

22 May 2019

Memo to: Mayor and Councillors

Memo from: Governance Advisers

**Subject: WORKS AND INFRASTRUCTURE COMMITTEE – 23
MAY 2019 – LATE ITEM**

**2. Late Item: Nelson City Road Maintenance and
Renewal Contract 2019-24 EC3948 Tender Approval**

Document R10233

A public excluded report titled Nelson City Road Maintenance and Renewal Contract 2019-24 EC3948 Tender Approval is to be considered as a major late item at this meeting. This report was listed as item 2 on the public excluded agenda for the Works and Infrastructure Committee meeting on 23 May 2019 to ensure elected members were aware that it would be presented to this meeting.

In accordance with section 46A(7) of the Local Government Official Information and Meetings Act 1987 and Standing Order 9.12, a procedural resolution is required before a major item that is not on the agenda for the meeting may be dealt with.

In accordance with section 46A(7)(b)(i) the reason why the item was not on the agenda is because it came to hand after the agenda had been distributed.

In accordance with section 46A(7)(b)(ii) the reason why discussion of this item cannot be delayed until a subsequent meeting is because a resolution on the matter is required before the next scheduled meeting of the Works and Infrastructure Committee to enable a timely decision to be made.

Recommendation

That the Works and Infrastructure Committee

- 1. Considers the public excluded item regarding Nelson City Road Maintenance and Renewal Contract 2019-24 EC3948 Tender Approval at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the***

Local Government Official Information and Meetings Act 1987, to enable a timely decision to be made.

PUBLIC EXCLUDED BUSINESS

1. Exclusion of the Public

Recommendation

That the Works and Infrastructure Committee

- 1. Excludes the public from the following parts of the proceedings of this meeting.***
- 2. 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	Nelson City Road Maintenance and Renewal Contract 2019-24: Tender Approval	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> • Section 7(2)(b)(ii) To protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)