchfield (Chair), S Challenger (via zoom), P. Ewen, B. Cummings, J. Hill (via zoom, L. Coll McLaughlin (via zoom), D Magner (via zoom).

#### **IN ATTENDANCE:**

H. Mabin (Chief Executive), R Vaughan (Acting Operations, Planning and Resource Science Manager, via zoom), N Costley (Strategy & Communications Manager), M Beagle (Greater Wellington, via zoom), M Ferguson (Corporate Services Manager, via zoom).

#### **1. WELCOME**

The Chair welcomed everyone to the meeting.

#### **2. APOLOGIES**

There were no apologies.

#### **3. DECLARATIONS OF INTEREST**

Cr Coll McLaughlin advised the meeting that she is an employee of Chris J Coll Surveying.

#### **4. REPORT – IRG PROJECT DELIVERY TEAM**

H Mabin spoke to this report and took it as read, noting it was a follow on from the workshop held the previous week. Cr Coll McLaughlin sought confirmation that this paper did not authorise direct appointment in place of tendering for contractors, noting that it was just for the panel of people that will make sure that the projects are set up on target.

M Beagle outlined that the proposal is to direct appoint a number of vendors to carry out a duty of care to establish what the programme is, such as the QS to understand exactly where Council is financially with the projects that are underway. MBIE is going to assist with procurement and commercial management, to ensure there is someone who understands contracts and to ensure they are in the correct format going forward. M Beagle would lead the programme. M Beagle advised that this is proposed for a period of 6-8 weeks, to hire an initial team to understand where Council is at financially and understand the projects and set things up, and then to proceed with Franz Josef. He has spoken to WSP who has the drawings at the moment. He will go back to them after tonight's meeting. He advised the Council that if something was not put in place soon then they would start being in a position where end dates would be breached. He reiterated that this was not appointing main contractors, only an interim team to understand the projects and what is required.

Cr Coll McLaughlin said that from a budgeting point of view this was within the approved budgets, but they would want to be informed if that situation changed. M Beagle said that he felt the budget he had put together for this was the best he could do within the timeframe but he was comfortable it would be sufficient.

Cr Cummings asked about the fees. M Beagle outlined what the budget was for, in terms of this initial phase of 6-8 weeks. Cr Cummings asked if Mr Beagle would keep an eye on the budget, and where liability lay if there was a budget blow-out. M Beagle said that Greater Wellington was not underwriting this, and that in his own projects there had been a cost saving. He said that the risk of not doing something was that Council may lose its funding. If Council is not delivering against its contractual conditions, then it may lose part or all of its funding. He said that Wellington Regional Council is not making money from this, it is more like a loss, and they are coming in to support WCRC.

Cr Cummings asked whether Council was still waiting for consents. H Mabin confirmed that they were but that some work could be commenced to get this moving forward. They need an engineer to get this moving forward but she had not yet seen a breakdown of the project budget. She reiterated that Council needed to start delivering the Franz Josef project.

Cr Hill said he did not have any questions and he was reasonably happy with the way forward. M Beagle said that there was the opportunity in 8 weeks to change the situation and set something else up if they felt it necessary. He reiterated that there was a governance committee providing oversight, and a lot of compliance with regulations etc. Cr Challenger felt that what they were doing had been clearly outlined and he was comfortable. He said would put his name forward as one of the Councillors on the subcommittee.

Cr Magner said that they had discussed the proposed subcommittee at their recent workshop. Cr Ewen said that he was not interested in being on the Committee. Cr Cummings said that there needed to be a terms of reference. M Beagle confirmed he would like the committee formalised as soon as possible so he could keep them informed of all developments straight away.

**Moved:** (Magner / Cummings): *that the Council:*

1. *Appoint an Infrastructure Governance Committee of Councillors Coll McLaughlin, Challenger and Cummings; and*
2. *Authorise the Chief Executive to extend the existing Memorandum of Understanding with Greater Wellington Regional Council to appoint Mike Beagle as the Programme Lead; and*
3. *Authorise the Chief Executive to enter into a Memorandum of Understanding with the Ministry of Business Innovation & Employment to appoint a Procurement and Commercial Manager; and*
4. *Authorise the Chief Executive to direct appoint a Client Technical Advisor; and*
5. *Authorise the Chief Executive to direct appoint for the Franz Josef IRG Project:*
  - a. *Maltby's as Quantity Surveyor*
  - b. *WSP as Engineer To Contract*

*Carried*

#### **Items to be Considered with the Public Excluded**

**Moved:** (Cummings / Challenger): *that the public be excluded from the following parts of the proceedings of this meeting, namely, -*

- *Items 5 & 6*

<b>Agenda Item No.</b>	<b>General Subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under section 7 of LGOIMA for the passing of this resolution</b>
<i>Item 5</i>	<i>IRG Projects Procurement Process</i>	<i>The item contains information relating to commercial matters</i>	<i>To protect commercial information (s 7(2)(b)).</i>
<i>Item 6</i>	<i>IRG Monthly Reports - April</i>	<i>The item contains information relating to commercial matters</i>	<i>To protect commercial information (s 7(2)(b)).</i>

- *Heather Mabin, Nichola Costley, Mike Beagle, Marc Ferguson and Rachel Vaughan be permitted to remain at this meeting after the public has been excluded, because of their knowledge on these subjects. This knowledge will be of assistance in relation to the matter to be discussed; and*
- *The Minutes Clerk also be permitted to remain at the meeting.*

*Carried*

The meeting moved in to a public-excluded session at 6:33pm.

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Chair

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Date