

**MINUTES OF AN ORDINARY MEETING OF THE COUNCIL HELD IN THE
CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY,
ON WEDNESDAY, 25 SEPTEMBER 2002 COMMENCING AT 5.35 PM.**

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PRESENT:

Mayor	RA	Harvey, QSO, JP
Deputy Mayor	CA	Stone
Councillors	DQ	Battersby, JP
	BA	Brady, JP
	AC	Fenton (from 5.44 pm)
	PA	Hulse
	JP	Lawley
	GE	Nash, JP
	GB	Presland
	GW	Russell
	DA	Yates, JP

TE TAUMATA RUNANGA: Mrs M Te Huia

COMMUNITY BOARDS:

Mr B Jessopp	(Chairperson Massey Community Board)
Mrs EG Francke	(Chairperson New Lynn Community Board)
Mrs CA Shepherd, JP	(Chairperson Waitakere Community Board)
Mr WR Davis	(Deputy Chairperson Henderson Community Board)
Ms GPJ Marshall	(New Lynn Community Board)
Mr BJ Peters	(New Lynn Community Board)
Mr R Kernaghan	(New Lynn Community Board)
Mr P van der Voort	(New Lynn Community Board)
Mr KP Healy	(Waitakere Community Board)

IN ATTENDANCE:

Chief Executive
Director: City Services
Director: Strategic Projects
Director: Corporate & Civic Services
Director: Finance
Manager: Maori Issues
Public Affairs Manager
Manager: Democracy and Support Services
Manager: Executive Office
Service Manager - Transport Assets
Business Manager Engineering (Roothing)
Transportation Engineer, Transport Asset
Transport Engineer
Senior Engineer (Roothing)
Strategic Planner Monitoring
Quality Liaison Officer
Revenue Accountant
Mayoral Executive Officer
Committee Secretary: N Delamere
O Schuster
S Simiona
Committee Administrator: M Keepa

1 OPENING PRAYER

Pastor Mark Jackson from the Community Church, Massey said the Opening Prayer.

2 APOLOGIES

2881/2002

MOVED by Cr Stone, seconded Cr Brady:

That apologies from Crs Clews, Dallow, Hoskin and Neeson for absence and Cr Fenton for lateness be received and sustained.

CARRIED

3 CONFIRMATION OF MINUTES

2882/2002

MOVED by Cr Nash, seconded Cr Hulse:

That the minutes of the Special Meeting of the Council (Rail Rolling Stock Tender - Smart Rail) held on Wednesday, 28 August 2002, the Ordinary Meeting of the Council held on Wednesday, 28 August 2002, the Emergency Meeting of the Council (Statements of Corporate Intent) held on Tuesday, 3 September 2002, the Special Meeting of the Council (Strategic Review) held on Monday, 16 September 2002, and the Special Meeting of the Council (Various) held on Tuesday, 17 September 2002, including the Public Excluded minutes, as circulated, are taken as read and now confirmed.

CARRIED

4 URGENT BUSINESS

There was no Urgent Business.

PART A - CONFIRMATION OF SPECIAL ORDER

5 ALTERATION TO DIFFERENTIAL RATING SYSTEM

2883/2002

MOVED by Cr Nash, seconded Cr Yates:

1. That the information be received.
2. That the Special Order altering the differential rating system now be confirmed as hereafter set out namely; -

SPECIAL ORDER: ALTERATION TO DIFFERENTIAL RATING SYSTEM

WHEREAS the Waitakere City Council has by Special Order confirmed on the 11th day of October 1990 resolved to adopt a system of rating on a differential basis **AND WHEREAS** the said system of rating on a differential basis was altered by Special Orders confirmed on the 24th day of July 1991, the 26th day of August 1992, the 4th day of October 1993, the 4th day of September 1995, the 1st day of October 1996, the 7th day of August 1997, the 12th day of August 1998, the 1st day of September 1999, the 29th day of November 2000 and the 3rd day of September 2001 **AND WHEREAS** by virtue of S.85 of the Rating Powers Act 1988 the Council is empowered to further alter the system of differential rating as applied in the District **NOW THEREFORE** the Waitakere City Council, in exercise of the powers given to it by the Local Government Act 1974, the Rating Powers Act 1988, a certain Order-in-Council published in the NZ Gazette No 99 on 13 June 1989 giving effect to a Final Reorganisation Scheme, and any other enactment enabling, **DOTH HEREBY** confirm as a **SPECIAL ORDER** an alteration to the system of rating on a differential basis as follows, namely:

WHEREAS the Waitakere City Council having been constituted as a territorial authority under the Local Government Act 1974 with effect from the 1st day of November 1989 desires to alter the system of rating on a differential basis in the District as from and including the 1st day of July 2002 **AND WHEREAS** the system of rating within the district is required to be based upon land value **NOW THEREFORE** the basis of differential rating shall be as follows:

1. Each property shall be allocated as at the 1st day of July in each year (and including the said 1st day of July 2002) into a differential rating category determined according to the application in each case of the following criteria, namely:-
 - (a) There shall be two principal differential categories as follows:

The 'Drainage Area' being that part of the District situated within the Metropolitan Area of the (now) Auckland Regional Council district as defined in the Auckland Regional Authority Act 1963 or serviced by a connection or the right to make a connection to the wastewater system for such Area previously authorised or provided for in accordance with an agreement pursuant to S.46 of the Auckland Metropolitan Drainage Act 1960 (whether or not the said S.46 shall have been repealed prior to confirmation of this Special Order) or by an Agreement entered into with Watercare Services Limited **PROVIDED HOWEVER** that the Drainage Area shall exclude those properties contained in Schedule A (Sturges Road non-sewered) and Schedule B (RNZAF Base Auckland).

The 'Non-Drainage Area' being that part of the District situated within the Outer Area of the (now) Auckland Regional Council district as defined in the Auckland Regional Authority Act 1963 and not serviced by a connection or the right to make a connection to the wastewater system for the Drainage Area authorised or provided for as aforesaid or by an Agreement with Watercare Service Ltd **PROVIDED HOWEVER** that the Non-Drainage Area shall include those properties contained in Schedule A (Sturges Road non-sewered) and Schedule B (RNZAF Base Auckland).

(b) Each of the two major differential categories produced in accordance with the application of clause (a) shall be further subdivided into the following differential categories:

(i) Properties used for farmland purposes and having a rates postponement value determined under S.22 of the Rating Valuations Act 1998 (hereinafter called 'farmland properties').

(ii) Properties excluding (i) above, either:

(a) attributed within one of the following 'Human Environments' under the Waitakere City Proposed District Plan, namely:-

Community

Community (Periphery)

Working, or

(b) attributed within any other Human Environment but shown or recorded under the said Waitakere City Proposed District Plan as a 'Scheduled Site', or

(c) attributed within any 'Special Area' Human Environment, except the 'Urban Growth Special Area', 'College Special Area', 'Harbourview North Special Area' and 'Marae Special Area' or

(d) used for commercial and/or industrial purposes.

(All such properties under (a), (b), (c) and (d) above being hereinafter described as being in the Commercial/Industrial category or described as being used for Commercial/Industrial purposes.)

(iii) Properties excluding (i) and (ii) above which in Council's opinion contain two or more 'dwellings' (as defined in the City-Wide Rules incorporated within the Waitakere City Proposed District Plan administered by Council) **PROVIDED THAT** a 'granny flat' (being a 'minor household unit' as defined in the said City-Wide Rules, and used as their principal place of permanent residence by a member or members of the immediate family of the occupier of the associated dwelling on the same site or is used by such occupier in direct conjunction with his/her occupation of such associated dwelling or is otherwise to be kept vacant for the financial year concerned) shall not be a dwelling for the purpose of this clause where Council has on application in each year made to it by the said occupier approved such flat as qualifying as at the 1st day of July in such year under this proviso and **PROVIDED FURTHER** that such two or more dwellings shall be attributed within a single assessment on the Valuation Roll for rating purposes (such properties being hereinafter called 'multi-unit properties').

Such category shall be further sub-divided into five sub-categories (1)-(5) inclusive according to the number of 'dwellings' in Council's opinion contained within such property and assessment on the Valuation Roll as aforesaid, namely:-

- (1) 2 Units
- (2) 3 Units
- (3) 4 Units
- (4) 5 to 9 Units
- (5) 10 or more Units

and **PROVIDED FURTHER** that no property attributed wholly or partially within the 'Countryside' or 'Waitakere Ranges' Human Environments under the Waitakere City Proposed District Plan shall be deemed to be a 'multi-unit property' under this category unless it shall contain more than three dwellings.

- (iv) Properties, excluding (i) and (iii) above and special category properties as hereinafter set out in (v) below, which are within the 'Urban Growth Special Area', 'College Special Area' or 'Marae Special Area' Human Environment or are attributed a Human Environment other than Community, Community (Periphery), Working or 'Special Area' (except the said 'Special Areas' hereinbefore identified) and which are not 'Scheduled Sites', and properties which are attributed a Community, Community (Periphery), Working or Special Area Human Environment but are not used for industrial and/or commercial purposes and are not vacant or undeveloped or used for farming (including grazing) purposes so as to be classified in accordance with clause (c)(i).
- (v) Special categories being properties occupied and used by:
 - (a) Local authorities named in, or a local authority of any of the classes specified in, the First Schedule to the Local Government Act 1974 and Local Authority Trading Enterprises as otherwise defined by S.594B of the Local Government Act 1974 (but excluding in each case properties having attributed a Community, Community (Periphery), Working or Special Area Human Environment as the case may be), such properties being placed in the following sub-categories:
 - (1) Properties used for watershed purposes.
 - (2) Properties which are reserves and where partial remission of rates is granted.
 - (3) Properties which are reserves and where full remission of rates is granted.
 - (4) Other properties where rates are required to be paid in full.
 - (b) Those organisations other than local authorities which are eligible for remission of rates under the provisions of S.179 of the Rating Powers Act 1988, such properties being placed in the following sub-categories:
 - (1) Properties where partial remission of rates is granted.
 - (2) Properties where full remission of rates is granted.

- (3) Other properties used by the said organisations and where rates are required to be paid in full.
- (c) For the purpose of the preceding sub-clauses (a) and (b):-
- (i) Properties which, according to the Human Environment attributed or to use, could be allocated to more than one such differential category shall be classified according to use rather than the Human Environment attributed where the use or principal use is not a permitted activity within the Human Environment attributed, unless the property shall be vacant or undeveloped or is used for farming (including grazing) purposes but does not have a rates postponement value, in which case it shall be classified according to the Human Environment attributed, and
 - (ii) 'Farmland' and 'Farming purposes' shall have the meanings provided in S.2 of the Rating Powers Act 1988, and
 - (iii) 'Dwelling' shall be deemed to include a Principal Unit created in accordance with the Unit Titles Act 1972 where such Principal Unit is the self-contained home or residence of a single household or is capable of being and/or is intended to be so occupied, and
 - (iv) Properties used for watershed purposes" shall have the same meaning as "water catchment land" under Section 89(1) of the Rating Powers Act 1988 and shall further include land vested in or under the control of Watercare Services Limited and used as a water collection area or as reservoir land (including any buffer lands) and/or filter station site, and for clarification shall include the following assessments:-

342"00-212-00 (Watercare Services Limited)

33220-004-00 (Watercare Services Limited)

33220-010-00-A (Watercare Services Limited)

33220-010-00-B (Watercare Services Limited)

33220-001-00-W (Watercare Services Limited)

33220-001-00-AA (Auckland Regional Council)

and, for the avoidance of doubt, such classification shall apply notwithstanding that such land, or any part, may be a reserve under the Reserves Act 1977 and/or be held as part of Auckland Centennial Memorial Park and whether or not such lands shall be accessible by members of the public, and whether or not any remission be available in accordance with the Second Schedule to the Rating Powers Act 1988, and

- (v) Properties used or occupied as "rest homes" or "private hospitals" shall be deemed to be used for commercial rather than residential purposes, and attributed to Category 1(b)(ii) for rating purposes, and such properties shall include those licensed under the Old People's Homes Regulations 1987, or as private hospitals under the Hospitals Act 1957 and amendments, but shall not include homes for physically and mentally disabled persons which do not require to be licensed, and
- (vi) Properties used or occupied by the Returned Services Association or any branch thereof as clubrooms or for the purposes of the activities of such organisation other than for residential accommodation, shall be deemed to be used for commercial purposes and attributed to Category 1(b)(ii) for rating purposes.
- (vii) Properties wholly used or occupied as licensed Child Care Centres, or partially used and occupied for such purpose in conjunction with any other residential or rural use, shall be deemed to be classified in Category 1(b)(iv) rather than as properties used for commercial purposes, and
- (viii) Use of a property for any 'Home Occupation' as defined in the City-wide Rules incorporated within the Waitakere City Proposed District Plan shall not be deemed to be use "for commercial and/or industrial purposes" so far as classification into any category of any such property is concerned.
- (ix) 'Year' shall mean the financial year for rating and other purposes applicable to territorial local authorities commencing on 1st day of July and concluding on the following 30th day of June, and
- (x) The power to classify properties in each case shall be deemed to have been delegated by Council in accordance with S.715 of the Local Government Act 1974 to the Director of Finance (with power to further delegate that power in accordance with S.716) and similarly the power to make any other determination or to exercise any discretion, opinion or approval in accordance with the said preceding clauses shall be similarly deemed to have been so delegated, and
- (xi) Notwithstanding anything contained herein a property may be reclassified for any particular rating year, after the said 1st day of July and until the Council shall make and strike the rates for such year, where by reason of notification of change of use or Human Environment attribution, subdivision, cross-leasing, completion of covenant, application by the owner or occupier or other such circumstance shall, in the opinion of the said Director of Finance, render such reclassification fair and equitable to such ratepayer or to other ratepayers generally.

2. The Rate requirement of Council shall be met as follows:-
- (a) The supply of water (including loan charges in relation to the provision of water reticulation and/or supply of water) shall be chargeable to the properties concerned and collected by charge made and levied in accordance with S.26 of the Rating Powers Act 1988 and the General Bylaw No.4, 1990 - Chapter 7, Water Supply - including any minimum charge as may be specified in the resolution.
 - (b) The residual costs of waste collection (including the costs of treatment and disposal of waste so collected) and solid waste management activities, being those expenditures not budgeted to be met by the receipts from the by-bag collection regime or from charges imposed upon Authorised Refuse Collectors pursuant to the provisions of Bylaw No.30 – Refuse Placement and Collection, shall be chargeable to the properties concerned and collected by Uniform Annual Charge made and levied in accordance with S.24 of the Rating Powers Act 1988.
 - (c) A Uniform Annual General Charge shall be made and levied pursuant to S.19 of the Rating Powers Act 1988 on every separately rateable property (subject to any statutory exclusions) within the district.
 - (d) A Uniform Annual Charge, called the 'People's Park Uniform Annual Charge', shall be made and levied pursuant to S.20 of the Rating Powers Act 1988 on every separately rateable property (subject to any statutory exclusions) within the district, to recover a contribution towards the costs of establishing, developing and maintaining for public purposes certain lands known as 'Harbourview'.
 - (e) A Uniform Annual Charge, called the Rural Sewerage Charge, shall be made and levied pursuant to S.20 of the Rating Powers Act 1988 on every separately rateable property contained within the Non-Drainage Area but excluding those separately rateable properties contained in Schedule B, calculated so as to recover the rating requirement in connection with the cost of implementation of the On-site Waste Systems Management Plan and any associated administration and environmental monitoring expenditures.
 - (f) The rating requirement in connection with the provision and maintenance of sewerage and any charges made, levied, imposed or applied by Watercare Services Ltd in respect of its activities and operations other than for bulk water supply shall be chargeable to the Drainage Area.
 - (g) A rate in the dollar on land value shall be calculated for the watershed lands in category 1(b)(v)(a)(1) so that if levied as a general rate such properties are levied the maximum total rates (which shall include the Uniform Annual General Charge and any Uniform Annual Charge) which can be levied having regard to S.89 Rating Powers Act 1988 and any other statutory limitation.
 - (h) The rating requirement for the City shall be proportioned between the Drainage Area and the Non-Drainage Area so as to reflect:
 - (1) The apportionment required to give effect to clause (f) herein, and
 - (2) The sharing of the differential rate yield derived from the watershed lands in accordance with clause (g) herein so as to benefit properties other than the Commercial/ Industrial category regardless of whether such properties are contained in the Drainage Area or the Non-Drainage Area.

- (i) The rating requirement for each of the principal differential rating categories shall be met by properties within the various differential categories as follows:
- (1) By any Uniform Annual Charge in accordance with S.20 or S.24 of the Rating Powers Act 1988 as the case may be made and levied in accordance with Clauses 2(b), 2(d) and 2(e) hereof.
 - (2) By any charge in accordance with S.26 of the Rating Powers Act 1988 (and the related bylaw), made and levied in accordance with Clause 2(a) hereof.
 - (3) In respect of Category 1(b)(ii) - Commercial/Industrial properties:
 - (a) By establishing the net rate requirement to be met by such properties by deducting the product of the charges under (1) above yielded by such properties from a figure equal to 20.5% of the rate requirement for the District excluding the rate requirement for the supply of water as identified under Clause 2(a) hereof.
 - (b) By dividing the net rate requirement established under (a) above between the Drainage and Non-Drainage Areas by reference to the respective land values of such properties in each such Area PROVIDED HOWEVER that no part of such net rate requirement attributable to wastewater costs arising under clause 2(f) shall be attributed to such properties in the Non-Drainage Area.
 - (c) The net rate requirement so calculated under (b) above to be met by properties in each such Area in Category 1(b)(ii) shall then be met:-
 - i) By any Uniform Annual General Charge made and levied in accordance with clause 2(c) hereof, and
 - ii) As to the balance of the net rate requirement in each such Area by a rate in the dollar on the land value of such properties within that Area.
 - (4) In respect of all other categories, the rate requirement to be met by such properties in each of the Drainage and Non-Drainage Areas shall be established by deducting any requirement met under (1), (2) and (3) above, and the remaining requirement shall be met:-
 - (a) By any Uniform Annual General Charge made and levied in accordance with Clause 2(c) hereof, and
 - (b) As to the balance of the net rate requirement by a rate in the dollar notionally calculated for each of the principal Areas by reference to the adjusted combined land value of all properties in the said categories in each such Area so that the product of such rate in the dollar would, in the case of each such Area, yield a sum equal to the balance of the net rate requirement for the said Area.

For the purpose of this sub-clause (b) the adjusted combined land value of all the said properties in each of the principal Areas shall be established by computing the land value of properties in the such Area in each category according to the relationship that the factor or factors for that category as hereinafter provided under sub-clause (d) bear to the base rate.

(c) The said rate in the dollar on the land value so notionally calculated for each Area in accordance with the preceding sub-clause (b) shall be the 'base rate' for such Area.

(d) The said balance of the net rate requirement under sub-clause (b) above shall be met in respect of each Area by a rate in the dollar on the land value of properties within the remaining respective categories established by clause 1(b) being either the base rate or the base rate increased/decreased by the relevant factor as follows:-

1) In respect of Categories 1(b)(i), 1(b)(iv) and 1(b)(v)* - a factor of 1.0 (100%) for all land value up to and including \$90,000, a factor of .69 (69%) for all land value over \$90,000 and up to and including \$240,000, and a factor of .52 (52%) for all land value over \$240,000.

(* except for category 1(b)(v)(a)(1) land used for watershed purposes where the rate in the dollar is established under clause 2(g)),

2) In respect of Category 1(b)(iii) - the factors for each sub-category shall be as follows:-

(1) - a factor of 1.68 (168%) for all land value up to and including \$78,000, and a factor of 1.00 (100%) for all land value over \$78,000 and up to and including \$180,000, and a factor of .60 (60%) for all land value over \$180,000.

(2) - a factor of 2.20 (220%) for all land value up to and including \$90,000, and a factor of .90 (90%) for all land value over \$90,000 and up to and including \$300,000, and a factor of 1.0 (100%) for all land value over \$300,000.

(3) - a factor of 2.85 (285%) for all land value up to and including \$88,000, and a factor of .70 (70%) for all land value over \$88,000.

(4) - a factor of 2.03 (203%) for all land value up to and including \$273,000, and a factor of 0.40 (40%) for all land value over \$273,000.

(5) - a factor of 3.25 (325%) for all land value up to and including \$1,950,000, and a factor of 0.10 (10%) for all land value over \$1,950,000.

3. The 2002/2003 rate requirement shall be recovered based upon the land values recorded by the Valuation Roll as at 30 June 2002, and all differential factors identified in clause 2 hereof shall be calculated upon those actual land values as at 30 June 2002.
4. For the 2002/2003 financial year, the classification of properties into categories as at 1 July 2002 shall be based upon the provisions of the Waitakere City Proposed District Plan (including any Plan Variation which shall have been publicly notified prior to the commencement of the financial year) rather than the provisions of the Operative District Plan - Henderson, Glen Eden, New Lynn and Waitemata Sections - notwithstanding that any such Proposed District Plan provisions shall be subject to any references to the Environment Court which shall not have been heard or finally determined at such date

SCHEDULE A

The properties comprised in the following Valuation Roll assessments (or any assessment or assessments subsequently issued in lieu):

33090-999-00
33090-998-00
33090-997-00
33090-996-00
33090-995-00
33090-994-00
33090-993-00
33090-992-00
33090-991-00
33090-990-00
33090-989-00
33090-988-00
33090-987-00
33090-986-00
33090-985-00
33090-984-00
33090-983-00
33090-982-00
33090-981-00

SCHEDULE B

(RNZAF BASE AUCKLAND)

32700-224-00
32700-271-00
32700-298-00-A
32700-298-00-B
32700-298-02-A
32700-298-02-B
32700-353-01
32700-402-00
32700-403-00
32700-455-00
32700-469-00
32700-476-00
32700-490-02
32700-506-00
32700-511-00
32700-511-01
32700-511-02
327010-518-00

32700-520-00
32700-526-00
32700-568-02
32700-569-00
32700-569-00-A
32700-569-00-B
32700-569-00-D
32700-606-00
32740-147-00
32740-367-02
32740-325-00
32740-368-01
32768-177-00

AND FURTHER, that the necessary Statement as required by the provisions of S.84 (1)(c) of the Rating Powers Act 1988 be as follows:

IN THE MATTER of the Rating Powers Act 1988

AND

IN THE MATTER of altering the system of differential rating applying in the district of the City of Waitakere

STATEMENT REQUIRED BY THE PROVISIONS OF SECTION 84(1)(C) OF THE RATING POWERS ACT 1988 TO BE OPEN FOR INSPECTION BY THE PUBLIC

In compliance with the provisions of Section 84(1)(c) of the Rating Powers Act 1988 the Waitakere City Council makes the following statement which in accordance with the provisions of the said section is to be open for inspection by the public without fee:-

The Waitakere City Council was constituted as a territorial authority under the Local Government Act 1974 with effect from 1st day of November 1989 and having by Special Order confirmed on the 11th day of October 1990 resolved to adopt a system of rating on a differential basis and having altered the said system of differential rating by Special Orders confirmed on 24th day of July 1991, the 26th day of August 1992, the 4th day of October 1993, the 4th day of September 1995, the 1st day of October 1996, the 7th day of August 1997, the 12th day of August 1998, the 1st day of September 1999, the 29th day of November 2000 and the 3rd day of September 2001 has now resolved under S.85 of the Rating Powers Act 1988 to further alter the system of differential rating in the district with effect from the 1st day of July 2002, on the following basis, namely:

1. The main basis of differentiation is the location of properties within the principal differential categories, namely the 'Drainage Area' (being the reticulated portion) and the 'Non-Drainage Area' (being the remainder, or unreticulated portion) of the district. The definition allocates certain non-sewered properties in Sturges Road, and RNZAF Base Auckland, within the Non-Drainage Area.
2. Properties within each of these principal differential categories are further divided into groups as follows:
 - (a) Properties used for farmland purposes and having a rates postponement value determined under S.22 of the Rating Valuations Act 1998.
 - (b) Properties attributed within the Community, Community (Periphery) or Working Human Environments, or recorded as a 'Scheduled Site' or attributed within any 'Special Area' Human Environment except the 'Urban Growth Special Area', 'College Special Area', 'Harbourview North Special Area' or 'Marae Special Area', or used for commercial and/or industrial purposes.

- (c) Properties (except properties attributed wholly or partially within the 'Countryside' or 'Waitakere Ranges' Human Environments and containing not more than three dwellings) excluding the above which in Council's opinion contain two or more 'dwellings' (as defined) excluding a 'granny flat' and are attributed within a single assessment on the Valuation Roll (called 'multi-unit properties').
 - (d) Properties occupied and used by local authorities, LATEs (including Watercare Services Limited) and other organisations for reserve or watershed purposes, or which qualify for mandatory or voluntary remission of rates (whether or not any such voluntary remission shall be granted) or upon which rates are payable in full.
 - (e) Properties other than the above.
3. Council's annual rate requirement, which is determined every year through the Annual Plan process, is to be levied as follows:-
- (i) The supply of water shall be chargeable to the properties concerned and collected by a charge made and levied in accordance with S.26 of the Rating Powers Act 1988 and the General Bylaw No.4 1990 - Chapter 7, Water Supply, including any minimum charge specified by resolution (the cost of water supply and the said charge will reflect the recovery of loan charges relating to the provision of reticulation and/or supply of water).
 - (ii) The residual costs of Waste collection (including the costs of treatment and disposal of waste so collected) and solid waste management activities, being expenditures not met by receipts from the by-bag collection regime or from charges imposed upon Authorised Refuse Collectors, will be recovered by a Uniform Annual Charge.
 - (iii) A Uniform Annual General Charge will be levied against all properties (with very limited exclusions provided for in the Rating Powers Act 1988) each year.
 - (iv) A Uniform Annual Charge, called the 'People's Park Uniform Annual Charge', will be levied (subject to any statutory exclusions) on every separately rateable property in the district, to recover a contribution towards the costs of establishing, developing and maintaining for public purposes certain lands known as 'Harbourview'.
 - (v) A Uniform Annual Charge, called the Rural Sewerage Charge, will be levied (subject to any statutory exclusions) against all properties contained within the Non-Drainage Area excluding those properties contained in Schedule B, to recover the cost of all expenditures involved with the implementation of the On-site Waste Systems Management Plan and associated administration and environmental monitoring expenditures.
 - (vi) All expenditure in respect of sewerage (which includes loan charges and repayments, Watercare Services Limited drainage charges, costs of maintenance of the sewer system, and the capital works from revenue, if any, on the sewerage reticulation) will be charged to properties in the Drainage Area, and recovered proportioned between the differential categories so that the commercial/industrial category bears its allocated % of all sewerage costs as defined, and recovered from properties based upon land value, where appropriate notionally adjusted according to the differential factors, as part of the general rate component.
 - (vii) The watershed lands will be levied the maximum rate in the dollar which can be levied having regard to the relevant statutory limitations.

(viii) The rating requirement is then met by properties in each of the principal differential categories by any Uniform Annual Charges for the residual costs of waste collection and solid waste management activities and in respect of the contribution towards the People's Park at Harbourview and any charge made and levied in accordance with S.26 Rating Powers Act 1988 and the related Bylaw (for water supply), any Uniform Annual General Charge, and any Rural Sewerage Charge for the Non-Drainage Area, and as to the remainder by rates in the dollar established as follows:

1. As to properties in Category 1(b)(ii) - Commercial/Industrial:-
 - (a) By establishing the net rate requirement for each of the Drainage and Non-Drainage Areas by dividing a figure equal to 20.5% of the rate requirement for the District (exclusive of the requirements for the supply of water) by reference to the respective land values of such properties in each such Area, but without attributing any part of the wastewater costs arising under Clause 2(f) to the Non-Drainage Area.
 - (b) By deducting from such net rate requirement so established in each case the product of any Uniform Annual General Charge and then computing such rate in the dollar by reference to the land values of such properties within that Area.
2. In respect of all other categories:-
 - (a) By deducting the requirement met under (1) above, and the product of any Uniform Annual Charge, and charges for the supply of water, and the product of any Uniform Annual General Charge levied on the properties in such categories, and notionally calculating a base rate for each Area by reference to the adjusted combined land value of all properties in the said categories in each such Area so that the product of such rate in the dollar would, in the case of each such Area, yield a sum equal to the balance of the net rate requirement for the said Area.
 - (b) In each Area, by a rate in the dollar on the land value of properties within the respective categories being the base rate or the base rate increased/decreased by the relevant factor as follows:-
 - 1) In respect of Categories 1(b)(i), 1(b)(iv) and 1(b)(v)* - a factor of 1.00 (100%) for all land value up to and including \$90,000, a factor of 0.69 (69%) for all land value over \$90,000 and up to and including \$240,000, and a factor of 0.52 (52%) for all land value over \$240,000.

(* except for category 1(b)(v)(a)(1) land used for watershed purposes where the rate in the dollar is established under clause 2(g)),
 - 2) In respect of Category 1(b)(iii) - the factors for each sub-category shall be as follows:-

- (1) - a factor of 1.68 (168%) for all land value up to and including \$78,000, and a factor of 1.00 (100%) for all land value over \$78,000 and up to and including \$180,000, and a factor of 0.60 (60%) for all land value over \$180,000.
 - (2) - a factor of 2.20 (220%) for all land value up to and including \$90,000, and a factor of .90 (90%) for all land value over \$90,000 and up to and including \$300,000, and a factor of 1.0 (100%) for all land value over \$300,000.
 - (3) - a factor of 2.85 (285%) for all land value up to and including \$88,000, and a factor of 0.70 (70%) for all land value over \$88,000.
 - (4) - a factor of 2.03 (203%) for all land value up to and including \$273,000, and a factor of 0.40 (40%) for all land value over \$273,000.
 - (5) - a factor of 3.25 (325%) for all land value up to and including \$1,950,000, and a factor of 0.10 (10%) for all land value over \$1,950,000.
4. The matters which have been taken into account in adopting the present system of differential rating are:
- (i) The desirability of the costs of water supply being charged on a 'user pay' basis to the properties concerned by metered consumption (subject to a minimum charge).
 - (ii) The effect of imposing a Uniform Annual Charge (of an amount calculated to recover the residual costs of waste collection and solid waste management activities, being those expenditures not budgeted to be met by the receipts from the by-bag collection regime or from charges imposed on Authorised Refuse Collectors) on all properties in accordance with S.24 of the Rating Powers Act 1988.
 - (iii) The effect of imposing a Uniform Annual Charge on all separately rateable properties (subject to statutory exclusions) within the District, to recover a contribution towards the costs of establishing, developing and maintaining for public purposes certain lands known as 'Harbourview'.
 - (iv) The effect of imposing a Uniform Annual General Charge (of an amount to be determined by Council on each occasion) on all properties within the district.
 - (v) The desirability of meeting loan charges (other than loan charges relating to the provision of reticulation and/or the supply of water) on a City-Wide basis through the General Rate, now that the Local Government Commission has approved the equalisation of such charges, in lieu of the former necessity to levy such loan charges in respect of loans secured over the districts of the former authorities against properties in the former territorial Area.

- (vi) The desirability of the Drainage Area (excluding some few properties separately scheduled which do not receive the service, and properties associated with RNZAF Base Auckland, which is contractually committed to reimbursing such costs to the City independently of the rating system) meeting all liabilities for past and present costs associated with the provision and maintenance of sewerage reticulation and disposal services through the General Rate, and of the Non-Drainage Area together with the properties contained in Schedule A meeting the costs associated with the implementation of the On-Site Waste Systems Management Plan and associated administration and environmental monitoring expenditures through a separate Rural Sewerage Uniform Annual Charge.
- (vii) The desirability of the watershed lands, which have a relatively low land value attributed but which are effectively utilised for a business purpose the costs of which are met by Watercare Services Limited or the Auckland Regional Council as the case may be, making an appropriate contribution to the City's revenue, and to maintain parity with the former system of rating to apply the yield from such properties between farmland, rural and residential ratepayers in both the Drainage and Non-Drainage parts of the District.
- (viii) The desirability of multi-unit properties (other than rural properties) occupied for residential purposes making a greater contribution to the cost of services than single dwelling (including 'cross-lease') properties (for example because of the comparatively lower land value attributed to such properties when apportioned per Unit, and because the Uniform Annual General Charge is borne as a 'once only' single levy, although multiple occupation significantly increases the demand for and use of common City services including wastewater services), to maintain general equity.
- (ix) The adoption by Council during the 1998/99 year of a rate remission policy under S.180G of the Rating Powers Act 1988 applicable to qualifying properties in accordance with the criteria established, which effectively replaces the need to confer a range of rating incentives upon such category of properties through the differential rating system.
- (x) The desirability of ensuring Commercial/Industrial properties and Watershed lands meet a fair share of total rates, bearing in mind, for example, the fact that in most instances such ratepayers (by contrast with most residential ratepayers) can claim rates as a deduction against income for tax purposes and can similarly offset the GST content of the demand, and further the greater demand upon certain Council services and resources which can be imposed by the development and/or use of such properties for purposes permitted by their respective Human Environments, and in particular that the differential rating category for such properties in the Commercial/Industrial category (but excluding 'Farmland properties') contribute a lesser total percentage of the annual rate requirement in 2002/2003, namely 20.5%, than was the case in 2001/2002 because of adjustments in the relative land valuations attributed to such properties as a result of the district revaluation in 2001, and applied for rating purposes from 1 July 2002, and the economic analysis of costs and benefits deriving from the Annual Plan budget exercise.

- (xi) That as at 30 June 1993 the Local Government Commission's stipulation in Clause 90 of the Order-in-Council constituting Waitakere City that rates to be levied on residential land forming part of the Inner Area and rates to be levied on commercial and industrial land forming part of the Inner Area be 'equalised' (except for the impact of loan charges) on the basis set out in the said Clause is fully implemented and with effect from 1 July 1993 all rates upon properties in the Inner Area have been made and levied on such equalised basis.
- (xii) That properties situated in the 'Non-Drainage Area' and not serviced by a connection or the right to make a connection to the wastewater system for the Drainage Area authorised or provided for be comprised in a separate differential rating category or categories and that the amount of rates to be levied against such category shall exclude costs (including loan charges) in relation to the provision and maintenance of sewerage or any charges made by Watercare Services Limited in respect of its activities and operations other than bulk water supply.
- (xiii) The decision to remove the 'Outer' Area differential based upon a formulae being the mean of rateable capital value (but excluding properties in the Commercial/Industrial Category, watershed land, and other special category properties) and population of the Drainage and non-Drainage Areas, as from 1 July 1999, so as to treat properties throughout the City on the same basis for rating purposes subject only to the provisions contained in this differential Special Order.
- (xiv) The desirability of attributing individual properties into their respective categories based upon the 'Human Environment' assigned under the Waitakere City Proposed District Plan, rather than categorisation based upon the zoning imposed under the Operative Transitional Plan - Henderson, Glen Eden, New Lynn and Waitemata sections, to resolve any conflict and reflect the fact that the Proposed District Plan is now a dominant document for almost all purposes in assessing land use entitlements and that the Proposed District Plan reflects a holistic vision on a comprehensive basis for the future development of the City.
- (xv) To continue, with minor modification, the 'stepped differential' principle as applied in 2001/2002 to rural/residential properties (including farmland properties and special category properties other than watershed land) situated in the Drainage and Non-Drainage Areas, so as to provide for a lesser contribution by such properties as benefit from the application of such step or steps as the case may be towards the total cost of rates required to be met by all properties so classified, on the basis that a more equitable and fairer 'rates curve' is produced more closely reflecting both the relative benefits obtained by such properties in relation to the other properties in such category and the appropriate level of 'taxation' component which should be attributed under a land value system of rating when the great majority of properties within the category are 'improved' and/or occupied for residential or farming purposes in diverse manner in relationship to the actual land value of each such individual property.

5. The general effect that this alteration to the system of differential rating is expected to have on the incidence of rates as between ratepayers or groups of ratepayers within the district by contrast with that applying in the 2001/2002 rating year is:-
- (i) To adjust the stepped differential system of rating applied to properties in the general residential/rural/other category of properties to reflect changes in relative land values arising between the 1998 and 2001 district roll revisions by amending the differential factors applying with consequential minor alteration to the relativity of rating liability experienced by properties in such category.
 - (ii) To adjust the stepped differential system of rating applied to properties in the multi-unit category of properties to reflect changes in relative land values arising between the 1998 and 2001 district roll revisions and the particular valuations attributed to properties in the various sub-categories, with consequential alterations to the relativity of rating liability experienced by properties in such category.
 - (iii) To provide for flexibility in the quantum of the Uniform Annual Charge called the 'People's Park Uniform Annual Charge', so as not to limit or restrict the levying of such charge to the sum of \$9 GST inclusive.
 - (iv) To reduce the proportion of the net rate requirement to be met by properties in the Commercial/Industrial category by deducting the product of any Uniform Annual Charges from a figure equal to 20.5% (in lieu of the former figure of 21%) of the rate requirement for the district excluding the rate requirement for the supply of water, and to correspondingly increase the proportion of that net rate requirement to be met by properties in all other categories to 79.5% (in lieu of the former figure of 79%).
3. That public notice be given of the intention to make and levy rates and charges for the 2002/2003 financial year at the Special Meeting of the Council on Tuesday, 15 October 2002, commencing at 9.25 am.

CARRIED

PART B - REPORT OF THE MAYOR

5.44 pm Cr Fenton entered the meeting.

2884/2002

MOVED by Cr Yates, seconded Cr Hulse:

That the report of the Mayor be received.

CARRIED

PART C - TE TAUMATA RUNANGA AND COMMUNITY BOARDS

6 TE TAUMATA RUNANGA

2885/2002

MOVED by Cr Yates, seconded Cr Lawley:

That the report of the Ordinary Meeting of Te Taumata Runanga held on Monday, 16 September 2002 be received.

CARRIED

7 NEW LYNN COMMUNITY BOARD

1. DELEGATION TO PROJECTS SPECIAL COMMITTEE

5.51 pm Cr Hulse left the meeting.

2886/2002

MOVED by Cr Battersby, seconded Cr Presland:

That the Projects Special Committee be required to seek input from the Chairpersons of the relevant Street Events Subcommittee or their nominee when considering applications for road closures involving more than one ward.

CARRIED

2. OTHER MATTERS CONSIDERED

2887/2002

MOVED by Cr Battersby, seconded Cr Presland:

That the report of the Ordinary Meeting of the New Lynn Community Board held on Monday, 2 September 2002 be received.

CARRIED

8 WAITAKERE COMMUNITY BOARD

2888/2002

MOVED by Cr Stone, seconded Cr Yates:

That the report of the Ordinary Meeting of the Waitakere Community Board held on Tuesday, 3 September 2002 be received.

CARRIED

10 HENDERSON COMMUNITY BOARD

2889/2002

MOVED by Cr Brady, seconded Cr Fenton:

That the report of the Ordinary Meeting of the Henderson Community Board held on Thursday, 5 September 2002 be received.

CARRIED

9 MASSEY COMMUNITY BOARD

2890/2002

MOVED by Cr Nash, seconded Cr Russell:

That the report of the Ordinary Meeting of the Massey Community Board held on Wednesday, 4 September 2002 be received.

CARRIED

PART D - REPORT OF THE CHIEF EXECUTIVE

11 CONFIRMATION OF DELEGATION TO PROJECTS SPECIAL COMMITTEE

2891/2002

MOVED by Cr Stone, seconded Cr Presland:

1. That the information be received.
2. That the Delegations to the Projects Special Committee as amended, be adopted:

PROJECTS SPECIAL COMMITTEE

The Projects Special Committee shall report to the City Development Committee. Where the Committee is not empowered to act it shall report to the City Development Committee and make recommendations as necessary.

FIELDS OF ACTIVITY

To assist the Council in its governance role by assembling detailed objectives, programmes, and policies in relation to the completion of the following projects:

- Aquatic Centre expansion project
- City Festivals
- Heritage sites and projects (including Limeburners Bay)
- New Lynn Hotel
- New Lynn Youth Centre leisure project
- Waitakere City Stadium
- Youth Centre facilities
- Cemetery Capital Works
- Aftercare Capital Works
- Heritage Buildings (including Policy and Guideline Development on Council involved in Heritage issues)
- Youth Centre
- Indoor/Outdoor Waitakere Sports Complex
- Accident Investigation Studies
- Capital Bridge Development

- *Citywide events, being events that cover or have impact on more than one city ward, including if required consideration and approval of temporary road closures, and the temporary prohibition of traffic on roads (The Committee is required to seek input from the Chairpersons of the relevant Community Boards' Streets Events Subcommittee, or their nominee, when considering applications for road closures involving more than one ward);*

and any other Council projects referred by either the City Development Committee or the Council from time to time.

NOTE: This overview includes those Trusts established for the management of any of the projects listed above and added to from time to time.

MEMBERSHIP

The Committee shall comprise:

7 Members appointed by the Council

The Mayor (ex officio)

The Deputy Mayor (ex officio)

Quorum: 4 members

DELEGATED POWERS

General Delegations

1. Generally (except where otherwise provided by delegation to another committee or Council officers) all matters detailed in the Fields of Activity, as adopted by the Council from time to time, where financial provision has been made, and where the action proposed is not contrary to established Council policy.
2. To recommend to the Council re-allocation of funding already approved by the Council as part of the Annual Plan Budget process for matters within this Committee's Fields of Activity provided that the re-allocation of funds does not increase the overall monies committed in the budget.
3. Authority to develop goals and strategies, for the matters within this Committee's Fields of Activity.
4. Authority to develop policies for the matters within this Committee's Fields of Activity, to provide assurance to the Committee that construction, maintenance and other projects are managed efficiently, effectively and with due regard to risk.
5. Authority to approve temporary prohibition of traffic under the provision of Clause 11(e) in the Tenth Schedule to the Local Government Act 1974; viz

"11. The council may, subject to such conditions as it thinks fit (including the imposition of a reasonable bond), and after consultation with the Police and the Ministry of Transport, close any road or part of a road to all traffic or any specified type of traffic (including pedestrian traffic) –

- (e) *For a period or periods not exceeding in the aggregate 31 days in any year for any exhibition, fair, show, market, concert, film-making, race or any other sporting event or public function:*

Provided that no road may be closed for any purpose specified in paragraph (e) of this clause if that closure would, in the opinion of the council, be likely to impede traffic unreasonably."

3. That the following change to Delegation to the Community Boards and the Street Events Subcommittees of the Community Boards be approved:

The Street Events Subcommittee's field of activity, currently being "To consider and approve temporary road closures, and the temporary prohibition of traffic on roads" be amended to read:

"To consider and approve temporary road closure and the temporary prohibition of traffic on roads for events which fall totally within one ward and which have no impact on more than one ward."

CARRIED

12 NEW FOOTPATH CONSTRUCTION BUDGET ALLOCATION

6.10 pm Cr Hulse returned to the meeting.

2892/2002

MOVED by Cr Battersby, seconded Cr Brady:

That the information be received.

CARRIED

2893/2002

MOVED by Cr Lawley, seconded Cr Yates:

That the Council adopts the Waitakere Community Board's proposal as detailed in the agenda report for the current fiscal year, and that Council through its 2003/2004 Annual Plan process consider allocating an increased amount for the construction of new footpaths within the City.

CARRIED

2894/2002

MOVED by Cr Battersby, seconded Cr Yates:

That Council at the six monthly review give consideration to additional funding allocation to new footpath construction for the financial year 2002/2003.

CARRIED

13 LOCAL GOVERNMENT NEW ZEALAND ZONE 1 REPRESENTATIVE

6.40 pm Cr Lawley left the meeting.

2895/2002

MOVED by Mayor Bob Harvey, seconded Cr Stone:

That the Mayor of the Far North District Council, Ms Yvonne Sharp, be Councils nomination as the Zone 1 representative on the National Council of Local Government New Zealand.

CARRIED

14 CONTRACT NO. TA 02501C - SEALED ROAD MAINTENANCE 2002/2003

6.43 pm Cr Lawley returned to the meeting.

2896/2002

MOVED by Cr Battersby, seconded Cr Presland:

1. That the information be received.
2. That the tender from Works Infrastructure Limited for Contract TA 02501C - Sealed Road Maintenance Contract 2002 - 2003 (Option 1) in the sum of \$5,377,700.00 plus \$672,212.50 GST, totalling \$6,049,912.50 be accepted.
3. That approval be granted to transfer an amount of \$645,000 (six hundred and forty five thousand dollars) as Council's Local Authority share from the Roding New Capital Expenditure approved Annual Plan 2002/2003 budget under Hobsonville Road Construction, to the Capital Expenditure – Roding Renewals scheduled for Contract TA 02501C.
4. That the extent of work be adjusted dependant on Transfund New Zealand's October 2002 review, and response.
5. That authority to enter into Contract TA 02501C - Sealed Road Maintenance Contract 2002-2003 be delegated to the Director - City Services.
6. That authority to extend contract TA 02501C – Sealed Road Maintenance contract 2002-2003 for an additional year to end on 30 June 2004, based on satisfactory performance by the contractor, be delegated to the Director: City Services.

CARRIED

PART E - CONFIDENTIAL ITEM

15 AUCKLAND REGIONAL TRANSPORT NETWORK LIMITED - CAPITALISATION

DEFERRED

2897/2002

MOVED by Cr Fenton, seconded Cr Brady:

That Item 15: Auckland Regional Transport Network Limited - Capitalisation be deferred at this time.

CARRIED

PART F - STANDING COMMITTEE REPORTS

16 CITY DEVELOPMENT COMMITTEE

1. NOMINATION FOR THE AUCKLAND ENVIRONMENTAL BUSINESS ASSOCIATION BOARD

2898/2002

MOVED by Cr Stone, seconded Cr Presland:

1. That Council supports the nomination of Dr Jane Harman (UNITEC) to the Board of Auckland Environmental Business Network, required to be submitted by 10 September 2002.
2. That the Mayor or Deputy Mayor are given authority to vote at the election for the Auckland Environmental Business Network Board.

CARRIED

2. AUCKLAND REGIONAL SPORT AND PHYSICAL ACTIVITY STRATEGY

2899/2002

MOVED by Cr Stone, seconded Cr Presland:

That Councillors Ross Dallow, Annette Fenton and Brenda Brady participate as Council's representatives in an Auckland Regional Sport and Physical Activity Strategy Summit to further shape and prioritise the objectives of the strategy.

CARRIED

3. OTHER MATTERS CONSIDERED

2900/2002

MOVED by Cr Stone, seconded Cr Presland:

That the report of the Ordinary Meeting of the City Development Committee held on Monday, 9 September 2002 be received.

CARRIED

17 **ENVIRONMENTAL MANAGEMENT COMMITTEE**

1. **LIQUOR BAN - PIHA**

2901/2002

MOVED by Cr Hulse, seconded Cr Yates:

1. (a) That pursuant to Section 709C of the Local Government Act 1974, a liquor ban be put in place in respect of the following specified days:
 - a) **Labour Weekend** - The period comprising of Friday, 25 October 2002 and ending on Labour Day, Monday, 28 October 2002.
 - b) **Guy Fawkes** - The period comprising of Tuesday, 5 November 2002.
 - c) **Christmas to Auckland Anniversary Weekend** - The period beginning on the Tuesday, 24 December 2002 and ending on Monday, 27 January 2003.
 - d) **Waitangi Day** - The period comprising of Waitangi Day, Thursday, 6 February 2003.
 - e) **Easter Weekend** - The period beginning on Thursday, 17 April 2003 and ending on Tuesday, 22 April 2003.
 - f) **ANZAC Day** - The period comprising of ANZAC Day on Friday, 25 April 2003.
 - g) **Queens Birthday Weekend** - The period comprising of Friday, 30 May 2003 and ending on the Sovereign's Birthday, Monday, 2 June 2003.
 - (b) That the ban imposed relate to all beaches and foreshore areas in Piha; North Piha Esplanade; Les Waygood Park; Piha Esplanade Reserve; North Piha Strand; Claude Abel Reserve; all of North Piha Road and property directly west; all parking areas directly adjoining such beach areas including all of Marine Parade and all of the Piha Domain not directly set aside as Piha Camping Group as set out on the plan, as attached at page A21 to the agenda.
 - (c) That unless otherwise stated the ban imposed commence at 5.00 pm on each day listed in 2(a) above, until 5.00 am of the morning following.
2. That the power to consider and impose as appropriate liquor bans pursuant to Section 709A of the Local Government Act 1974 in respect of any major events or carnivals at Piha that may be held in the area specified in 2(b) above during the period from Labour Day 2002 to Labour Day 2003 inclusive, be delegated to the Environmental Management Committee.

CARRIED

2. **ENERGY-WISE COUNCILS FORUM**

2902/2002

MOVED by Cr Lawley, seconded Cr Yates:

That Councillor Penny Hulse, as Chairperson of the Environmental Management Committee, is appointed to represent Council at the Energy Efficiency and Conservation Authority Energy-Wise Councils Forum on Friday, 27 September 2002.

CARRIED

3. **OTHER MATTERS CONSIDERED**

2903/2002

MOVED by Cr Hulse, seconded Cr Brady:

That the report of the Ordinary Meeting of the Environmental Management Committee held on Tuesday, 10 September 2002 be received.

CARRIED

18 **FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

2904/2002

MOVED by Cr Brady, seconded Cr Fenton:

That the report of the Ordinary Meeting of the Finance and Operational Performance Committee held on Thursday, 12 September 2002 be received.

CARRIED

PART E - CONFIDENTIAL ITEM

15 AUCKLAND REGIONAL TRANSPORT NETWORK LIMITED - CAPITALISATION

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

2905/2002

MOVED by Cr Stone, seconded Cr Presland:

That the public be excluded from the following following part of the proceedings of this meeting, namely Auckland Regional Transport Network Limited - Capitalisation.

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"> Auckland Regional Transport Network Limited - Capitalisation 	<p>The withholding of information is necessary in order to:</p> <ul style="list-style-type: none"> Would be likely reasonably to prejudice the commercial position of the person who supplied or who is the subject of the information; 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. 	<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 Sections 7(2)(b)(ii) and (c)(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:

- To consider Council's position in relation to additional shares in Auckland Regional Transport Network Limited.*

CARRIED

6.57 pm The public were excluded.

Minute Number 2906/2002 is recorded in the Confidential section of the Minutes.

7.00 pm The public were re-admitted.

ADJOURNMENT

2907/2002

MOVED by Cr Fenton, seconded Cr Battersby:

That the meeting stand adjourned until 7.30 pm.

CARRIED

7.00 pm The meeting adjourned.

7.34 pm The meeting reconvened.

PART G - PRESENTATIONS

19 GOOD CITIZEN CUPS - ASHLEY AND JAMES COCKAYNE

Mayor Bob Harvey presented "Good Citizen Cups" to Ashley and James Cockayne.

20 MASSEY HIGH SCHOOL STUDENTS

Mayor Bob Harvey presented Certificates to:

1. Stephen Merriman, Kotaro Ogino, Song Ji, Devon Latoa, Lillian Kuan, Glenn Patel, Xiao Ou Wang, Krzysztof Lang in recognition of outstanding success in the Auckland Mathematics Olympiad competition run by the Auckland University. Massey High School were the best overall school with 11 students making the final 100. Five of these students were placed in the top 12 and Stephen Merriman was first equal. Fei Sun from Kelston Girls' High School was the other first equal. Stephen Merriman also toured Scotland, with the NZ Secondary Schools Team where he received an "honourable commendation".
2. Damian Walker in recognition of outstanding success at the Oceania Karate Championships.

21 RAIED SHIHAB

Mayor Bob Harvey presented a Citation to Raied Shihab for his achievement in Body Building.

22 INDIAN ADVISORY BOARD

Praveen Chandra, Naveen Prakash and Sunil Chandra spoke to the Council about the formation of the Indian Advisory Board for Waitakere.

2908/2002

MOVED by Cr Hulse, seconded Cr Fenton:

That:

- the report presented by the Waitakere Indian Advisory Association be referred to the City Development Committee; and
- the Chief Executive provide an accompanying report on the appropriateness and practicality of the proposal in context with the Council's strategic goals.

CARRIED

PART H - PROCEDURAL MATTERS

23 QUESTIONS

There were no Questions.

24 NOTICES OF MOTION

There were no Notices of Motion.

25 CLOSING PRAYER

The Manager: Maori Issues, Warahi Paki said the Closing Prayer.

8.20 pm

The Chairperson thanked members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AT AN ORDINARY MEETING OF THE
COUNCIL HELD ON

DATE:.....

CHAIRPERSON:.....

