

MAIN AGENDA



NOTICE OF MEETING COUNCIL

I hereby give notice that an Ordinary Meeting of the Council will be held on:-

DATE: **Wednesday, 25 February 2004** **TIME:** **5.30 pm**

VENUE: **Civic Centre, 6 Waipareira Avenue, Lincoln, Waitakere City**

to consider the business as set out herein and to take any necessary action connected therewith.

NOTE: Pursuant to Standing Order 25.8 at 5.00 pm a 30-minute Public Forum will precede the Council meeting:

- Jack Taumaunu - Accommodation for Maori Wardens;
- Ken Ring - West Auckland's Weather from now until 2020: New Tools for Forward Planning.

19 February 2004

Audrey Chan
COMMITTEE SECRETARY

Telephone (09) 836 8000 extn 8603

MEMBERSHIP:

Mayor	RA	Harvey, QSO, JP
Deputy Mayor	CA	Stone
Councillors	DQ	Battersby, JP
	BA	Brady, JP
	JM	Clews, QSO, JP
	RP	Dallow, QPM, JP
	AC	Fenton
	OE	Hoskin, MNZM, JP
	PA	Hulse
	JP	Lawley
	GE	Nash, QSM, JP
	VS	Neeson, JP
	GB	Presland
	GW	Russell, JP
	DA	Yates, JP

(Quorum 8 members)

(The reports and recommendations contained in all agendas are reports and recommendations only and are not to be construed, in any way, as Council policy until adopted.)

**AGENDA FOR AN ORDINARY MEETING OF THE COUNCIL TO BE HELD IN THE
CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY,
ON WEDNESDAY, 25 FEBRUARY 2004 COMMENCING AT 5.30 PM**

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**AGENDA FOR AN ORDINARY MEETING OF THE COUNCIL TO BE HELD IN THE
CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY,
ON WEDNESDAY, 25 FEBRUARY 2004 COMMENCING AT 5.30 PM**

PART A - OPENING OF MEETING

1 OPENING PRAYER

Pastor Tavale Matai'a, JP from the Word of Life Church, will say the Opening Prayer.



2 APOLOGIES



3 CONFIRMATION OF MINUTES

Ordinary - Wednesday, 17 December 2003
Ordinary - Thursday, 5 February 2004

RECOMMENDATION

That the minutes of the Ordinary Meetings of the Council held on Wednesday, 17 December 2003 and Thursday, 5 February 2004, as circulated, with the amendment to the minutes of 17 December 2003 to reflect that under Item 13: Whenuapai Airbase - Disposal Process, the motion moved by Cr Lawley and seconded by Cr Fenton was not LOST but CARRIED, and with the amendment to section 1 to clarify the preferred options under Item 22: 10 Ambrico Place, New Lynn - Disposal Options in the public excluded minutes, be taken as read and now be confirmed.

*C6-C8
Part E*

The public excluded minutes are attached at pages C6-C8 of the confidential supplement labelled Part E.



4 URGENT BUSINESS

Section 46A(7) and (7A) of the Local Government Official Information and Meetings Act 1987 provides that where an item of business is not on the agenda, it may only be dealt with at the meeting if:

- (i) the item is a minor matter; and
- (ii) the Chairperson has explained at the beginning of the meeting (when open to the public) that the item will be raised for discussion, why the item is not on the agenda, and why it cannot be delayed until a subsequent meeting; and
- (iii) the Council resolves to deal with the item.

No resolution, decision, or recommendation may be made in respect of the item except to refer the item to a subsequent meeting for further discussion.

NOTE: Urgent business need not be dealt with now and may be delayed until later in the meeting.



PART B - REPORT OF THE MAYOR

The report of the Mayor will be circulated under separate cover with this agenda.



PART C - TE TAUMATA RUNANGA AND COMMUNITY BOARDS

5 TE TAUMATA RUNANGA

**I NOHO TE TAUMATA RUNANGA KOMITI MANE TE KAU MA ONO O HUI TANGURU
2004**

**THE COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY
MEETING HELD ON MONDAY, 16 FEBRUARY 2004**

MATTERS CONSIDERED

*1-3
Part C*

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 1 to 3 in the supplement labelled Part C.

NGA TAKE E WHIRIWHIRIA

E whakataua ana Te Taumata Runanga i nga take i whakamanangia i te ture he whakaahua o nga tuhi kua tonoa ki nga mema o te Kaunihera.

Your Committee Recommends:

That the report of the Ordinary Meeting of Te Taumata Runanga held on Monday, 16 February 2004 be received.

Te Warena Taua
CHAIRPERSON



6 NEW LYNN COMMUNITY BOARD

**THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY MEETING
HELD ON MONDAY, 2 FEBRUARY 2004**

MATTERS CONSIDERED

4-8
Part C

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 4 to 8 in the supplement labelled Part C.

The Board Recommends:

That the report of the Ordinary Meeting of the New Lynn Community Board held on Monday, 2 February 2004 be received.

EG Francke
CHAIRPERSON



7 WAITAKERE COMMUNITY BOARD

**THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY MEETING
HELD ON TUESDAY, 3 FEBRUARY 2004**

MATTERS CONSIDERED

9-13
Part C

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 9 to 13 in the supplement labelled Part C.

The Board Recommends:

That the report of the Ordinary Meeting of the Waitakere Community Board held on Tuesday, 3 February 2004 be received.

CA Shepherd, JP
CHAIRPERSON



8 **MASSEY COMMUNITY BOARD**

**THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY MEETING
HELD ON WEDNESDAY, 4 FEBRUARY 2004**

1. **CHAIRPERSON'S REPORT**

The Board Recommends:

- (i) That road safety plans are actioned in the Birdwood Structure Plan for a bypass road, round from Chamberlain Road to Red Hills Road.
- (ii) That Massey Primary and Massey High have purpose-built drop off zones, and short term parking provisions designed at the back entrances.

2. **OTHER MATTERS CONSIDERED**

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 14 to 17 in the supplement labelled Part C.

The Board Recommends:

That the report of the Ordinary Meeting of the Massey Community Board held on Wednesday, 4 February 2004 be received.

RF Jessopp
CHAIRPERSON

14-17
Part C



9 **HENDERSON COMMUNITY BOARD**

**THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY MEETING
HELD ON THURSDAY, 5 FEBRUARY 2004**

MATTERS CONSIDERED

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 18 to 23 in the supplement labelled Part C.

The Board Recommends:

That the report of the Ordinary Meeting of the Henderson Community Board held on Thursday, 5 February 2004 be received.

HM Jones
CHAIRPERSON

18-23
Part C



PART D - REPORT OF THE CHIEF EXECUTIVE

10 WARRANTS OF APPOINTMENT

PURPOSE OF THE REPORT

The purpose of this report is to obtain Council's approval for the issuing of warrants of appointment under the Local Government Act 2002 and the Building Act 1991 for those officers required to undertake the role as Enforcement Officers under these Acts. For ease of reference, where warrants of appointment under the Resource Management Act 1991 are also required in respect of the same staff members, these are also included.

BACKGROUND

Clause 32(1)(g) Schedule 7 of the Local Government Act 2002, specifically prohibits Council from delegating the power to appoint enforcement officers pursuant to Section 177 of that Act.

Schedule 16 of the Local Government Act 2002 repealed and replaced Section 78 of the Building Act 1991. This amended Section 78 of the Building Act 1991 extends the prohibition on delegation of powers to issue warrants to warrants issued in terms of Section 77 of the Building Act.

The prohibition against delegating the power to issue warrants to enforcement officers does not, in terms of Section 34A of the Resource Management Act 1991, apply to warrants issued under Section 38 of that Act. However, for ease of reference appointments of enforcement officers under Section 38 of the Resource Management Act 1991 are included (where required in respect of the same staff members), with warrants issued under Section 177 of the Local Government Act 2002, and Section 77 of the Building Act 1991.

Warrants issued in terms of other enactments are issued under delegated authority, and not included here.

ISSUES

On 14 July 2003 the Council adopted a policy in relation to the issuing of warrants of appointment.

As part of that policy the Council requires specific vetting processes to be undertaken before warrants may be issued. All of the checks required as part of the vetting process have been carried out.

In accordance with the policy the Chief Executive recommends that the following warrants of appointment be issued:

Name	Position		Requirement(s) of Warrant
BUI, Vinh	Transport Engineer	Section 77 Section 5 Section 177	Building Act 1991 Litter Act 1979 Local Government Act 2002

Name	Position		Requirement(s) of Warrant
COLLING, Neville	Operational Compliance Team Manager	Section 3 Section 5 Section 177 Section 8 Section 38 Section 7	Fencing of Swimming Pools Act 1987 Litter Act 1979 Local Government Act 2002 Reserves Act 1977 Resource Management Act 1991 Transport Act 1962
CRESWELL, Steven	Noise Control	Section 38	Resource Management Act 1991
FAHRENSOHN, Jeffrey Karl	Customer Field Adviser	Section 77 Section 5 Section 177	Building Act 1991 Litter Act 1979 Local Government Act 2002
McCORMACK, Darrin	Noise Control	Section 38	Resource Management Act 1991
NASH, Stewart Glenn	Parking Officer	Section 5 Section 177 Section 7	Litter Act 1979 Local Government Act 1974 Transport Act 1962
SA, Iosia	Noise Control	Section 38	Resource Management Act 1991
WANAKORE, Loncley	Noise Control	Section 38	Resource Management Act 1991

In addition, it is now brought to Council's attention that three of the officer's names were inadvertently mis-spelled in resolution 4435/2003, due to an error in Council's internal telephone directory. Council's Legal Services Manager advises that it is necessary that these names be resubmitted to Council for a further resolution.

Name	Position		Requirement(s) of Warrant
LAZONBY, Michael	Building Surveyor	Section 77 Section 177	Building Act 1991 Local Government Act 2002
NICHOLLS, John	Building Surveyor	Section 77 Section 177	Building Act 1991 Local Government Act 2002
ROSCOE, Jonathan	Manager Solid Waste	Section 177 Section 38	Local Government Act 2002 Resource Management Act 1991

CONCLUSION

In terms of Clause 32(1)(g) Schedule 7 of the Local Government Act 2002, it is necessary for Council to resolve to issue warrants of appointment pursuant to Section 77 of the Building Act 1991 and Section 177 of the Local Government Act 2002, as recommended by the Chief Executive.

Warrants of Appointment pursuant to Section 38 of the Resource Management Act 2002, in respect of the staff members listed, are included in the Chief Executive's recommendation, for ease of reference.

RECOMMENDATIONS

1. That the Warrants of Appointment report 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 person as follows:

Name	Position		Requirement(s) of Warrant
BUI, Vinh	Transport Engineer	Section 77 Section 5 Section 177	Building Act 1991 Litter Act 1979 Local Government Act 2002
COLLING, Neville	Operational Compliance Team Manager	Section 3 Section 5 Section 177 Section 8 Section 38 Section 7	Fencing of Swimming Pools Act 1987 Litter Act 1979 Local Government Act 2002 Reserves Act 1977 Resource Management Act 1991 Transport Act 1962
CRESWELL, Steven	Noise Control	Section 38	Resource Management Act 1991
FAHRENSOHN, Jeffrey Karl	Customer Field Adviser	Section 77 Section 5 Section 177	Building Act 1991 Litter Act 1979 Local Government Act 2002
LAZONBY, Michael	Building Surveyor	Section 77 Section 177	Building Act 1991 Local Government Act 2002
McCORMACK, Darrin	Noise Control	Section 38	Resource Management Act 1991
NASH, Stewart Glenn	Parking Officer	Section 5 Section 177 Section 7	Litter Act 1979 Local Government Act 1974 Transport Act 1962
NICHOLLS, John	Building Surveyor	Section 77 Section 177	Building Act 1991 Local Government Act 2002
ROSCOE, Jonathan	Manager Solid Waste	Section 177 Section 38	Local Government Act 2002 Resource Management Act 1991
SA, Iosia	Noise Control	Section 38	Resource Management Act 1991
WANAKORE, Loncey	Noise Control	Section 38	Resource Management Act 1991

Report prepared by: Charlie Inggs, Democracy and Governance Team Manager.



11 **ENTERPRISE WAITAKERE - APPOINTMENT OF TRUSTEE**

PURPOSE OF THE REPORT

The purpose of this report is to recommend that Mr John Dragicevich be appointed as a Trustee on the Enterprise Waitakere Trust Board.

BACKGROUND

In 1994 Waitakere City Council established the Waitakere Enterprise Trust (trading as 'Enterprise Waitakere') to provide economic development services. The Trust Deed was executed in May 1994 establishing the duties and responsibilities of the Trustees.

In accordance with the Trust Deed, the number of Trustees shall not be fewer than five and not more than eight.

There are currently seven Trustees on the Enterprise Waitakere Trust Board. Those Trustees are: Mr Brian Mogridge ONZM (Chairperson), Dr Margo Buchanan-Oliver, Mr Taha Fasi, Ms Ann Magee, Mr Tim Coddington, Mr Mike Williams and Mr Te Warena Taua.

STRATEGIC CONTEXT

The creation of a strong local economy and more local jobs is Council's number one strategic priority. Enterprise Waitakere is the primary mechanism for Council to fund the delivery of economic development services.

ISSUES

Appointment of a Trustee

The Mayor and Councillors have recently raised issues in relation to the perceived poor performance of the City in terms of economic development. The Mayor charged the Chief Executive and Directors Group with bringing forward a range of initiatives for the Council to consider as a way of improving the City's performance in this area.

Work in this area is underway as part of the broader Economic Development work programme; however, the Directors Group also considered more immediate initiatives they could take. It is considered that improving the alignment between Enterprise Waitakere and the Council's own major operational areas could have a significant impact in enhancing both Enterprise Waitakere's, and the Council's contribution to the City's economic performance. Further work will be done in this area, but the Chief Executive and Directors Group consider the appointment of John Dragicevich, Director: City Services, to the Board of Enterprise Waitakere is an immediate measure that will be of assistance in this area.

There is a vacancy on the Board to which Mr Dragicevich can be appointed. The Council has the power to appoint or remove Trustees at any time.

Accordingly, it is recommended that Mr John Dragicevich be appointed as a Trustee on the Waitakere Enterprise Trust Board.

RECOMMENDATIONS

1. That the Enterprise Waitakere - Appointment of Trustee report be received.
2. That Mr John Dragicevich be appointed as a Trustee on the Waitakere Enterprise Trust Board.

Report prepared by: Darryl Griffin, Group Manager, Democracy and Support Services.



12 **CONFIRMATION OF APPOINTMENT TO THE REGIONAL LAND TRANSPORT COMMITTEE**

PURPOSE OF THE REPORT

The purpose of the report is to enable Council to confirm its appointment of Councillor Stone as Waitakere Council's representative to the Regional Land Transport Committee, and of Councillor Presland continuing to be the alternate.

BACKGROUND

Notice has been received from Catherine Harland, Chairwoman, Regional Land Transport Committee, Auckland Regional Council, requesting Council to confirm its members on the Regional Land Transport Committee.

The request arises from the Land Transport Management Act passed in November 2003, which changes the requirements for membership of the Regional Land Transport Committee. Appointment of people to represent the interests of Territorial Authorities is now mandatory, rather than at the discretion of Regional Councils.

The Auckland Regional Council believes that in terms of the new Act it is appropriate that the Regional Land Transport Committee will be formally reconstituted. The main function of the Regional Land Transport Committee continues to be to recommend the Regional Land Transport Strategy to the Auckland Regional Council.

The Auckland Regional Council expects that most Territorial Authorities will require their previous representatives to continue to represent them on the reconstituted Regional Land Transport Committee, and that the confirmation be made before 14 March 2004. The first meeting of the reconstituted Committee is scheduled for 23 March 2004.

CONCLUSION

Council at its meeting held on 14 November 2001 appointed Councillor Stone, and Councillor Presland as alternate, to the Regional Land Transport Committee (Resolution no. 2642/2001).

It is logical for Council to confirm its appointment of Councillor Stone, and Councillor Presland as alternate, to represent Waitakere City Council on the Auckland Regional Council's Regional Land Transport Committee, especially as there has been no change in the main function of the Committee since Council's appointment in November 2001.

RECOMMENDATIONS

1. That the Confirmation of Appointment to the Regional Land Transport Committee report be received.
2. That Council confirm its appointment of Councillor Stone, and Councillor Presland as alternate, to represent Waitakere City Council on the Auckland Regional Council's Regional Land Transport Committee.

Report prepared by: Audrey Chan, Committee Secretary.



13 **SISTER CITIES NEW ZEALAND (INC) - ANNUAL GENERAL MEETING AND NOMINATIONS FOR BOARD**

PURPOSE OF THE REPORT

The purpose of the report is to advise of the Annual General Meeting and enable Council to consider nominations to the Board of Sister Cities New Zealand (Inc).

BACKGROUND

A1-A2

A self explanatory memorandum has been received from the President, Sister Cities New Zealand (Inc), attached at pages A1 to A2, giving formal notice of the Annual General Meeting and calling for nominations as a result of constitutional changes which came into effect in 2001.

Councillors Fenton and Lawley are attending the Conference and Annual General Meeting as Council's representatives.

Nominations are called for four Directors for the election of the Board of Sister Cities New Zealand (Inc) for the year 2004.

Nominations close on Friday, 27 February 2004.

Council has not to date nominated anyone to the Board of Sister Cities and it is not considered that having someone on the Board is necessary in Council conducting our effective Sister Cities programme. Council's direction on this matter is sought.

RECOMMENDATIONS

1. That the Sister Cities New Zealand (Inc) - Annual General Meeting and Nominations for Board report be received.
2. That Council consider the need to respond to the call for nominations for the election of the Board of Sister Cities New Zealand (Inc) for the year 2004.

Report prepared by: Audrey Chan, Committee Secretary.



14 **PROPERTY PURCHASE DELEGATIONS**

PURPOSE OF THE REPORT

The purpose of this report is to draw to Councillors' attention practical difficulties arising out of the text of the delegation which authorises the Chief Executive to enter into contracts for sale and purchase of land and to seek more flexible delegations.

BACKGROUND

Delegation 14 to the Chief Executive authorises the Chief Executive "to enter into contracts for the sale and purchase of land or property when the Council has determined to sell or purchase and to make judgments and decide on the sale or purchase where the price is different from market value. Where the difference is greater than 20% the Chief Executive shall refer the sale or purchase to the Council for decision".

The difficulty with this delegation is that it is far from clear whether or not the Chief Executive has delegated authority to enter into conditional contract, or option to purchase land before there is any consideration by the Council.

STRATEGIC CONTEXT

The Council has provided \$20 million in its financial accounts for the 2003/2004 year for strategic land purchase. It is not felt that the current state of the delegation is sufficiently flexible for best achievement of Council's strategic goals.

ISSUES

Councillors will be aware of the recent and current volatility of the property market in the district. When seeking to purchase suitable land purchasers are often placed in a position where urgent action is required to enter into an Agreement for Sale & Purchase to secure the land against the risk of sale to others. The Chief Executive's delegation in respect of property, however, clearly states that he has no authority to execute an Agreement for Sale & Purchase prior to any consideration of the proposed purchase by the Council. The time delays necessarily inherent in a reference of the matter to the Council as a first step are thought likely to inhibit the Council's ability to negotiate for and purchase strategic land.

Furthermore, in the absence of an explicit delegation there is a risk of uncertainty as to the enforceability by the Council of any option or conditional agreement. Prior to 30 June 2003, the Public Bodies Contracts Act expressly required delegation of powers to enter into contracts. Now those powers fall to be determined by general contractual principles and the law of agency. The way this Council's delegations register is written, it is open to argument that in the absence of an express power the Chief Executive has no authority to execute agreements on behalf of the Council and that an agreement which did not strictly comply with the existing delegation might not be enforceable by the Council. The proposed amendment to the delegations will put this matter beyond debate.

In the private sector, it is normal practice for corporate purchasers to enter into Agreements for Sale & Purchase subject to conditions relating to due diligence and "the approval of the Board". These conditional contracts are commonly referred to as "options" by the layman. A true option, however, is where a small sum of money is paid to secure a defined timeframe within which the holder of the option can complete a purchase on agreed terms. The difference between a conditional agreement and a true option is that under the former the purchaser has an obligation to make best efforts to fulfil the conditions, but under the latter the holder of the option need do nothing at all and can refuse to exercise the option without cause. Naturally enough, vendors prefer that their purchasers enter into conditional Agreements for Sale & Purchase, purchasers much prefer to be able to enter into an option. In a vendor's market, true options are likely to be uncommon.

CONCLUSION

It is recommended that the delegations be reworded to provide flexibility to allow the Chief Executive to enter into conditional Agreement for Sale and Purchase or options but without conferring upon the Chief Executive the authority to fulfil conditions or to exercise the option without a Council approval.

RECOMMENDATION

1. That the Property Purchase Delegations report be received.
2. That delegation 14 to the Chief Executive (in the delegations adopted by the Council on 24 September 2003, resolution 1935/2003) be revoked and replaced with the following:

"14. Authority to enter into:

- (a) Contracts for Sale and Purchase conditional upon Council approval, or options to purchase land or property on such terms and conditions as the Chief Executive thinks fit. Where the Chief Executive exercises this delegated authority, the Chief Executive must report to the Council, within the conditions period or the option period, and seek the Council's authority before satisfying the conditions or exercising the option.*
- (b) Contracts for the sale and purchase of land or property when the Council has determined to sell or purchase and to make judgments and decide on the sale or purchase where the price is different from market value. Where the difference is greater than 20% the Chief Executive shall refer the sale or purchase to the Council for decision."*

Report prepared by: Denis Sheard, Legal Services Manager.

HV O'Rourke
CHIEF EXECUTIVE



PART E - CONFIDENTIAL ITEMS

15 PUBLIC WORKS ACT ACQUISITION - 14 TRADING PLACE, HENDERSON

This item will be considered in the Confidential Supplement of the agenda. It was not available at the time of printing and will be circulated separately to members.

16 TECHSCAPE LIMITED - RESIGNATION OF TWO DIRECTORS

This item will be considered in the Confidential Supplement of the agenda, and has been circulated to members separately with this agenda.

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

1. That the public be excluded from the following part of the proceedings of this meeting namely, Public Works Act Acquisition - 14 Trading Place, Henderson, and Techscape Limited - Resignation of Two Directors.

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"> • Public Works Act Acquisition - 14 Trading Place, Henderson • Techscape Limited - Resignation of Two Directors.. 	<p>The withholding of information is necessary in order to:</p> <ul style="list-style-type: none"> • enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations); • protect the privacy of natural persons, including that of deceased natural persons. 	<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) 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 reports contain information which if released would affect Council's negotiations, and personal information regarding a possible candidate for appointment to the Techscape Limited Board.*
2. That Graham Wakefield, Consultant, Legal Services be permitted to remain at this meeting for item15: Public Works Act Acquisition - 14 Trading Place, after the public has been excluded, because of his knowledge of the matters being discussed. This knowledge, which will be of assistance in relation to the matters to be discussed, is relevant to those matters 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.



PART F - STANDING COMMITTEE REPORTS

17 CITY DEVELOPMENT COMMITTEE

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY MEETING HELD ON THURSDAY, 5 FEBRUARY 2004

1. ATTENDANCE AT THE FOURTH EUROPEAN CONFERENCE ON SUSTAINABLE CITIES AND TOWNS - AALBORG, DENMARK - 9-11 JUNE 2004

Your Committee Recommends:

That Council approve and fund the attendance of Cr Stone at the Fourth European Conference on Sustainable Cities and Towns, 9-11 June 2004, Aalborg, Denmark.

2. OTHER MATTERS CONSIDERED

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 1 to 9 in the supplement labelled Part F, with the public excluded minutes attached at pages C9 to C10 in the confidential supplement labelled Part E.

Your Committee Recommends:

That the report of the Ordinary Meeting of the City Development Committee held on Thursday, 5 February 2004 be received.

CA Stone

CHAIRPERSON



18 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY MEETING HELD ON MONDAY, 9 FEBRUARY 2004

1. EXEMPTION FOR REPORTING UNDER THE LOCAL GOVERNMENT ACT 2002 - WEST AUCKLAND COMMUNITY CARE TRUST

That the West Auckland Community Care Trust be granted an exemption under Section 7 (3) of the Local Government Act 2002 on the basis that the Trust has signalled its intention to dissolve once it has distributed all unallocated funds.

2. OTHER MATTERS CONSIDERED

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 10 to 18 in the supplement labelled Part F, with the public excluded minutes attached at pages C11 to C12 in the confidential supplement labelled Part E.

Your Committee Recommends:

That the report of the Ordinary Meeting of the Finance and Operational Performance Committee held on Monday, 9 February 2004 be received.

JM Clews, QSO, JP

CHAIRPERSON



1-9
Part F
C9-C10
Part E

10-18
Part F
C11-C12
Part E

19 ENVIRONMENTAL MANAGEMENT COMMITTEE

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS ORDINARY MEETING HELD ON TUESDAY, 10 FEBRUARY 2004

MATTERS CONSIDERED

*19-28
Part F
C13
Part E*

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 19 to 28 in the supplement labelled Part F, with the public excluded minutes attached at page C13 in the confidential supplement labelled Part E.

Your Committee Recommends:

That the report of the Ordinary Meeting of the Environmental Management Committee held on Tuesday, 10 February 2004 be received.

PA Hulse

CHAIRPERSON



PART G - PRESENTATIONS

These presentations will take place at 7.30 pm.

20 YOLA MACKEN - WAITAKERE ENTERPRISE

Yola Macken, Project Manager from Enterprise Waitakere will make a presentation to Council on Business Awards.

21 WAITAKERE RANGES PROTECTION SOCIETY

The Waitakere Protection Society will make a presentation to honour Mayor Bob Harvey for the work done over many years towards the permanent protection of the Waitakere Ranges.

22 WAITANGI DAY MARAE OPEN DAY - CERTIFICATE OF PARTICIPATION

The Mayor will make a presentation to acknowledge participants taking part on the inaugural Waitangi Day Marae Open Day on 6 February 2004.

23 VOLUNTEER RESCUE TEAM

The Mayor will present certificates in recognition of the achievement of the volunteer rescue team, originally known as the Waitakere City Council Civil Defence Initial Response Unit, and now known as New Zealand Response Team 3 due to a national recognition at the end of the year 2003.



PART H - PROCEDURAL MATTERS

24 QUESTIONS

Pursuant to Standing Order 39.2, any member of the local authority may at any ordinary meeting of the local authority at the appointed time, put a question to the Mayor as Chairperson of the local authority, or through the Mayor to the Chairperson of any standing or special committee, or to any officer of the local authority concerning any matter relevant to the role or functions of the local authority concerning any matter that does not appear on the order paper, nor arises from any committee report or recommendation submitted to that meeting.



25 NOTICES OF MOTION

Notices of motion shall be in writing by the mover, stating the meeting at which it is proposed that the notice of motion be considered, and shall be delivered to the Chief Executive at least five clear days before such meeting.



26 CLOSING PRAYER

