

**MINUTES OF A MEETING OF THE COUNCIL HELD AT WAITAKERE CENTRAL,
6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE,
ON WEDNESDAY, 30 AUGUST 2006
COMMENCING AT 5.37 PM**

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PRESENT:

Mayor	RA	Harvey, QSO, JP
Deputy Mayor	CA	Stone
Councillors	MFP	Chan, JP
	JM	Clews, QSO, JP
	RI	Clow
	LA	Cooper (until 7.27 pm)
	AK	Corban, OBE, JP
	WW	Flaunty, QSM, JP
	DE	Gilmour
	C	Harding, JP
	PA	Hulse
	JP	Lawley
	VS	Neeson, JP

OBSERVERS:

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

IN ATTENDANCE:

Chief Executive Officer
Director: City Services
Director: Corporate & Civic Services
Director: Quality Assurance
Director: Public Affairs
Director: Finance
Director: Strategic Performance
Group Manager: Democracy and Support Services
Group Manager: Planning and Community Services
Manager: Legal Services
Manager: Public Affairs
Manager: Maori Issues
Manager: Field Services
Manager: Arts
Executive Manager
Administration Team Manager
Partnerships and Advocacy Leader: New Migrants
Contract Solicitor: Legal
Special Projects Engineer
Team Leader: Resource Consents
Quality Assurance and Liaison Officer
Mayoral Executive
Democracy and Governance Team Manager
Democracy Support and Sister City Officer
Committee Secretary Intern
Project Officer/Committee Secretary
Committee Secretaries - O Schuster
A Chan
N Delamere

PART A - OPENING OF MEETING

1 OPENING PRAYER

Mayor Bob Harvey said the Opening Prayer.

2 APOLOGIES

1608/2006

MOVED by Cr Clews, seconded Cr Neeson:

That apologies from Crs Battersby and Dallow for absence, be received and sustained.

CARRIED

3 CONFIRMATION OF MINUTES

1609/2006

MOVED by Cr Cooper, seconded Cr Harding:

That the minutes of the Meetings of the Council held on Thursday, 20 July 2006, Wednesday, 26 July 2006, Thursday, 10 August 2006 and Wednesday, 16 August 2006 including 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

Mayor Bob Harvey made a special mention of the passing of Peter Saverbier, Artist, creative spirit and generous genius of the West 1927 - 2006.

1610/2006

MOVED by Cr Clow, seconded Cr Gilmour:

1. That the Report of the Mayor be received.
2. That the visit to New York by Councillor Derek Battersby as part of the Regional Civil Defence Emergency Management Group study tour report be received.
3. That the Waitakere City Council supports in principle the establishment of a stand-alone Group Emergency Operations Centre for the Auckland region, and that a report come back to the Emergency Services Special Committee at the appropriate time to formalise this support.
4. That Councillor Battersby, in his role as Council representative on the Civil Defence Emergency Management Group, be supported to explore and push for emergency supply contracts for goods and equipment in an emergency.
5. That the Waitakere City Council empowers the Chief Executive Officer to sign a sponsorship agreement with the Waitemata Harbour Clean Up Trust for \$30,000 per annum for the years 2006, 2007 and 2008.

6. That the Snippets from Scandinavia and Elsewhere report by Councillor Janet Clews be received.

CARRIED

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

5 NEW LYNN COMMUNITY BOARD

1611/2006

MOVED by Cr Clews, seconded Cr Lawley:

That the report of the Meeting of the New Lynn Community Board held on Monday, 31 July 2006 be received.

CARRIED

6 WAITAKERE COMMUNITY BOARD

1. CLASSIFICATION OF PART OF TAUMATAREA RESERVE AND EASEMENT OVER PART OF THE RESERVE

1612/2006

MOVED by Cr Hulse, seconded Cr Stone:

That part of Taumatarea Reserve, being lot 371 of deposited plan 17523, be classified as a local purpose (esplanade) reserve under Section 16(2A) (c) of the Reserves Act 1977 and that the Minister of Conservation be given notice of such approval.

CARRIED

2. OTHER MATTERS CONSIDERED

1613/2006

MOVED by Cr Stone, seconded Cr Hulse:

That the report of the Meeting of the Waitakere Community Board held on Tuesday, 1 August 2006 be received.

CARRIED

7 MASSEY COMMUNITY BOARD

1614/2006

MOVED by Cr Cooper, seconded Cr Chan:

That the report of the Meeting of the Massey Community Board held on Wednesday, 2 August 2006 be received.

CARRIED

8 HENDERSON COMMUNITY BOARD

1615/2006

MOVED by Cr Corban, seconded Cr Gilmour:

That the report of the Meeting of the Henderson Community Board held on Thursday, 3 August 2006 be received.

CARRIED

PART D - REPORTS OF THE CHIEF EXECUTIVE OFFICER

9 EARTHQUAKE-PRONE, DANGEROUS AND INSANITARY BUILDINGS POLICY 2006-2011

1616/2006

MOVED by Cr Neeson, seconded Cr Flaunty:

1. That the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 report be received.
2. That Council adopt the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 attached at pages A1 to A23 to the Agenda, as amended by resolutions 3 and 4 of the Planning and Regulatory Committee minute no. 1343/2006, pursuant to the Planning and Regulatory Committee's recommendation to Council.
3. That Council authorises Council officers to develop a practice note on the implementation of the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 to:
 - a) Recognise flexibility in assessing change of use requirements pertaining to heritage buildings;
 - b) Address the specific issues raised by heritage buildings with post-disaster functions and buildings/places of assembly that are affected by the Policy;
 - c) Ensure consistency of implementation of the Policy.
4. That Council officers be authorised to publicly notify the above decisions in accordance with Section 157 of the Local Government Act 2002.

CARRIED

10 APPOINTMENT OF COUNCILLOR HARDING AS ACTING ALTERNATE ON THE AUCKLAND REGION CIVIL DEFENCE EMERGENCY MANAGEMENT GROUP

1617/2006

MOVED by Cr Flaunty, seconded Cr Neeson:

1. That the Appointment of Councillor Harding as Acting Alternate on the Auckland Region Civil Defence Emergency Management Group report be received.
2. That Councillor Carl Harding be appointed as acting alternate to represent Waitakere City Council at the Auckland Region Civil Defence Emergency Management Group meeting on Friday, 8 September 2006, with the delegated authority to act on Council's behalf under the Civil Defence Emergency Management Act 2002, and the provisions of the Auckland Region Civil Defence Emergency Management Group Establishment Agreement 2003.

CARRIED

11 AUCKLAND REGIONAL COUNCIL - REPRESENTATION REVIEW

1618/2006

MOVED by Cr Clow, seconded Cr Hulse:

1. That the Auckland Regional Council - Representation Review report be received.
2. That the Council approves the Representation Review submission attached at page A50 to the Agenda to be forwarded to the Auckland Regional Council supporting their proposal to retain the status quo for its representation arrangements for the basis of election to that Council.
3. That Councillor Janet Clews, Chairman of the Finance and Operational Performance Committee, or in her absence, Councillor Ross Clow, the Deputy Chairman of the Finance and Operational Performance Committee, be authorised to sign off on the Auckland Regional Council - Representation Review submission.
4. That the Council advise the Auckland Regional Council - Representation Review that it does not wish to be heard in support of its .

CARRIED

PART E - REPORTS FROM THE STANDING COMMITTEES

12 CITY DEVELOPMENT COMMITTEE

1619/2006

MOVED by Cr Hulse, seconded Cr Clow:

That the report of the Meeting of the City Development Committee held on Thursday, 3 August 2006 be received.

CARRIED

13 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE

1620/2006

MOVED by Cr Clews, seconded Cr Cooper:

That the report of the Meeting of the Finance and Operational Performance Committee held on Monday, 7 August 2006 be received.

CARRIED

14 PLANNING AND REGULATORY COMMITTEE

1621/2006

MOVED by Cr Neeson, seconded Cr Chan:

That the report of the Meeting of the Planning and Regulatory Committee held on Tuesday, 8 August 2006 be received.

CARRIED

15 TE TAUMATA RUNANGA

1622/2006

MOVED by Cr Gilmour, seconded Cr Hulse:

That the report of the Meeting of Te Taumata Runanga held on Monday, 14 August 2006 be received.

CARRIED

PART F - PRESENTATIONS

16 CITATION TO DAVORIN OZICH

Davorin Ozich representing the Croatian Cultural Society was presented by Mayor Bob Harvey a Citation in recognition of the society's contributions to Waitakere and its citizens and the Auckland Region at large.

17 LOCAL GOVERNMENT MANAGERS AUSTRALIA/SOCIETY OF LOCAL GOVERNMENT MANAGERS MANAGEMENT CHALLENGE 2006

A presentation was made in recognition of "Team Westies", which comprised of: Phillip Brown (Captain), Dai Bindoff, Setareh Masoud-Ansari, Ross McLeod, Monica Sharma and Peter Sewell (Mentor), in winning the 2006 New Zealand Regional Final and the Australasian Grand Final of the Local Government Managers Australia/New Zealand Society of Local Government Managers Management Challenge.

PART G - PROCEDURAL MATTERS

18 QUESTIONS

There were no Questions.

19 NOTICES OF MOTION

There were no Notices of Motion.

PART H - PUBLIC EXCLUDED MATTERS

20 SHADBOLT HOUSE PURCHASE

21 PUBLIC CAR PARKING AT TITIRANGI VILLAGE

22 APPOINTMENT OF DIRECTOR - WAITAKERE PROPERTIES LIMITED

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

1623/2006

MOVED by Cr Clews, seconded Cr Chan:

That the public be excluded from the following part of the proceedings of this meeting, namely, Shadbolt House Purchase; Public Car Parking at Titirangi Village and Appointment of Director - Waitakere Properties Limited.

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.
Shadbolt House Purchase.	The withholding of information is necessary in order to: <ul style="list-style-type: none"> • protect the privacy of natural persons, including that of deceased natural persons; • enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). 	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.
Public Car Parking at Titirangi Village.	The withholding of information is necessary in order to: <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). 	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.
Appointment of Director - Waitakere Properties Limited.	The withholding of information is necessary in order to: <ul style="list-style-type: none"> • protect the privacy of natural persons, including that of deceased natural persons. 	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 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 could affect the privacy of the persons concerned and Council's negotiations.*

CARRIED

6.26 pm The public were excluded.

7.27 pm Cr Cooper left the meeting.

Minute Numbers 1624/2006 to 1626/2006 are recorded in the Confidential Section of these Minutes.

7.39 pm The public were readmitted.

RESTATEMENTS

The Council resolved while the public were excluded:

Public Car Parking at Titirangi Village

(Moved by Cr Clews, seconded Cr Flaunty) (resolution 1625/2006 No. 7) *"That the Public Car Parking at Titirangi Village Agenda report and associated resolutions remain confidential until such time as the reasons for confidentiality no longer exist "*

Appointment of Director - Waitakere Properties Limited

(MOVED by Cr Gilmour, seconded Cr Flaunty) (resolution 1626/2006):

- "1. *That the Appointment of Director - Waitakere Properties Limited report be received.*
2. *That Mr Neil Ranford be appointed as a Director of Waitakere Properties Limited.*
3. *That the decision to appoint Mr Neil Ranford as a Director of Waitakere Properties Limited be made available in the public arena.*
4. *That the Appointment of Director - Waitakere Properties Limited attachments at pages C14 to C16 of the Confidential Supplement, remain confidential until such time as the reasons for confidentiality no longer exist, but that the report be made available in the public arena."*

CARRIED

23 CLOSING PRAYER

Mayor Bob Harvey recited a poem and closed the meeting.

7.40 pm

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

CONFIRMED AT A MEETING OF THE COUNCIL
HELD ON

DATE:.....

CHAIRMAN:.....

