

# WAITAKERE CITY COUNCIL



MINUTES OF AN ORDINARY MEETING OF THE COUNCIL HELD IN THE CIVIC CENTRE,  
6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY, ON WEDNESDAY,  
17 DECEMBER 2003, COMMENCING AT 4.30 PM.

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# WAITAKERE CITY COUNCIL



## MINUTES OF AN ORDINARY MEETING OF THE COUNCIL HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY, ON WEDNESDAY, 17 DECEMBER 2003, COMMENCING AT 4.30 PM.

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### PRESENT:

Mayor	RA	Harvey, QSO, JP
Deputy Mayor	CA	Stone
Councillors	DQ	Battersby, JP (from 4.38 pm)
	BA	Brady, JP
	JM	Clews, QSO, JP
	RP	Dallow, QPM, JP
	AC	Fenton
	OE	Hoskin, MNZM, JP (from 4.35 pm)
	PA	Hulse
	JP	Lawley
	GE	Nash, JP
	GB	Presland (from 4.38 pm)
	GW	Russell, JP
	DA	Yates, JP (from 4.35 pm)

### TE TAUMATA

### RUNANGA:

F Delamere  
M Te Huia

### COMMUNITY BOARDS:

EG Francke	(Chairperson New Lynn Community Board)
CA Shepherd, JP	(Chairperson Waitakere Community Board)
RF Jessopp	(Chairperson Massey Community Board)
DB Shaw, JP	(Deputy Chairperson Henderson Community Board)
GPJ Marshall	(New Lynn Community Board)
MF Chan, JP	(Massey Community Board)

### IN ATTENDANCE:

Chief Executive  
Director: City Services  
Director: Strategy & Development  
Director: Corporate & Civic Services  
Director: Quality Assurance  
Director: Public Affairs  
Director: Finance  
Group Manager: Democracy and Support Services  
Group Manager: City Development Projects  
Group Manager: Strategic Planning and Policy  
Group Manager: Regulatory  
Project Manager: Strategic Property Projects  
Legal Services Manager  
Manager: Public Affairs  
Manager: Solid Waste Unit  
Manager: Strategic Projects Group  
Democracy & Governance Team Manager  
Special Projects Engineer  
Mayoral Executive Officer  
Mayoral Executive Officer Designate

Public Affairs Editor-Writer  
Quality Assurance Liaison Officer  
Strategic Leader: J Macdonald  
Committee Secretary: A Chan  
S Simiona  
O Schuster  
N Delamere  
Committee Administrator: N Matthews

A McGregor, Chief Executive, Waitakere Properties Limited  
B Mogridge, Chairperson, Mayoral Task Force Whenuapai

## **PART I - OPENING OF MEETING**

### **1 OPENING PRAYER**

Reverend Charlie Hughes from St Michael's Anglican Church said the Opening Prayer.

4.35 pm Crs Hoskin and Yates entered the meeting.

### **2 APOLOGIES**

4408/2003  
MOVED by Cr Stone, seconded Cr Clews:

That an apology from Cr Neeson for absence be received and sustained.

**CARRIED**

### **3 CONFIRMATION OF MINUTES**

4409/2003  
MOVED by Cr Clews, seconded Cr Fenton:

That the minutes of the Ordinary Meetings of the Council held on Wednesday, 19 November 2003 and Wednesday, 26 November 2003, as circulated with the public excluded minutes attached in the Confidential Supplement, be taken as read and now be confirmed.

**CARRIED**

4.38 pm Crs Battersby and Presland entered the meeting.

### **4 URGENT BUSINESS**

There was no Urgent Business.

## **PART G - PRESENTATIONS**

The following presentation took place at 4.40 pm.

### **29 SIGNING CEREMONY - NAMING RIGHTS AND SPONSORSHIP AGREEMENT - ALL WEATHER ATHLETIC TRACK AND MAIN PLAYING FIELD, WAITAKERE STADIUM - DOUGLAS PHARMACEUTICALS LIMITED**

Ross Dallow, representing the Waitakere Regional Sports Trust, joined the Managing Director of Douglas Pharmaceuticals Limited, Mr Graeme Douglas, Mayor Bob Harvey and Council's Chief Executive to execute the formal agreement conferring naming rights for the Waitakere Stadium All Weather Athletic Track ("Douglas Track") and Waitakere Stadium Main Playing Field ("Douglas Field") in recognition of the generous contribution made by Douglas Pharmaceuticals Limited towards the development of the Waitakere Sports Complex in Central Park Drive.

## **PART II - REPORT OF THE MAYOR**

4410/2003

MOVED by Cr Yates, seconded Cr Nash:

That the Report of the Mayor be received.

**CARRIED**

## **PART III - TE TAUMATA RUNANGA AND COMMUNITY BOARDS**

### **5 TE TAUMATA RUNANGA**

4411/2003

MOVED by Cr Hulse, seconded Cr Dallow:

That the report of the Ordinary Meeting of Te Taumata Runanga held on Monday, 8 December 2003 be received.

**CARRIED**

### **6 NEW LYNN COMMUNITY BOARD**

#### **1. UPDATE ON OPOU ROAD HALL, FRENCH BAY**

4412/2003

MOVED by Cr Clews, seconded Cr Presland:

1. That if the Opopu Road Hall is to be retained, area "A" on the plan as attached at page A1 to the Agenda report (being part Lot 30 on Deposited Plan 13120) be classified under Section 16 (2A)(a) of the Reserves Act 1977 as a local purpose (community buildings) reserve as specified under Section 23 of the Act.
2. That area "B" (and area "A" if the Opopu Road Hall is not to be retained) on the plan as attached at page A1 to the Agenda report (being part Lot 30 on Deposited Plan 13120 and Allotment 467 Parish of Waikomiti) be classified under Section 16 (2A)(a) of the Reserves Act 1977 as a scenic reserve as specified under section 19 of the Act.

**CARRIED**

(NOTE: A final decision on the retention or otherwise of the Opou Road Hall, French Bay, will be made by the Finance and Operational Performance Committee)

**2. OTHER MATTERS CONSIDERED**

4413/2003

MOVED by Cr Clews, seconded Cr Presland:

That the report of the Ordinary Meeting of the New Lynn Community Board held on Monday, 1 December 2003 be received.

**CARRIED**

**7 WAITAKERE COMMUNITY BOARD**

4414/2003

MOVED by Cr Stone, seconded Cr Hulse:

That the report of the Ordinary Meeting of the Waitakere Community Board held on Tuesday, 2 December 2003 be received.

**CARRIED**

**8 MASSEY COMMUNITY BOARD**

4415/2003

MOVED by Cr Nash, seconded Cr Russell:

That the report of the Ordinary Meeting of the Massey Community Board held on Wednesday, 3 December 2003 be received.

**CARRIED**

**9 HENDERSON COMMUNITY BOARD**

4416/2003

MOVED by Cr Brady, seconded Cr Fenton:

That the report of the Ordinary Meeting of the Henderson Community Board held on Thursday, 4 December 2003 be received.

**CARRIED**

**PART IV - REPORT OF THE CHIEF EXECUTIVE**

**10 DEVELOPMENT PARAMETERS FOR 2-6 HENDERSON VALLEY ROAD**

5.00 pm Cr Hulse left the meeting.

4417/2003

MOVED by Cr Stone, seconded Cr Clews:

1. That the information be received.
2. That the proposed development parameters as outlined in the agenda report be adopted as the basis for formal direction to Waitakere Properties Limited in conjunction with the transfer of 2-6 Henderson Valley Road, under the usual Deed of Trust mechanism.
3. That Waitakere Properties Limited undertakes the preliminary subdivision to separate the new Civic Centre site at an early date to facilitate commercial development on the balance of the landholding in conjunction with advancement of the Henderson Hub project.

**CARRIED**

**11 2-6 HENDERSON VALLEY ROAD - TRANSFER TO WAITAKERE PROPERTIES LIMITED SUBJECT TO DECLARATION OF TRUST**

4418/2003

MOVED by Cr Battersby, seconded Cr Fenton:

1. That the information be received.
2. That authority be given to the Chief Executive to convey part Lot 1 DP 60584 as comprised in Certificate of Title NA15C/270 to Waitakere Properties Limited subject to a Declaration of Trust being entered into between Council and the Company, recording the intention to undertake the initial subdivision to secure the Civic Centre site (with provision for the Japanese Garden) as demonstrated, and develop the remainder of the land on Council's behalf as a public work.
3. That in the event that Council acquires any portion of the rail corridor contiguous to Lot 1 DP 60584, that authority be given to the Chief Executive for such land to also be conveyed to Waitakere Properties Limited subject to a Declaration of Trust for amalgamation with the land presently contained in Certificate of Title NA15C/270 and subdivision and development in accordance with the alternative configuration identified in order to secure the Civic Centre site.

**CARRIED**

5.02 pm Cr Hulse returned to the meeting.

**12 WAITAKERE CENTRAL LIBRARY AND UNITEC DEVELOPMENT - AGREEMENTS WITH UNITEC**

4419/2003

MOVED by Cr Clews, seconded Cr Hoskin:

1. That the information be received.
2. That the Chief Executive be granted authority to negotiate and execute an agreement for settlement of the sale of land at Trading Place/Ratanui Street to be used for the UNITEC teaching facility component of the development, as shown on the survey plans as attached at pages A4 to A5 to the Agenda report, surveyed but yet to be legally defined, for a price no less than the market value assessed and approved by Registered Valuers acting for the parties to the agreement.
3. That the Chief Executive be granted authority to negotiate and execute an agreement to finalise the Library Use and Operational Agreement between Waitakere City Council and UNITEC for the proposed shared library premises at Ratanui St/Trading Place, Henderson.
4. That the Chief Executive be granted authority to negotiate and execute a Memorandum of Encumbrance to finalise the sharing of construction and land costs between Waitakere City Council and UNITEC for the proposed shared library premises at Ratanui St/Trading Place, Henderson, and to record UNITEC's notional interest in the library premises.
5. That the Chief Executive be granted authority to negotiate and execute an agreement for Carpark Ownership between Waitakere City Council, UNITEC and any other party for the proposed car park at Ratanui St/Trading Place, Henderson.

**CARRIED**

**13 WHENUAPAI AIRBASE - DISPOSAL PROCESS**

**DECLARATION OF INTEREST**

5.04 pm Cr Russell, declared an interest and withdrew from the table and took no part in the debate or decision on Item 13: Whenuapai Airbase - Disposal Process.

5.06 pm Crs Dallow and Nash declared an interest and withdrew from the table and took no part in the debate or decision on Item 13: Whenuapai Airbase - Disposal Process.

4420/2003

MOVED by Cr Fenton, seconded Cr Battersby:

That the information be received.

**CARRIED**

MOVED by Cr Lawley, seconded Cr Fenton:

That further to the recommendation of the December City Development Committee meeting, Council requests the Chief Executive to vigorously pursue the current efforts to work in partnership, on the future of the Whenuapai Airport, with Auckland Regional Council and Central Government.

**LOST**

5.15 pm Crs Dallow, Nash and Russell returned to the table.

**14 WAITAKERE RANGES PROTECTION PROJECT**

4421/2003

MOVED by Cr Fenton, seconded Cr Brady:

That the information be received.

**CARRIED**

MOVED by Cr Hulse, seconded Cr Stone:

That an extended timeframe be approved; and

- the \$63,000 identified is transferred to the project; and
- a new project timeline is developed recognising the revised budget, the budget constraints of the Council over the next two financial years, and staff commitments to other projects; and
- the Chief Executive reports back to Council on the revised timelines and budget to achieve the project, at the end of March 2004.

**AMENDMENT**

MOVED by Cr Presland, seconded Cr Yates:

That the current timeframe be maintained; and

- the \$63,000 identified is transferred to the project; and
- that the project proceed as per the current programme until February 2004 when the matter is to be reported back to Council on progress with an estimate of further costs to complete Phase 2 and Phase 3; and
- that the Council reaffirms its commitment to proceed with the Waitakere Ranges Protection Project.

**LOST**

**ORIGINAL MOTION**

The Chairperson put the original motion.

4422/2003

That an extended timeframe be approved; and

- the \$63,000 identified is transferred to the project; and
- a new project timeline is developed recognising the revised budget, the budget constraints of the Council over the next two financial years, and staff commitments to other projects; and
- the Chief Executive report back to Council on the revised timelines and budget to achieve the project, at the end of March 2004.

**CARRIED**

**NOTE:** Pursuant to Standing Order 32.12 Crs Presland, Russell and Yates requested that their vote against the motion be recorded.

MOVED by Cr Presland, seconded Cr Russell:

That the focus groups on the Waitakere Ranges Protection Project not be proceeded with.

**LOST**

4423/2003

MOVED by Cr Stone seconded Cr Clews:

That the Waitakere Ranges Project Political Liaison Group be advised of Council's decision on the Waitakere Ranges Protection Project.

**CARRIED**

4424/2003

MOVED by Cr Hulse, seconded Cr Stone:

That the Chief Executive and Councillors approach the project partners, and specifically the Minister of Conservation, to try to obtain a contribution of resources towards a project focussed on protection of a nationally significant natural asset.

**CARRIED**

**15 UPDATE TO APPLICATION FOR FUNDING OF EARTHSONG CENTRE**

**DECLARATION OF INTEREST**

6.07 pm Mayor Bob Harvey declared an interest and withdrew from the table and took no part in the debate or decision on Item 15: Update to Application for Funding of Earthsong Centre.

6.07 pm Cr Stone assumed the Chair.

6.12 pm Cr Dallow left the meeting.

6.14 pm Cr Presland left the meeting.

4425/2003

MOVED by Cr Battersby, seconded Cr Clews:

That the information be received.

**CARRIED**

6.16 pm Cr Hulse left the meeting.

**PRECEDENCE OF BUSINESS**

4426/2003

MOVED by Cr Fenton, seconded Cr Brady:

That Item 27: Finance and Operational Performance Committee be accorded precedence at this time.

**CARRIED**

**27 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

**1. APPLICATION FOR FUNDING OF EARTHSOING CENTRE**

4427/2003

MOVED by Cr Clews, seconded Cr Fenton:

That an interest free loan of \$300,000.00 for three years to Earthsong Eco-Neighbourhood or an appropriate legal entity to develop the Earthsong Centre be granted on terms and conditions to be specified by the Finance and Operational Performance Committee, subject to:

- satisfaction by the Chief Executive as to community access to the Centre;
- appropriate security being provided to Council by the borrower to ensure full repayment of the loan can be achieved;
- loan documentation being prepared and executed to the satisfaction of the Director: Corporate & Civic Services and Manager: Legal Services;
- Council's contribution being acknowledged as per the Memorandum Of Understanding; and
- the planned services to be offered, particularly the planned Earthsong Community Centre, will be of benefit to the people of Waitakere City.

**CARRIED**

4428/2003

MOVED by Cr Clews, seconded Cr Russell:

That, subject to the Chief Executive's approval and satisfaction of appropriate loan documentation, security, conditions and requirements to Earthsong Eco-Neighbourhood or an appropriate legal entity, that the Finance and Operational Performance Committee considers final approval of the loan.

**CARRIED**

**2. OTHER MATTERS CONSIDERED**

4429/2003

MOVED by Cr Clews, seconded Cr Brady:

That the report of the Ordinary Meeting of the Finance and Operational Performance Committee held on Monday, 8 December 2003 be received.

**CARRIED**

6.20 pm Cr Presland returned to the meeting.

4430/2003

MOVED by Cr Clews, seconded Cr Fenton:

That the Chief Executive takes into account the concern expressed by the Coordinator and Chairperson of the Ranui Action Project in reporting back to the Council on the funding of the Earthsong Centre.

**CARRIED**

6.21 pm Mayor Bob Harvey resumed the Chair.

The Order of Business resumed at Item 16: 2004 Waitakere City Council Elections - Early Processing and Ordering of Candidates' Names On Voting Documents.

**16 2004 WAITAKERE CITY COUNCIL ELECTIONS - EARLY PROCESSING AND ORDERING OF CANDIDATES' NAMES ON VOTING DOCUMENTS**

6.22 pm Cr Hulse returned to the meeting.

6.24 pm Cr Dallow returned to the meeting.

6.25 pm Cr Brady left the meeting.

MOVED by Cr Battersby, seconded Cr Fenton:

1. That the information be received.
2. That the returned voting documents for the 2004 Waitakere City Elections be processed during the voting period, such early processing to be undertaken in accordance with Section 79 of the Local Electoral Act 2001, the Local Electoral Regulations 2001 and the Society of Local Government Managers' Code of Good Practice for the Management of Local Authority Elections and Polls.
3. That Council determines the order the names of the candidates at the 2004 Waitakere City Elections are to be arranged on voting documents by alphabetical order of surname.

**AMENDMENT**

MOVED by Cr Presland, seconded Cr Russell:

1. That the information be received.
2. That the returned voting documents for the 2004 Waitakere City Elections be processed during the voting period, such early processing to be undertaken in accordance with Section 79 of the Local Electoral Act 2001, the Local Electoral Regulations 2001 and the Society of Local Government Managers' Code of Good Practice for the Management of Local Authority Elections and Polls.
3. That Council determines the order the names of the candidates at the 2004 Waitakere City Elections are to be arranged on voting documents by random order.

**LOST**

**ORIGINAL MOTION**

The Chairperson put the original motion:

4431/2003

1. That the information be received.
2. That the returned voting documents for the 2004 Waitakere City Elections be processed during the voting period, such early processing to be undertaken in accordance with Section 79 of the Local Electoral Act 2001, the Local Electoral Regulations 2001 and the Society of Local Government Managers' Code of Good Practice for the Management of Local Authority Elections and Polls.
3. That Council determines the order the names of the candidates at the 2004 Waitakere City Elections are to be arranged on voting documents by alphabetical order of surname.

**CARRIED**

**17 SUBMISSION ON THE REVIEW OF THE NEW ZEALAND GEOGRAPHIC BOARD ACT 1946**

4432/2003

MOVED by Cr Stone, seconded Cr Russell:

1. That the information be received.
2. That the Council approves the Chief Executive making a submission to Land Information New Zealand consistent with the following points:
  - that the Board should devolve responsibility for naming suburbs, and localities to territorial authorities and in devolving that responsibility the Board establish codes of practice setting out standard place-naming processes to be used by territorial authorities (for suburb, locality and road names);
  - that the Act be amended to provide for decisions of the Board to be binding and decisions by other place-naming bodies such as territorial authorities would be reviewable by the Board but any such review being limited to 'process' in compliance with the Board's principles of nomenclature;
  - that the Council supports a local government person being on the Board. Currently the Act provides for appointments to be made at the discretion of the Minister and that three persons have been appointed. The Act should provide specifically for at least one local government person to be appointed to the Board, nominated by Local Government New Zealand, as local authorities will have formal delegated place-naming powers. Local Government is not a stakeholder in this instance, but the tier of government having clear local governance and place naming responsibilities;
  - suburb and locality should be clearly defined in the Act to make the distinction from towns and villages;
  - retention of the current Section 10 be supported - this where the Board may alter the name of a district with the consent of the territorial authority and the Local Government Commission. This is expected to be a rare occurrence. The Board will also need to have the power to alter names of towns and other places if there are two or more names similar to avoid confusion. Such action will need to be done in conjunction with the appropriate local authorities;

- the principles of consultation provided under Section 82 of the Local Government Act 2002 should be incorporated into this new Act. These principles should apply to the decision-making powers of the Board and to those bodies that have delegated powers under the new Act, including local authorities. These principles would also apply to the current provisions for road naming and road name changes under Sections 319 and 320 of the Local Government Act 1974.

**CARRIED**

**18 SISTER CITIES NEW ZEALAND 2004 CONFERENCE**

4433/2003

MOVED by Cr Stone, seconded Cr Clews:

1. That the information be received.
2. That Council nominates Councillors Fenton and Lawley to attend the 22<sup>nd</sup> Sister Cities New Zealand Conference in Christchurch, to be held on 24-27 March 2004 with all conference and associated expenses incurred being borne by the Council, subject to discussion in February 2004.

**CARRIED**

**19 WARRANTS OF APPOINTMENT**

4434/2003

MOVED by Cr Clews, seconded Cr Battersby:

1. That the information be received.
2. That Warrants of Appointment to exercise the powers and responsibilities of Enforcement Officer under Section 177 of the Local Government Act 2002 and the powers under the other Acts listed be issued to the following persons as follows:

Name	Position	Requirement(s) of Warrant
Maylene Brown	Parks Consent Planner	Section 38 Resource Management Act 1991 Section 177 Local Government Act 2002
Helena Rangī Karora	Water Meter Investigations Officer	Section 177 Local Government Act 2002
Christine Ann Henley	Community & Projects Co-ordinator Twin Streams	Section 177 Local Government Act 2002

**CARRIED**

**20 WARRANTS OF APPOINTMENT - CORRECTION OF OMISSIONS**

4435/2003

MOVED by Cr Clews, seconded Cr Hulse:

1. That the information be received.
2. That Warrants of Appointment to exercise the powers and responsibilities of Enforcement Officer under Section 177 of the Local Government Act 2002 and the powers under the other Acts listed be issued to the following persons as follows, namely:

Name	Position	Requirement(s) of Warrant
Grant Gillard	Group Manager: Regulatory Services	Section 77 Building Act 1991 Section 177 Local Government Act 2002 Section 38 Resource Management Act 1991
Alan Forster	Team Manager: Building Consents	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Graeme Turner	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Richard Greaves	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Peter Proctor	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Edward Donaghy	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Joseph Neil Todd	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
John Gutch	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
John Nicolls	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Terrence George Brown	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Glenn Moser	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Jill Edwards	Inspector	Section 177 - Local Government Act 2002
Dick Fong	Waste Minimisation Officer	Section 77 Building Act 1991
Robert Menzies	Waste Minimisation Officer	Section 177 - Local Government Act 2002
Fred Bishop	Waste Minimisation Officer	Section 177 - Local Government Act 2002

Name	Position	Requirement(s) of Warrant
John McKeown	Customer Field Advisor -Resource Management Compliance	Section 77 Building Act 1991
Terry Moorehouse	Dangerous Goods Inspector	Section 77 Building Act 1991
Michael Lazenby	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Keith Walker	Building Surveyor	Section 77 Building Act 1991 Section 177 Local Government Act 2002
Bruce Hawkins	Team Leader Resource Consents	Section 77 Building Act 1991 Section 177 Local Government Act 2002 Section 38 Resource Management Act 1991
Jon Roscoe	Manager Solid Waste	Section 177 Local Government Act 2002 Section 38 Resource Management Act 1991

**CARRIED**

**PART E - CONFIDENTIAL ITEMS**

- 21 **ACQUISITION UNDER PUBLIC WORKS ACT 1981**
- 22 **10 AMBRICO PLACE, NEW LYNN - DISPOSAL OPTIONS**
- 23 **SUBMISSION TO THE CROWN ON WHENUAPAI AIRPORT**
- 24 **LANDFILLING OF RESIDUAL WASTE FROM COUNCIL'S REFUSE TRANSFER STATION**
- 25 **TE ATATU MARAE DEVELOPMENT GROUP**

**DEFERRED**

4436/2003

MOVED by Mayor Bob Harvey, seconded Cr Clews:

That Part E - Confidential Items be deferred at this time.

**CARRIED**

**PART F - STANDING COMMITTEE REPORTS**

**26 CITY DEVELOPMENT COMMITTEE**

4437/2003

MOVED by Cr Stone, seconded Cr Presland:

That the report of the Ordinary Meeting of the City Development Committee held on Thursday, 4 December 2003 be received and that a vote of thanks and Seasons Greetings be recorded for the hard work of the City Development Committee Members.

**CARRIED**

**27 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

This item was considered following Item 15: Update to Application for Funding of Earthsong Centre.

**28 ENVIRONMENTAL MANAGEMENT COMMITTEE**

4438/2003

MOVED by Cr Hulse, seconded Cr Fenton:

That the report of the Ordinary Meeting of the Environmental Management Committee held on Tuesday, 9 December 2003 be received, and that a vote of thanks be recorded for the hard work of the Environmental Management Committee Members as well as acknowledging the contribution made at the adjourned meeting of Tuesday, 16 December 2003 by the representatives of the Swanson Community.

**CARRIED**

**PART G - PRESENTATIONS**

The following presentation took place at 4.40 pm.

**29 SIGNING CEREMONY - NAMING RIGHTS AND SPONSORSHIP AGREEMENT - ALL WEATHER ATHLETIC TRACK AND MAIN PLAYING FIELD, WAITAKERE STADIUM - DOUGLAS PHARMACEUTICALS LIMITED**

This item was considered following Item 4: Urgent Business.

The following presentation took place at 6.40 pm.

**30 WAITAKERE ETHNIC BOARD**

Representatives Praveen Chandra, President; Peter Chan, Vice President; and Kamal Shresdha, Executive Committee Member, of the Waitakere Ethnic Board made a presentation to Council. Lynne Pillay, MP, also briefly spoke in support of the Board.

6.44 pm Cr Brady returned to the meeting.

4439/2003

MOVED by Mayor Bob Harvey, seconded Cr Stone:

That the Waitakere Ethnic Board report as presented to the meeting be referred to the City Development Committee for consideration.

**CARRIED**

## **PART H - PROCEDURAL MATTERS**

### **31 QUESTIONS**

There were no Questions.

### **32 NOTICE OF MOTION**

Pursuant to Standing Order 28.1 the following Notice of Motion has been received from Councillor Russell.

MOVED by Cr Russell, seconded Cr Presland:

*That the Waitakere City Council establishes a Mayoral Business Marketing Taskforce to pursue the economic growth & development of the Waitakere City Council by undertaking the following matters/objectives:*

1. *With the impending announcement of a number of major industry developments in the region, we need to ensure that the value added potential opportunities are developed for getting new industries in Waitakere City. The clustering of complimentary industries within Waitakere City is needed. Surrounding regions are already scoping potential supply and associated skill industries for their own area. Waitakere City needs to develop a set of marketing strategies to get new related businesses to move to Waitakere to work with these new economic enterprises opportunities. The need is for a scoping study to be done to identify these new potential partnership business opportunities before our neighbours become pro-active in this area.*

*We must work on a marketing strategy to not only get the core industry sectors on board but also ensure that support businesses, contractors, suppliers and skill training are in place in this city.*

*Action: A scoping exercise carried out to identify the support industries for future major business developments projected for the City.*

2. *The next stage is a business promotion group to 'go and get them'- an in your face approach to getting industry out WEST. This marketing business plan for the City is the 'arrow head' for of an economic development strategy. We have a communication and PR department, but not a dedicated marketing group for promoting the Waitakere City and the industries in our City; we are missing many marketing opportunities with our sister-cities, and international networks. The Eco-brand we are told is negative to business investment, lets turn it around. Sustainability is a key component of all business development, and therefore we should be leading industries in New Zealand.*

*Action: That Waitakere City host an industry and trade show for the Auckland region and work with Trade & Enterprise on developing a Waitakere City promotion package for exhibition overseas.*

3. *Develop a market promotion plan that is pro-active in getting joint partners into doing research with business using funding from Central Government. R &D for enterprise innovation.*

*Action: Offer incentives to local business to apply for joint R & D funding*

4. *It is critical that Council has a direct role in these potential new industry initiatives in the region; we need a political voice in lobbying at Central Government level.*

*Action: The Council appoint a political lobbyist to act in Wellington as required."*

### **AMENDMENT**

MOVED by Mayor Bob Harvey, seconded Cr Stone:

That the matters raised in the Notice of Motion proposed by Cr Russell be referred for consideration, together with an officer's report, at the City Development Committee meeting scheduled for 5 February 2004.

**AMENDMENT CARRIED**

### **SUBSTANTIVE MOTION**

The Chairperson put the substantive motion:

4440/2003

That the matters raised in the Notice of Motion proposed by Cr Russell be referred for consideration, together with an officer's report, at the City Development Committee meeting scheduled for 5 February 2004.

**CARRIED**

### **RECOMMITTAL**

The Chairperson, with the consent of the meeting, recommitted Part E - Confidential Items at this time.

**PART E - CONFIDENTIAL ITEMS**

- 21 **ACQUISITION UNDER PUBLIC WORKS ACT 1981**
- 22 **10 AMBRICO PLACE, NEW LYNN - DISPOSAL OPTIONS**
- 23 **SUBMISSION TO CROWN ON WHENUAPAI AIRPORT**
- 24 **LANDFILLING OF RESIDUAL WASTE FROM COUNCIL'S REFUSE TRANSFER STATION**
- 25 **TE ATATU MARAE DEVELOPMENT GROUP**

**PROCEDURAL MOTION TO EXCLUDE THE PUBLIC**

4441/2003

MOVED by Cr Stone, seconded Cr Fenton:

1. That the public be excluded from the following part of the proceedings of this meeting, namely Acquisition Under Public Works Act 1981; 10 Ambrico Place, New Lynn: Disposal Options; Submission to Crown on Whenuapai Airport; and Landfilling of Residual Waste from Council's Refuse Transfer Station.

The general subject of the matters to be considered while the public is excluded, the reason for passing this resolution in relation of the matters, 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 matters to be considered.	Reason for passing this resolution in relation to the matters.	Ground(s) under Section 48(1)(a) for the passing of this resolution.
<ul style="list-style-type: none"> <li>• Acquisition Under Public Works Act 1981</li> <li>• 10 Ambrico Place, New Lynn: Disposal Options</li> <li>• Submission to Crown on Whenuapai Airport;</li> <li>• Landfilling of Residual Waste from Council's Refuse transfer Station;</li> <li>• Te Atatu Marae Development Group</li> </ul>	<p>The withholding of information is necessary in order to:</p> <ul style="list-style-type: none"> <li>• enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations);</li> <li>• enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations);</li> <li>• enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations);</li> <li>• enable the local authority holding the information to carry out, without prejudice or disadvantage, commercial activities;</li> <li>• enable the local authority holding the information to carry out, without prejudice or disadvantage, commercial activities;</li> <li>• protect the privacy of natural persons.</li> </ul>	<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)(a), 7(2)(h), and 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 matters will address information which if released would affect the Council's negotiations and ability to carry out without prejudice and disadvantage commercial activities, and information regarding nominees for appointment to the Te Atatu Marae Development Group which if released would affect the privacy of the nominees.
2. That Allan McGregor, Chief Executive, Waitakere Properties Limited, be permitted to remain at this meeting for Item 21: Acquisition Under Public Works Act 1981 and Item 22: 10 Ambrico Place - Disposal Options, after the public has been excluded, because of his knowledge of the matter being discussed. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because of background information and advice which will be required by Council when assessing options available to it and in explaining any decision to the community.
  3. That Bryan Mogridge Chairperson, Mayoral Task Force, Whenuapai be permitted to remain at this meeting for Item 23: Submission to Crown on Whenuapai Airport after the public has been excluded, because of his knowledge of the matter being discussed. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because of background information and advice which will be required by Council when assessing options available to it and in explaining any decision to the community.
  4. That Te Warena Taua, be permitted to remain at this meeting for Item 25: Te Atatu Marae Development Group, after the public has been excluded, because of his knowledge of the matter being discussed. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because of background information and advice which will be required by Council when assessing options available to it and in explaining any decision to the community.

**CARRIED**

7.18 pm        The public were excluded.

Minute Numbers 4442/2003 to 4450/2003 are recorded in the Confidential section of the minutes.

7.50 pm        The meeting adjourned until 9.00 pm.

9.08 pm        The meeting reconvened, with the public still excluded.

10.08 pm      The public were re-admitted.

### **RESTATEMENTS**

The Council resolved while the public were excluded:

1. (MOVED by Cr Clews, seconded Cr Dallow) (resolution 4443/2003 no. 3) *“That the Submission to the Crown on Whenuapai Airport report and relevant resolutions pertaining thereto remain confidential until the Crown’s submission closing date of 17 January 2004”.*
2. MOVED by Cr Battersby, seconded Cr Fenton (resolution 4444/2003 no. 3) *“That the Acquisition under Public Works Act 1981 report and relevant resolutions pertaining thereto remain confidential until settlement under the Agreement for Sale and Purchase has been achieved”.*
3. MOVED by Cr Battersby, seconded Cr Clews (resolution 4446/2003 no. 3) *“That the 10 Ambrico Place, New Lynn - Disposal Options report and relevant resolutions pertaining thereto remain confidential until any consequential negotiations have been completed”.*
4. MOVED by Cr Clews, seconded Cr Brady (resolution 4447/2003 no. 3) *“That the Landfilling of Residual Waste from Council’s Refuse Transfer Station report and relevant resolutions pertaining thereto remain confidential until further notice”.*
5. MOVED by Cr Fenton, seconded Cr Lawley (resolution 4450/2003 no. 3) *“That the Te Atatu Marae Development Group report and relevant resolutions pertaining thereto remain confidential until such time as the parties named have confirmed their availability”.*

### **PART F - STANDING COMMITTEE REPORTS**

#### **26 CITY DEVELOPMENT COMMITTEE**

This item was considered following Item 20: Warrants of Appointment: Correction of Omissions.

#### **27 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

This item was considered following Item 15: Update to Application for Funding of Earthsong Centre.

#### **28 ENVIRONMENTAL MANAGEMENT COMMITTEE**

This item was considered following Item 26: City Development Committee.

**33     CLOSING PRAYER**

Cr Clews said the Closing Prayer.

10.10 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:**.....

