

**MINUTES OF A MEETING OF THE CITY DEVELOPMENT COMMITTEE HELD AT
WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON THURSDAY, 7 JUNE 2007,
COMMENCING AT 9.30 AM.**

PRESENT:

Councillors	PA	Hulse (Chairman)
	LA	Cooper (Deputy Chairman) (until 11.20 am)
	DQ	Battersby, JP (from 9.47 am) (until 12.19 pm)
	MFP	Chan, JP
	JM	Clews, QSO, JP
	RI	Clow (from 9.45 am) (until 1.03 pm)
	AK	Corban, OBE, JP
	RP	Dallow, QPM, JP (from 10.47 am)
	WW	Flaunty, QSM, JP (from 11.51 am) (until 1.03 pm)
	DE	Gilmour
	C	Harding, JP
	JP	Lawley (until 11.20 am)
	VS	Neeson, JP
Mrs	M	Te Huia (until 1.03 pm)

OBSERVERS:

EAG Grimmer, MNZM	(Chairman, Henderson Community Board)
GE Barnard	(Chairman, Massey Community Board)
RF Jessopp	(Massey Community Board)

IN ATTENDANCE:

- Director: Strategic Planning
- Director: Corporate and Civic Services
- Director: Quality Assurance
- Group Manager: Long Term, Urban & Environmental Strategy
- Group Manager: Social and Cultural Strategy
- Manager: Strategic Projects
- Special Projects Manager
- Chief Advisor: Town Centre Development
- Senior Analyst Environmental Policy
- Community and Reserves Legal Officer
- Urban Design, Strategy
- Consultant, Strategy
- Strategic Planner
- Social Policy Analyst, Strategy Unit
- Social Infrastructure Planner
- Team Leader, Cultural Wellbeing
- Strategic Partnerships Advisor, Environmental
- Senior Advisor, Sustainable Management
- Strategic Advisor: Community Outcomes
- Senior Arts Project Coordinator
- Planning & Design Manager - Transport Assets
- Strategic Advisor: Transport
- Project Engineer
- Committee Secretary: S Simiona

ALSO IN ATTENDANCE:

- J Mooney, Architectus
- K Brewer, Architecture Brewer Davidson
- P McCombs, Transit New Zealand
- V Lin, Transit New Zealand
- L Wee, Transit New Zealand

1 APOLOGIES

972/2007

MOVED by Neeson, seconded Clews:

That apologies from Cr Stone for absence, Crs Battersby, Clow, Dallow and Flaunty for lateness and Crs Lawley and Cooper for early departure be received and sustained.

CARRIED

2 URGENT BUSINESS

The Chairman with the consent of the meeting deferred Item 2: Urgent Business until after Item 5: State Highway Update.

3 CONFIRMATION OF MINUTES

973/2007

MOVED by Cr Neeson, seconded Cr Chan:

That the minutes of the Meeting of the City Development Committee held on Thursday, 3 May 2007 and Friday, 18 May 2007, as circulated, be taken as read and now be confirmed.

CARRIED

9.45 am Cr Clow entered the meeting.

9.47 am Cr Battersby entered the meeting.

4 PRESENTATION ON A RAMP SIGNALS

10.03 am Cr Battersby left the meeting.

974/2007

MOVED by Cr Neeson, seconded Cr Cooper:

That the Presentation by Peter McCombs, Travel Demand Project Director: Transit New Zealand be received.

CARRIED

5 STATE HIGHWAYS UPDATE

10.12 am Cr Lawley left the meeting.

975/2007

MOVED by Cr Gilmour, seconded Cr Harding:

1. That the State Highways Update report be received.

2. That the expectations in relation to the proposed Northwestern ramp signals project as set out in this report be approved.

3. That the Chief Executive Officer be requested to write to Transit New Zealand confirming the City Development Committee's expectations in relation to the proposed Northwestern ramp signals project.

CARRIED

RECOMMITTAL

The Chairman with the consent of the meeting recommitted Item 2: Urgent Business at this time.

2 URGENT BUSINESS

976/2007

MOVED by Cr Clews, seconded Cr Neeson:

That Strengthening Auckland's Regional Governance report be accepted as Urgent Business as Council's responses on the Strengthening Auckland's Regional Governance was required by the end of May 2007.

CARRIED

2A STRENGTHENING AUCKLAND'S REGIONAL GOVERNANCE

10.17 am Crs Battersby and Lawley returned to the meeting.

10.47 am Cr Dallow entered the meeting.

977/2007

MOVED by Cr Clews, seconded Cr Battersby:

1. That Council adopts the workshop recommendations as amended by this meeting relating to the proposed package to strengthen Auckland's Regional Governance as follows:
 1. That the Council acknowledges and confirms the essence of the problem statement agreed at the outset of the project, and in particular the need for improved arrangements for the region to effectively partner with and negotiate with central government in order to achieve international competitiveness as a city-region, and manage long-term development more sustainably.
 2. That the Council acknowledges that the proposals for reform constitute a start on a process of evolutionary (rather than sudden) change to address these issues, but notes that further and wider reforms may be desirable in the medium term.
 3. That Waitakere continues to support the proposals outlined in December 2006, and refined in the report of 16 May 2007. In order to advance and consolidate those proposals, Waitakere resolves to respond to the specific issues raised as follows:

(a) GAC/ARC

Recommend status quo

- The **name** Auckland Regional Council should be retained
- The **role** of the ARC should remain unchanged other than as a result of changes agreed in this process
- The **leader** should continue to be appointed by members

- The **membership** should remain as at present – 13 councillors elected across 6 constituencies aligned to TA boundaries.

(b) **Regional Sustainable Development Forum (RSDF)**

Recommend that the RSDF is the key new institutional mechanism for achieving agreement and collective responsibility at local, regional and national level for the development programme for the region.

- The RSDF should be constituted as a **standing committee** of the ARC, using the provisions of sections 37SE - 37SH of the LGA74 in the first instance, if appropriate.
- The key function of the RSDF should be to prepare and recommend to the ARC, for adoption, the **One Plan** as a means of co-ordinating and integrating regional strategies for land use (lead) transport, other infrastructure, economic, social and cultural development, and environmental performance.
- The RSDF should be the mandated primary **point of contact** for the government in engaging with regional development and planning issues that affect the whole region.

RSDF Representation

- Council Representation:
 - ARC: 4 members (Committee Chairs?)
 - Cities: 2 members each appointed by each Council
 - Districts: 1 member each appointed by each council
- Central Government representation:
 - 3 – 5 ministers or delegates (recognising the importance of this relationship)
 - Mana Whenua representation
The reason for Mana Whenua representation appears to be founded on the exercise of the Crown's Treaty partnership obligations, which elevates this group above stakeholders. Difficulties might be anticipated in providing an adequate resourcing and backup for these representatives. Until Treaty settlements are concluded, WCC recommends that the Minister of Maori Affairs hold specific representation on the Forum with the ability to appoint Mana Whenua representative(s) as his delegates, and for his Ministry of Maori Development to provide consultation and back up support for those representatives.
- It is recommended that the maximum membership should be 20 representatives.

RSDF Machinery of Government

- The **RSDF Chair** should be appointed by the ARC from amongst the Forum members on the recommendation of the RSDF.
- **RSDF decision-making** should be consensus whenever possible. If that fails, decisions should be by majority decision, but when decisions are to be formally binding on all parties, a 75% majority should be required.

- Each member should have **one vote**.
- **Existing fora** (such as RGF, RLTS, AREDF/Metro) should be abolished and their responsibilities transferred to the RSDF for incorporation into the One Plan. (Thus simplifying and streamlining regional governance.)

(c) **The One Plan**

Recommend the development of a single strategic document that expresses the agreed regional development programme and funding commitments.

One Plan Breadth

- One Plan should develop over time, starting with the content of the RGS, RLTS, REDS, but expanding over time to cover the 4 wellbeings.
- Includes vision, goals, directional shifts and ethos of LTSP.
- Initially records existing strategic agreements and funding agreements.
- Needs to urgently address regional responses to global forces of change.
- Focus on regional priority actions that will achieve “step change” in competitiveness, efficiency, well being.
- Records Auckland’s place in the nation, relationship with adjoining regions and NZ, and expectations about engagement with central government.
- Key function is horizontal and vertical integration of development programme.

One Plan Depth

- Issues of regional significance. Focus on high-level, complex, difficult to solve issues.
- Could include outcomes, objectives, strategic direction, priorities and funding parameters.
- Prioritised projects to be agreed.
- 20 – 30 year time frame with a view to 50 year horizon.

Enforceability

- A primary focus is engaging the Crown, so their representation is essential along with the use of multi-year and bulk regional funding agreements, and performance contracts.
- Until 2012, primary local government commitments should generally be limited to those in LTCCPs, but beyond 2012 LTCCP commitments may be revised to reflect One Plan funding needs.
- Capacity to enter into agreements with providers of infrastructure, including providers such as Watercare Services limited and energy companies.
- Ability to conclude binding agreements between/among parties.
- Generally parties should be required to give effect to decisions, and as a minimum to not act inconsistently with One Plan. The One Plan needs to be enforceable according to the needs of

each policy, so that provisions should be able to range from advisory to mandatory.

- Generally, ARC should be the One Plan contract and funding agreement negotiating agent.

Sanctions/ Levers

- Support for the range of incentives and sanctions including moral suasion. The sanction of exclusion from the benefits of participation should only be used after careful consideration.

Consultation

- RSDF should be responsible for public consultation on the One Plan, and in recommending the Plan to the ARC for approval should also comment on the consultation process and outcomes.

Relationship with Community Outcomes Process

- RSDF should report to the ARC on the extent to which One Plan delivers on the Community Outcomes the ARC has recorded.

Ability of the (GAC) ARC to amend One Plan

- Follow the RGF provisions of Section 37SG (4) of the LGA74: "the function of the (RGSF) is to advise on and approve the (One Plan) and any amendment to that (One Plan) before any such amendment (or One Plan) is adopted by the Auckland Regional Council." ie the ARC can adopt a plan or amendment only on the recommendation of RGSF.

Transition

- The One Plan will evolve with experience and time. The target should be to complete the first iteration of the One Plan by the end of 2008 in order to inform the local government 2009-2012 LTCCP process, and 2009-2012 budgets, with a review by 2011, in time for the 2012 LTCCP review.

(d) Three Waters

Status quo

- WCC has signalled its intention to resolve that Watercare Services Ltd should not be able to pay a dividend. The status quo should continue with respect to Watercare Services Limited governance and legislative arrangements. This means that no proposals for Watercare Services Ltd to pay a dividend should be actioned at this time, and that there should be no change in the ownership by TAs. At some future date, it may be desirable to review whether the present arrangements are the best possible to ensure the sustainable development of the Auckland region. Work on the Three Waters Strategy should be reported to RSDF.

(e) Regional Facilities

- Any regionally funded facility should be owned by a regional entity. If funding is to be shared across units of local government, the proportionality formula should reflect usage by

communities. WCC considers the West Wave Pool in Henderson to be such a regional facility.

(f) **Economic Development**

- Waitakere has a very successful and cost-effective EDA. The Council supports the strengthening of a Regional EDA, and the incorporation within that of Tourism Auckland, on a basis that does not undermine the effectiveness, profile and engagement with government of Waitakere Enterprise. The Regional EDA has a critical role in coordinating local EDAs.

(g) **Transport**

- Need to engage with Government immediately to incorporate proposals from the Transport Workstream into government policy and legislation on the implementation of ATSAP, the government's reform of transport entities, the "Next Steps in the Land Transport Review, 30 April 2007, and the Cabinet decisions on this review [POL min (07) 9/5 refers].

(h) **Shared Services**

- Support for continued action on shared services, including, for example investigations into coordinated rating and valuation systems.

(i) **Funding**

- Acknowledge that existing funding mechanisms available to local and regional government are insufficient to meet the strategic and timely development needs of the region.
- There is a need to consider the cost-effectiveness of the RSDF/OnePlan proposal, and the funding arrangements for its operation.

(j) **Land Use**

- There needs to be further efforts to ensure that transport and other infrastructure planning and services give effect to the growth concept of the RGS and the shifts of the LTSF.
- ARC needs to ensure that the land use intent of the One Plan is reflected in timely revisions of the RPS prepared under the RMA.

(k) **Other**

- CDEM should continue to be a joint regional and local undertaking to ensure the continued engagement of local communities and marshalling of volunteers.
- Parks, RMA, Harbours responsibilities of ARC should remain unchanged.
- Support for further investigations into regional development corporation for major projects.

Consultation with the public on the proposed package is essential. WCC considers that an eight week concerted process is the minimum required. Consultation should be a shared government/local government undertaking.

Footnote: key to acronyms

AREDF: Auckland Region Economic Development Forum
ARC: Auckland Regional Council
ATSAP: Auckland Transport Alignment Project
EDA: Economic Development Agency
GAC: Greater Auckland Council
LGA 74: Local Government Act 1974
LTCCP: Long Term Council Community Plan
LTSF: Long Term Sustainability Framework (for the Auckland Region)
RGF: Auckland Regional Growth Forum
RGS: Auckland Regional Growth Strategy
RLTS: Auckland Region Land Transport Strategy
RMA: Resource Management Act
RPS: Auckland Regional Policy Statement
RSDF: Auckland Regional Sustainable Development Forum
TA: Territorial Authority

2. That the Council forward a copy of the approved recommendations to the project team for incorporation into the final report.

CARRIED

10.57 am Cr Lawley left the meeting.

Order of business resumed at Item 6: Trading Place, Henderson - Bridge Design Report.

6 TRADING PLACE, HENDERSON - BRIDGE DESIGN REPORT

11.09 am Cr Lawley returned to the meeting.

978/2007

MOVED by Cr Cooper, seconded Cr Dallow:

1. The Trading Place, Henderson - Bridge Design Report be received.
2. That the design of the Trading Place Bridge, Henderson be approved.
3. That the Trading Place Bridge, Henderson project be approved to proceed to tender and construction in due course.

A Divison was called for.

For

Cr Clow
Cr Lawley
Cr Gilmour
M Te Huia
Cr Clews
Cr Harding
Cr Cooper
Cr Dallow
Cr Neeson
Cr Hulse

Against

Cr Corban
Cr Battersby
Cr Chan

CARRIED

ADJOURNMENT

979/2007

MOVED by Cr Hulse, seconded Cr Neeson:

That the meeting stand adjourned until 11.30 am.

CARRIED

11. 20 am The meeting adjourned.

11. 37 am The meeting reconvened. Crs Cooper, Gilmour and Lawley were not present.

PRECEDENCE OF BUSINESS

980/2007

MOVED by Cr Hulse, seconded Cr Neeson:

That Item 15: New Lynn Transit Oriented Development Project Update be accorded precedence at this time.

CARRIED

15 NEW LYNN TRANSIT ORIENTED DEVELOPMENT PROJECT UPDATE

11.44 am Cr Gilmour returned to the meeting.

11.51 am Cr Flaunty entered the meeting.

11.53 am Cr Dallow left the meeting.

12.08 pm Cr Dallow returned to the meeting.

981/2007

MOVED by Cr Clow, seconded Cr Gilmour:

That the New Lynn Transit Oriented Development Project Update report be received.

CARRIED

The order of business resumed at Item 7: Housing Action Plan.

7 HOUSING ACTION PLAN

12.19 pm Cr Battersby left the meeting.

982/2007

MOVED by Cr Clow, seconded Cr Gilmour:

1. That the Housing Action Plan report be received.
2. That a draft Housing Action Plan be presented to the City Development Committee for consideration and consultation with key housing stakeholders across the City.

CARRIED

8 SOCIAL INFRASTRUCTURE PLANNING FRAMEWORK

983/2007

MOVED by Cr Clow, seconded Cr Dallow:

1. That the Social Infrastructure Planning Framework report be received.
2. That the revised Social Infrastructure Planning Framework be approved.

CARRIED

9 WAITAKERE PACIFIC BOARD AND WAITAKERE ETHNIC BOARD COMMUNITY PARTNERSHIP AGREEMENTS UPDATE

984/2007

MOVED by Cr Clews, seconded Cr Harding:

That the Waitakere Pacific Board and the Waitakere Ethnic Board Community Partnership Agreements Update report be received.

CARRIED

10 DRAFT VARIATION NO. 2, REGIONAL PARKS MANAGEMENT PLAN SUBMISSION

12.41 pm Cr Dallow left the meeting.

985/2007

MOVED by Cr Neeson, seconded Cr Gilmour:

1. That the Draft Variation No. 2, Regional Parks Management Plan Submission report be received.
2. That the City Development Committee endorses Waitakere City Council's submission to the draft Variation No. 2, Regional Parks Management Plan as attached at pages A36 to A41 to the Agenda, with the addition of a submission to stop the present review process and to be reconvened after the enactment of the Waitakere Ranges Heritage Area Bill.
3. That Councillors Stone, Hulse and Cooper to sign off the submission to the draft Variation No. 2, Regional Parks Management Plan and present it to the Auckland Regional Council hearings.

CARRIED

ADJOURNMENT

986/2007

MOVED by Cr Hulse, seconded Cr Clews:

That the meeting stand adjourned until 1.30 pm.

CARRIED

1.03 pm The meeting adjourned.

1.43 pm The meeting reconvened. Crs Corban, Clow, Flaunty, Gilmour and M Te Huia were not present.

11 WAITAKERE INFORMATION ACCESS PROJECT UPDATE

987/2007

MOVED by Cr Clews, seconded Cr Harding:

1. That the Waitakere Information Access Project Update report be received.
2. That the submission made by Council officers to the Ministry of Economic Development on the Operational Separation of Telecom New Zealand be approved.
3. That further investigation and research into the costs and benefits of open access infrastructure models for the deployment of Broadband services be undertaken and that this research is funded through the Northern Strategic Growth Area research budget.

CARRIED

12 LAB PROJECT DRAFT BIODIVERSITY REPORT

1.44 pm Cr Gilmour returned to the meeting.

988/2007

MOVED by Cr Neeson, seconded Cr Chan:

1. That the LAB Project Draft Biodiversity Report be received.
2. That the City Development Committee approves the word content of the draft Biodiversity Report attached at pages A46 to A69 to the Agenda.

CARRIED

13 SUNDERLAND SCHOOL - APPROVAL OF TERMS OF LICENCE

989/2007

MOVED by Cr Neeson, seconded Cr Gilmour:

1. That the Sunderland School – Approval of Terms of Licence report be received.
2. That the terms of the draft licence to be granted to Sunderland School for the use of Council owned fields and facilities attached to the Agenda at pages A70 to A86 be approved and that a fee of \$105 plus GST per field per hour be charged to Sunderland School in respect of the soil fields at Henderson Park and Te Atatu South Park and that a fee of \$140 plus GST per field per hour be charged to Sunderland School in respect of the sand fields and the Douglas Track and Field at Waitakere Stadium in accordance with the terms of the licence referred to in this resolution.
3. That the Chief Executive Officer be given authority to negotiate and grant the licence referred to in resolution no: 2 above to Sunderland School.

CARRIED

14 **PROPOSAL BY VECTOR LIMITED TO LOCATE UNDERGROUND DUCT AND CABLE ROUTES ACROSS RESERVES - REQUEST FOR EASEMENT IN RESPECT OF CABLE ROUTES**

1.53 pm Cr Dallow returned to the meeting.

1.55 pm Cr Corban returned to the meeting.

990/2007

MOVED by Cr Clews, seconded Cr Dallow:

1. That the Proposal by Vector Limited To Locate Underground Duct and Cable Routes Across Reserves – Request for Easement in Respect of Cable Routes report be received.
2. That the Chief Executive Officer approve the granting of easements in respect of the Jack Colvin project referred to in the Agenda report in respect of Lot 169 of DP 44193 in accordance with the plan attached at page A87 to the Agenda, the terms of which are to be approved by the Manager: Legal Services and that if required the consent of the Minister of Conservation be obtained in accordance with section 48 Reserves Act 1977.
3. That the Chief Executive Officer approve the granting of easements in respect of the Te Atatu project referred to in the Agenda report in respect of Lot 9 DP 55828 (Flanshaw Esplanade Reserve) and Lot 4 DP 109243 (Henderson Creek Esplanade Reserve) in accordance with the plan attached at page A88 to the Agenda the terms of which are to be approved by the Manager: Legal Services and that if required the consent of the Minister of Conservation be obtained in accordance with section 48 Reserves Act 1977.
4. That it be approved that public notice is not required in respect of the granting of the easements referred to in resolutions 2 and 3 above for the purposes of laying underground duct and cable routes in accordance with section 48 of the Reserves Act 1977 on the basis that the reserves are not likely to be materially altered or permanently damaged and the rights of the public are not likely to be permanently affected.
5. That a report be prepared for the City Development Committee reviewing the relationships and relationship management arrangements between Council and Vector Limited, and the prospects for future developments, including cost sharing arrangements, and including an update on implications for the city of the current Telecommunications Act Review.

CARRIED

15 **NEW LYNN TRANSIT ORIENTED DEVELOPMENT PROJECT UPDATE**

This item was considered following Item 6: Trading Place, Henderson - Bridge Design Report.

REPORTS FROM THE SUBCOMMITTEES

16 CULTURE, ARTS AND EVENTS SPECIAL COMMITTEE

991/2007

MOVED by Cr Gilmour, seconded Cr Corban:

That the Meeting report of the Culture, Arts and Events Special Committee held on Wednesday, 9 May 2007 be received.

CARRIED

17 PROJECTS SPECIAL COMMITTEE

992/2007

MOVED by Cr Dallow, seconded Cr Gilmour:

That the Meeting report of the Projects Special Committee held on Wednesday, 2 May 2007 be received.

CARRIED

PUBLIC EXCLUDED MATTER

18 STRATEGIC LAND ACQUISITION - STRATEGIC FRAMEWORK AND FUNDING

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

993/2007

MOVED by Cr Dallow, seconded Cr Neeson:

That the public be excluded from the following part of the proceedings of this meeting, Strategic Land Acquisition - Strategic Framework and Funding.

The general subject of the matter to be considered while the public is excluded, the reason for passing this resolution in relation of the matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of the matter to be considered.	Reason for passing this resolution in relation to the matter.	Ground(s) under Section 48(1)(a) for the passing of this resolution.
<ul style="list-style-type: none">Strategic Land Acquisition - Strategic Framework and Funding	<p>The withholding of information is necessary in order to:</p> <ul style="list-style-type: none">Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	<p>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 7(2)(i) of that Act which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public as follows:

- *The report contains information which if released could affect Council's negotiations.*

CARRIED

2.01 pm The public were excluded.

Minute Number 994/2007 is recorded in the Confidential Section of these Minutes.

2.21 pm The public were readmitted.

RESTATEMENT

The Committee resolved while the public were excluded (Moved by Cr Dallow, seconded Cr Corban (resolution 994/2007 no: 4) *"That the Strategic Land Acquisitions - Strategic Framework and Funding report and resolutions remain confidential until such time as the reasons for confidentiality no longer exist."*

2.22 pm

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

CONFIRMED AT A MEETING OF THE CITY
DEVELOPMENT COMMITTEE HELD ON

DATE:.....

CHAIRMAN:.....