

**MINUTES OF A MEETING OF THE COUNCIL HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY, ON WEDNESDAY, 26 APRIL 2006, COMMENCING AT 5.32 PM.**

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**MINUTES OF A MEETING OF THE COUNCIL HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE, LINCOLN, WAITAKERE CITY, ON WEDNESDAY, 26 APRIL 2006, COMMENCING AT 5.32 PM.**

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**PRESENT:**

Mayor	RA	Harvey, QSO, JP
Deputy Mayor	CA	Stone
Councillors	DQ	Battersby, JP
	MFP	Chan, JP
	JM	Clews, QSO, JP
	RI	Clow
	LA	Cooper
	AK	Corban, OBE, JP
	RP	Dallow, QPM, JP
	DE	Gilmour
	C	Harding, JP (from 5.42 pm)
	PA	Hulse (from 5.39 pm)
	JP	Lawley
	VS	Neeson, JP

**OBSERVERS:**

M Te Huia	(Deputy Chairperson, Te Taumata Runanga)
EAG Grimmer, MNZM	(Chairperson, Henderson Community Board)
JA Good	(Chairperson, Massey Community Board)
P Van der Voort, JP	(Chairperson, New Lynn Community Board)
CA Shepherd, JP	(Chairperson, Waitakere Community Board)
SJ McDonald	(Henderson Community Board)
GE Barnard	(Massey Community Board)
GJ Maurice	(Massey Community Board)
JG Riddell	(Massey Community Board)
GPJ Marshall	(New Lynn Community Board)
SF Davies	(Waitakere Community Board)

**IN ATTENDANCE:**

Chief Executive Officer  
Director: Strategic Performance  
Director: Strategic Planning  
Director: Corporate & Civic Services  
Director: Quality Assurance  
Director: Public Affairs  
Director: Finance  
Group Manager: Democracy and Support Services  
Manager: Legal Services  
Manager: Strategic Projects  
Manager: Public Affairs  
Executive Manager  
Democracy & Governance Team Manager  
Administration Team Manager  
Security Manager  
Project Manager: Urban Design  
Senior Analyst, Social Policy: Z Cuming  
Quality Assurance & Liaison Officer  
Mayoral Executive  
Democracy Support and Sister City Officer  
Committee Secretary: A Chan  
N Delamere  
O Schuster  
Committee Secretary (Intern)

**ALSO IN ATTENDANCE:**

The Honourable Chris Carter, Minister of Housing  
Pat Sneddon, Chairman, Housing NZ Board  
Helen Fulcher, Chief Executive Officer, Housing New Zealand Corporation  
Graham Wakefield, Consultant

**PART A - OPENING OF MEETING**

**1 OPENING PRAYER**

Captain Stephen Jarvis from the Glen Eden Salvation Army said the Opening Prayer.

**2 APOLOGIES**

658/2006

MOVED by Cr Neeson, seconded Cr Cooper:

That apologies from Cr Flaunty for absence and Cr Hulse for lateness be received and sustained.

**CARRIED**

**3 CONFIRMATION OF MINUTES**

659/2006

MOVED by Cr Clews, seconded Cr Dallow:

That the minutes of the Meetings of the Council held on Wednesday, 29 March 2006, as circulated, be taken as read and now be confirmed.

**CARRIED**

**4 URGENT BUSINESS**

There was no Urgent Business.

5.39 pm Cr Hulse entered the meeting.

**5 DECLARATION OF COUNCILLOR**

In accordance with the provisions under Clause 14 of Schedule 7 of the Local Government Act 2002, Councillor Carl Harding made and signed the Statutory Declaration witnessed by Mayor Bob Harvey:

*"I, Carl Harding, declare that I will faithfully and impartially, and according to the best of my skill and judgment, execute and perform, in the best interests of the City of Waitakere, the powers, authorities, and duties vested in, or imposed upon, me as a member of the Waitakere City Council by virtue of the Local Government Act 2002, the Local Government Official Information and Meetings Act 1987, and any other Act."*

5.42 pm Cr Harding took his place at the table as a Councillor.

## 6 COUNCILLOR APPOINTMENTS

660/2006

MOVED by Cr Dallow, seconded Cr Corban:

1. That the Councillor Appointments report be received.
2. That Councillor Harding be appointed to the following Council Committees, Community Board, and ad hoc / external organisations:

### Council Committees and Special Committees

City Development Committee  
Finance and Operational Performance Committee  
Planning and Regulatory Committee  
Long Term Council Community Plan and Annual Plan Special Committee  
Projects Special Committee  
Arts, Events and Culture Special Committee  
Emergency Services Special Committee  
Kay Road Balefill Site Management Committee

### Community Board

Waitakere Community Board

### Ad Hoc / External Organisations

Huia/Cornwallis Local Water Agenda Steering Group

**CARRIED**

## PART B - REPORT OF THE MAYOR

661/2006

MOVED by Mayor Bob Harvey, seconded Cr Stone:

1. That the Report of the Mayor be received.
2. That the Strategy Unit prepares a report for Council looking at how to progress the proposal to declare Waitakere a Peace City.
3. That Graeme Murdoch and Karel Witten-Hannah be invited to the June 2006 Council meeting and dinner so they can be farewelled appropriately by the City.

**CARRIED**

## PRECEDENCE OF BUSINESS

662/2006

MOVED by Cr Clow, seconded Cr Chan:

That Item 19: Housing Matters and Item 12: Proposed Partnering Agreement With Housing New Zealand Corporation be accorded precedence at this time.

**CARRIED**

## **PART F - PRESENTATIONS**

### **19 HOUSING MATTERS**

Helen Fulcher, Chief Executive Officer, Housing New Zealand Corporation, made a presentation about housing matters. The focus was on the working relationship to improve the supply of affordable housing in Waitakere City, and included the issue of the use of restrictive covenants which could limit the supply of social housing.

The Honourable Chris Carter, Minister of Housing, and Pat Sneddon, Chairman of the Board, Housing New Zealand Corporation, were present for the presentation.

## **PART D - REPORT OF THE CHIEF EXECUTIVE OFFICER**

### **12 PROPOSED PARTNERING AGREEMENT WITH HOUSING NEW ZEALAND CORPORATION**

663/2006

MOVED by Cr Hulse, seconded Cr Clews:

1. That the Proposed Partnering Agreement with Housing New Zealand Corporation report be received.
2. That Waitakere City Council enters into the proposed Partnering Agreement with Housing New Zealand Corporation.
3. That the Partnering Agreement be signed at the meeting by the Mayor and Chief Executive Officer on behalf of Waitakere City Council and by the Chief Executive Officer or designated representative of Housing New Zealand Corporation.
4. That any subsequent changes to the Partnering Agreement following in-house consultation be endorsed by the Director: Strategic Planning on behalf of the Mayor and Chief Executive Officer of Waitakere City Council.

**CARRIED**

### **SIGNING OF THE PARTNERING AGREEMENT**

The Partnering Agreement was signed by the Mayor and Chief Executive Officer of Waitakere City Council and the Chief Executive Officer of Housing New Zealand Corporation.

The Order of Business resumed at Item 7: New Lynn Community Board.

## **PART C - REPORTS OF NEW LYNN COMMUNITY BOARD, WAITAKERE COMMUNITY BOARD, MASSEY COMMUNITY BOARD AND HENDERSON COMMUNITY BOARD**

### **7 NEW LYNN COMMUNITY BOARD**

#### **1. CHAIRPERSON'S REPORT**

664/2006

MOVED by Cr Clews, seconded Cr Clow:

That the Council notes that the New Lynn Community Board supports Council in its endeavour to increase police staffing on an improved ratio.

**CARRIED**

**2. OTHER MATTERS CONSIDERED**

665/2006

MOVED by Cr Clews, seconded Cr Clow:

That the report of the Meeting of the New Lynn Community Board held on Monday, 3 April 2006 be received.

**CARRIED**

**8 WAITAKERE COMMUNITY BOARD**

666/2006

MOVED by Cr Hulse, seconded Cr Stone:

That the report of the Meeting of the Waitakere Community Board held on Tuesday, 4 April 2006 be received.

**CARRIED**

**9 MASSEY COMMUNITY BOARD**

667/2006

MOVED by Cr Neeson, seconded Cr Chan:

That the report of the Meeting of the Massey Community Board held on Wednesday, 5 April 2006 be received.

**CARRIED**

**10 HENDERSON COMMUNITY BOARD**

668/2006

MOVED by Cr Corban, seconded Cr Gilmour:

That the report of the Meeting of the Henderson Community Board held on Thursday, 6 April 2006 be received.

**CARRIED**

**PART D - REPORT OF THE CHIEF EXECUTIVE OFFICER**

**11 LOCAL GOVERNMENT LAW REFORM BILL SUBMISSION**

669/2006

MOVED by Cr Cooper, seconded Cr Lawley:

1. That the Local Government Law Reform Bill Submission report be received.
2. That the Council makes a submission for consideration by the Government and Environment Select Committee on the Local Government Law Reform Bill with final approval of the submission being delegated to the Deputy Mayor and the Chairs of the Council's City Development, Planning and Regulatory, and Finance and Operational Performance Standing Committees.

3. That the Council approves the attendance before the Select Committee of Councillor Janet Clews to present the submission on behalf of the Council should that be determined as necessary by the Deputy Mayor and the Chairs of the Council's City Development, Planning and Regulatory, and Finance and Operational Performance Standing Committees.

**CARRIED**

**12 PROPOSED PARTNERING AGREEMENT WITH HOUSING NEW ZEALAND CORPORATION**

This item was considered following Item 19: Housing Matters.

**13 CLASSIFICATION OF NEW LYNN RESERVES**

This item was not considered.

**PART E - REPORTS FROM THE STANDING COMMITTEES**

**14 CITY DEVELOPMENT COMMITTEE**

**1. PROPOSED PARTNERSHIP FRAMEWORK AGREEMENT WITH HOUSING NEW ZEALAND CORPORATION**

670/2006

MOVED by Cr Hulse, seconded Cr Gilmour:

That Council enters into the proposed Partnership Framework Agreement between Housing New Zealand Corporation and Waitakere City Council.

**CARRIED**

**2. OTHER MATTERS CONSIDERED**

671/2006

MOVED by Cr Hulse, seconded Cr Gilmour:

That the report of the Meeting of the City Development Committee held on Thursday, 6 April 2006 be received.

**CARRIED**

**15 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

672/2006

MOVED by Cr Clews, seconded Cr Corban:

That the report of the Meeting of the Finance and Operational Performance Committee held on Monday, 10 April 2006 be received.

**CARRIED**

**16 PLANNING AND REGULATORY COMMITTEE**

673/2006

MOVED by Cr Neeson, seconded Cr Gilmour:

That the report of the Meeting of the Planning and Regulatory Committee held on Tuesday, 11 April 2006 be received.

**CARRIED**

**17 TE TAUMATA RUNANGA**

**1. URGENT BUSINESS**

674/2006

MOVED by Cr Cooper, seconded Cr Lawley:

1. That the Council notes that Te Taumata Runanga strongly supports the Waitakere Ranges Heritage Area Bill and asks that the Council includes reference to Te Taumata Runanga's support in its submission on the Waitakere Ranges Heritage Area Bill.
2. That a representative of Te Taumata Runanga be included in the Council delegation when Council presents its submission on the Waitakere Ranges Heritage Area Bill to the Select Committee.

**CARRIED**

**2. OTHER MATTERS CONSIDERED**

675/2006

MOVED by Cr Cooper, seconded Cr Lawley:

That the report of the Meeting of Te Taumata Runanga held on Monday, 10 April 2006 be received.

**CARRIED**

**PART F - PRESENTATIONS**

**18 INTERNATIONAL COUNCIL FOR LOCAL ENVIRONMENTAL INITIATIVES**

Councillor Hulse made a presentation on the International Council for Local Environmental Initiatives Conference in South Africa.

**19 HOUSING MATTERS**

This item was considered following Part B - Report of the Mayor.

**PART G - PROCEDURAL MATTERS**

**20 QUESTIONS**

There were no Questions.

**21 NOTICES OF MOTION**

There were no Notices of Motion.

**PART H - PUBLIC EXCLUDED MATTERS**

**22 63 KEELING ROAD - PROPOSED ACQUISITION**

**23 WESTPARK MARINA SEABED SUB-LICENCE - UPDATE**

676/2006

MOVED by Cr Clews, seconded Cr Clow:

1. That the public be excluded from the following parts of the proceedings of this meeting, namely, 63 Keeling Road - Proposed Acquisition, and Westpark Marina Seabed Sub-Licence - Update.

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.
63 Keeling Road - Proposed Acquisition.	The withholding of information is necessary in order to: <ul style="list-style-type: none"> <li>• enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities;</li> <li>• enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</li> </ul>	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.
Westpark Marina Seabed Sub-Licence - Update.	The withholding of information is necessary in order to: <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> </ul>	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.

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)(h) and (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 could affect the Council's negotiations.*

2. That Graham Wakefield, Consultant, be permitted to remain at this meeting, after the public has been excluded, because of his knowledge of each of the matters to be 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 the Council when assessing options available to it and in explaining any decision to the community.

**CARRIED**

7.40 pm           The public were excluded.

Minute Numbers 677/2006 to 678/2006 are recorded in the Confidential Section of these Minutes.

7.45 pm           The public were readmitted.

### **RESTATEMENTS**

The Council resolved while the public were excluded:

1.     **63 Keeling Road - Proposed Acquisition**

(Moved by Cr Clews, seconded Cr Dallow) (resolution 677/2006 no. 7) *"That the 63 Keeling Road - Proposed Acquisition Agenda report and associated resolutions remain confidential until such time as the reasons for confidentiality no longer exist."*

2.     **Westpark Marina Seabed Sub-Licence - Update**

(Moved by Cr Corban, seconded Cr Dallow) (resolution 678/2006 no. 3) *"That the Westpark Marina Seabed Sub-Licence - Update report and associated resolutions remain confidential until such time as the reasons for confidentiality no longer exist."*

## **24     CLOSING PRAYER**

The Deputy Mayor said the Closing Prayer.

7.50 pm

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

CONFIRMED AT A MEETING OF THE COUNCIL  
HELD ON

**DATE:**.....

**CHAIRPERSON:**.....

