

**MINUTES OF AN ORDINARY MEETING OF THE COUNCIL HELD IN THE CIVIC CENTRE,
6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY, ON WEDNESDAY,
28 APRIL 2004, COMMENCING AT 5.34 PM.**

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PRESENT:

Deputy Mayor CA Stone
Councillors DQ Battersby, JP
BA Brady, JP (from 5.48 pm)
JM Clews, QSO, JP
RP Dallow, QPM, JP
AC Fenton
PA Hulse (from 5.42 pm)
JP Lawley
GE Nash, QSM, JP
VS Neeson, JP (until 7.36 pm)
GB Presland
GW Russell, JP
DA Yates, JP (from 5.36 pm)

**TE TAUMATA
RUNANGA:**

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)
HM Jones (Chairperson Henderson Community Board)
GPJ Marshal (New Lynn Community Board)

IN ATTENDANCE:

Chief Executive
Director: City Services
Director: Corporate and Civic Services
Director: Finance
Director: Strategy & Development
Director: Quality Assurance
Director: Public Affairs
Group Manager: Democracy and Support Services
Group Manager: Rates
Group Manager: Strategic Policy & Planning
Group Manager: Financial Management
Maori Issues Manager
Manager: Animal Welfare
Manager: Transport Strategy
Manager: Legal Services
Manager: Emergency Management
Manager: Strategic Economic Development Projects
Security Manager
Quality Assurance and Liaison Officer
Committee Secretary: S Simiona
A Chan
O Schuster
N Delamere
Committee Administrator: N Matthews

PART A - OPENING OF MEETING

1 OPENING PRAYER

5.36 pm Cr Yates entered the meeting.

Father David Mullins from Our Lady of Lourdes Church, Glen Eden, said the Opening Prayer.

2 APOLOGIES

650/2004

MOVED by Cr Neeson, seconded Cr Clews:

That apologies from Mayor Bob Harvey and Cr Hoskin for absence and Crs Hulse and Brady for lateness be received and sustained.

CARRIED

3 CONFIRMATION OF MINUTES

651/2004

MOVED by Cr Nash, seconded Cr Dallow:

That the minutes of the Ordinary Meetings of the Council held on Wednesday, 31 March 2004, and the Extraordinary Meeting held on Monday, 5 April 2004, with the public excluded minutes as circulated, be taken as read and now be confirmed.

CARRIED

4 URGENT BUSINESS

There was no Urgent Business.

PART B - REPORT OF THE MAYOR

652/2004

MOVED by Cr Dallow, seconded Cr Clews:

That the Report of the Mayor be received.

CARRIED

PART C - TE TAUMATA RUNANGA AND COMMUNITY BOARDS

5 TE TAUMATA RUNANGA

653/2004

MOVED by Cr Lawley, seconded Cr Fenton:

That the report of the Ordinary Meeting of Te Taumata Runanga held on Monday, 19 April 2004 be received.

CARRIED

6 NEW LYNN COMMUNITY BOARD

5.42 pm Cr Hulse entered the meeting.

654/2004

MOVED by Cr Presland, seconded Cr Clews:

That the report of the Ordinary Meeting of the New Lynn Community Board held on Monday, 5 April 2004 be received.

CARRIED

7 WAITAKERE COMMUNITY BOARD

655/2004

MOVED by Cr Battersby, seconded Cr Yates:

That the report of the Ordinary Meeting of the Waitakere Community Board held on Tuesday, 6 April 2004 be received.

CARRIED

8 MASSEY COMMUNITY BOARD

656/2004

MOVED by Cr Nash, seconded Cr Neeson:

That the report of the Ordinary Meeting of the Massey Community Board held on Wednesday, 7 April 2004 be received.

CARRIED

9 HENDERSON COMMUNITY BOARD

657/2004

MOVED by Cr Fenton, seconded Cr Russell:

That the report of the Ordinary Meeting of the Henderson Community Board held on Thursday, 8 April 2004 be received.

CARRIED

PART D - REPORT OF THE CHIEF EXECUTIVE

10 LOCAL GOVERNMENT (AUCKLAND) AMENDMENT BILL

658/2004

MOVED by Cr Nash, seconded Cr Russell:

1. That the Local Government (Auckland) Amendment Bill report be received.
2. That Waitakere City Council support and agree in principle the regional submission prepared being Version 20 April 2004, as attached at pages A58 to A84 in the Agenda report.
3. That if any issues are not covered by the regional submission, Waitakere City prepare a separate submission which further outlines its specific response to the proposed Bill.
4. That the Deputy Mayor and Cr Clews as Chairperson of the Finance and Operational Performance Committee or Cr Hulse as Chairperson of the Environmental Management Committee be authorised to sign off both the regional and local submissions following the Mayoral Forum on 30 April 2004.
5. That Waitakere City Council request the opportunity to make a presentation to the Select Committee due to meet in Auckland on 10 May 2004 and that this presentation be made by Cr Hulse, Chairperson of the Environmental Management Committee.

5.48 pm Cr Brady entered the meeting.

CARRIED

11 SUBMISSION ON THE LOCAL GOVERNMENT LAW REFORM BILL (NO. 3) AND SUPPLEMENTARY ORDER PAPER 203

659/2004

MOVED by Cr Dallow, seconded Cr Nash:

1. That the submission on the Local Government Law Reform Bill (No. 3) and Supplementary Order Paper 203 be received.
2. That the submission attached at pages A85 to A90 to the Agenda be approved on the proviso that the Chief Executive and the Chairperson of the Finance and Operational Performance Committee be authorised to make any required last minute amendments.
3. That Cr Clews as Chairperson of the Finance and Operational Performance Committee be authorised to present the submission on behalf of the Council.

CARRIED

12 81A GODLEY ROAD, GREEN BAY

660/2004

MOVED by Cr Battersby, seconded Cr Presland:

1. That the 81A Godley Road, Green Bay report be received.
2. That approval be given to transfer Lot 14 DP 39391 situated at No.81A Godley Road, Green Bay and being all the land contained in Certificate of Title No.NA24D/137 to Waitakere Properties Limited subject to the usual Declaration Trust mechanism for the purposes of undertaking subdivision and/or residential development on Council's behalf as a public work provided that any actual development proposal be subject to Council approval prior to any application being lodged for resource consent.

CARRIED

13 HEARINGS COMMITTEE DELEGATIONS

661/2004

MOVED by Cr Yates, seconded Cr Nash:

1. That the Hearings Committee Delegations be received.
2. That the Delegations to Committees - Hearings Committee, as attached at pages A93 to A95 to the Agenda report be approved, and that the previous delegation be replaced.

CARRIED

14 CIVIL DEFENCE EMERGENCY MANAGEMENT APPOINTMENTS

662/2004

MOVED by Cr Battersby, seconded Cr Neeson:

1. That the Civil Defence Emergency Management Appointments report be received.
2. That the following persons be nominated as persons able to declare a local emergency in terms of the Civil Defence Emergency Management Act 2002:
Declarer - Mayor.
1st Alternate - Deputy Mayor.
2nd Alternate - Chairperson: Emergency Services Special Committee.
3rd Alternate - Councillor Ross Dallow - Alternate Representative, Civil Defence Emergency Management Group.
3. That the following persons be nominated as Local Controllers pursuant to the Civil Defence Emergency Management Act 2002:
Controller - Ross McLeod, Director: Corporate and Civic Services.
1st alternate - Darryl Griffin, Group Manager Democracy and Support.
2nd Alternate - Philip Brown, Group Manager Planning and Community Services.
3rd Alternate - Bill Morley, Manager Emergency Management.

4. That the following persons be appointed Recovery Manager:
Recovery Manager - John Dragicevich, Director City Services.
Deputy Recovery Manager and First Alternate - Tony Miguel, Group Manager:
Asset Management.
Second Alternate Recovery Manager - Alan Tresadern, Group Manager: Project
Services.
5. That the persons nominated in resolutions 2 and 3 above be appointed as
Declarers and Controllers respectively under the Civil Defence Act 1983 and that
these appointments together with the appointments under resolution 4 above, take
effect from 1 May 2004.
6. That the Delegations to Officers - Responsibilities Manual and the Waitakere City
Council Local Civil Defence Plan be amended to reflect resolutions 2-5 above.
7. That Councillor Battersby, the Chief Executive and John Dragicevich be thanked
for their input and effort as Controllers, and that Councillor Dallow be thanked for
his input and effort as Recovery Manager.
8. That Council notes that its nominations under the Civil Defence Emergency
Management Act 2002 will not take effect until the Auckland Region Civil Defence
Emergency Management Group plan comes into effect, and the nominations have
been approved by the Auckland Region Civil Defence Emergency Management
Group.

CARRIED

15 APPOINTMENT TO TE TAUMATA RUNANGA

663/2004

MOVED by Cr Lawley, seconded Cr Fenton:

1. That the Appointment to Te Taumata Runanga report be received.
2. That Teresa Toki be appointed as the alternative Te Roopu Kaumatua O
Waipareira representative on the Te Taumata Runanga, replacing Gary Waho.

CARRIED

**16 STATEMENT OF PROPOSAL TO AMEND THE LONG TERM COUNCIL COMMUNITY
PLAN**

664/2004

MOVED by Cr Clews, seconded Cr Presland:

1. That the Statement of Proposal to Amend the Long Term Council Community Plan
report be received.
2. That the content of the Statement of Proposal to amend the Long Term Council
Community Plan attached at pages A102 to A182 to the Agenda report together
with amendments approved by Audit New Zealand, be approved for public
notification and consultation as a Statement of Proposal in terms of the provisions
of the Local Government Act 2002.

CARRIED

PART E - CONFIDENTIAL ITEM

17 LAND PURCHASE - TRIANGLE LAND HOBSONVILLE AIRBASE

DEFERRED

665/2004

MOVED by Cr Fenton, seconded Cr Clews:

That Item 17: Land Purchase - Triangle Land Hobsonville Airbase be deferred until after Item 23: Notices of Motion.

CARRIED

PART F - STANDING COMMITTEE REPORTS

18 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE

666/2004

MOVED by Cr Clews, seconded Cr Brady:

That the report of the Ordinary Meeting of the Finance and Operational Performance Committee held on Monday, 5 April 2004 be received.

CARRIED

19 CITY DEVELOPMENT COMMITTEE

667/2004

MOVED by Cr Presland, seconded Cr Russell:

That the report of the Ordinary Meeting of the City Development Committee held on Thursday, 8 April 2004 be received.

CARRIED

20 ENVIRONMENTAL MANAGEMENT COMMITTEE

668/2004

MOVED by Cr Hulse, seconded Cr Yates:

That the report of the Ordinary Meeting of the Environmental Management Committee held on Tuesday, 13 April 2004 be received.

CARRIED

PART H - PROCEDURAL MATTERS

22 QUESTIONS

There were no Questions.

23 NOTICES OF MOTION

There were no Notices of Motion.

PART E - CONFIDENTIAL ITEM

17 LAND PURCHASE - TRIANGLE LAND HOBSONVILLE AIRBASE

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

669/2004

MOVED by Cr Battersby, seconded Cr Dallow:

That the public be excluded from the following part of the proceedings of this meeting, namely, Land Purchase - Triangle Land Hobsonville Airbase.

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"> • Land Purchase - Triangle Land Hobsonville Airbase 	<p>The withholding of information is necessary in order to:</p> <ul style="list-style-type: none"> • enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations); 	<p>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.</p>

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

- *The matter contains information which if released would affect the Council's negotiations.*

CARRIED

6.20 pm The public were excluded.

Minute Number 670/2004 is recorded in the Confidential Section of these Minutes.

6.25 pm The public were readmitted.

RESTATEMENT

The Committee resolved while the public were excluded (Moved by Cr Presland, seconded Cr Fenton) (resolution 670/2004 no. 4) *“That the Land Purchase - Triangle Land Hobsonville Airbase report and associated resolutions remain confidential until further notice”*.

ADJOURNMENT

671/2004

MOVED by Cr Fenton, seconded Cr Neeson:

That the meeting stand adjourned until 7.30 pm.

CARRIED

6.26 pm The meeting adjourned.

7.36 pm The meeting reconvened. Cr Neeson was not present.

PART G - PRESENTATION

This presentation took place at 7.38 pm.

21 ERADICATION OF HEART DISEASE

Dr Lannes Johnson made a presentation to the Council on the Waitakere Cardiovascular Disease Project. The Hon Annette King, Minister of Health addressed the Council in support of the Project.

Ms Kay McKelvie, (Chair), Ms Aroha Hudson, Mr Warren Flaunty and Ms Marianne Duffy, from Waitemata District Health Board, Mr Clive Stone, (Chair) and Mr Alan Greenslade, (Chief Executive Officer), from Healthwest, Ms Barbara Fountain, Editor of New Zealand Doctor Magazine and Ms Kay Lindley, Sport Waitakere were also in attendance in support of the presentation by Dr Johnson.

24 CLOSING PRAYER

Cr Lawley gave a closing address.

8.30 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:.....

