

**MINUTES OF A MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER AT
WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON WEDNESDAY, 25 FEBRUARY 2009,
COMMENCING AT 5.32 PM**

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WAITAKERE, ON WEDNESDAY, 25 FEBRUARY 2009,
COMMENCING AT 5.32 PM**

PRESENT:

Mayor	RA	Harvey, QSO, JP
Councillors	DQ	Battersby, JP
	BA	Brady, JP
	MFP	Chan, JP
	JM	Clews, QSO, JP
	RI	Clow
	LA	Cooper, JP
	AK	Corban, OBE, JP
	RP	Dallow, QPM, JP
	WW	Flaunty, QSM, JP
	JP	Lawley, JP
	PG	Mitchell
	VS	Neeson, JP

OBSERVERS:

W Paki, JP	(Chairman, Te Taumata Runanga)
EAG Grimmer, MNZM	(Chairman, Henderson Community Board)
SA Savage	(Henderson Community Board Member)
JG Riddell	(Chairman, Massey Community Board)
GPJ Marshall	(Chairman, New Lynn Community Board)
KJP Witten-Hannah, JP	(Chairman, Waitakere Community Board)
LE Davies	(Waitakere Community Board)
CA Shepherd, JP	(Deputy Chairman, Waitakere Community Board)
Alana Wadsworth	(Youth Council Representative)

IN ATTENDANCE:

Acting Chief Executive Officer
Director: Strategic Planning
Director: Corporate & Business Services
Director: Public Affairs
Director: Finance
Deputy Director: Strategic Planning
Group Manager: Asset Management
Group Manager: Democracy and Support Services
Group Manager : Funds Management
Manager: Strategic Projects
Manager: Legal Services
Democracy and Governance Manager
Safe Waitakere: Team Leader
Safe Waitakere: Crime Prevention Project Leader
Executive Assistant to Deputy Mayor
Committee Secretary: J Moore

ALSO
IN ATTENDANCE:

Bill Searle, District Police Commander
Scott Webb, Acting Area Police Commander

PART A - OPENING OF MEETING

1 OPENING PRAYER

David Williams from Laidlaw College (formerly know as the Bible College of NZ) said the Opening Prayer.

2 APOLOGIES

224/2009

MOVED by Cr Clews, seconded Cr Cooper:

That apologies from Crs Hulse and Jolley for absence be received and sustained.

CARRIED

3 CONFIRMATION OF MINUTES

225/2009

MOVED by Cr Neeson, seconded Cr Brady:

The Council resolved to:

Receive the minutes of the meeting of the Council held on Wednesday, 17 December 2008, as circulated, and that they be taken as read and now be confirmed.

CARRIED

4 URGENT BUSINESS

There was no Urgent Business.

5 CONFLICTS OF INTEREST

Elected Members were reminded via the agenda, of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member of the Council and any private or other external interest they might have.

PRECEDENCE OF BUSINESS

226/2009

MOVED by Cr Neeson, seconded Cr Dallow:

That Part F - Presentation, Item 24: Signing Of The Memorandum of Understanding Between NZ Police and Waitakere City Council be accorded precedence at this time.

CARRIED

PART F - PRESENTATION

24 SIGNING OF THE MEMORANDUM OF UNDERSTANDING BETWEEN NZ POLICE AND WAITAKERE CITY COUNCIL

Mayor Bob Harvey, Acting Chief Executive Officer, District Commander, Bill Searle and Acting Area Commander, Scott Webb signed the revised Memorandum of Understanding between the New Zealand Police and Waitakere City Council.

PART B - REPORT OF THE MAYOR

6 REPORT OF THE MAYOR

227/2009

MOVED by Cr Clow, seconded Cr Brady:

The Council resolved to:

Receive the Report of the Mayor.

CARRIED

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

7 NEW LYNN COMMUNITY BOARD

228/2009

MOVED by Cr Clews, seconded Cr Lawley:

The Council resolved to:

Receive the report of the meeting of the New Lynn Community Board held on Monday, 2 February 2009.

CARRIED

8 WAITAKERE COMMUNITY BOARD

229/2009

MOVED by Cr Mitchell, seconded Cr Cooper:

The Council resolved to:

Receive the report of the meeting of the Waitakere Community Board held on Tuesday, 3 February 2009.

CARRIED

9 **MASSEY COMMUNITY BOARD**

230/2009

MOVED by Cr Corban, seconded Cr Flaunty:

The Council resolved to:

Receive the report of the meeting of the Massey Community Board held on Wednesday, 4 February 2009.

CARRIED

10 **HENDERSON COMMUNITY BOARD**

231/2009

MOVED by Cr Brady, seconded Cr Corban:

The Council resolved to:

Receive the report of the meeting of the Henderson Community Board held on Thursday, 5 February 2009.

CARRIED

11 **WAITAKERE YOUTH COUNCIL**

232/2009

MOVED by Cr Brady , seconded Cr Clews:

The Council resolved to:

Receive the report of the meeting of the Waitakere Youth Council held on Monday, 2 February 2009.

CARRIED

PART D - REPORT OF THE CHIEF EXECUTIVE OFFICER

12 **SUBMISSION TO ELECTRICITY COMMISSION ON THE NORTH OF AUCKLAND AND NORTHLAND TRANSPOWER PROJECT**

233/2009

MOVED by Cr Cooper, seconded Cr Neeson:

The Council resolved to:

1. **Receive** the Submission to Electricity Commission on the North of Auckland and Northland Transpower Project report.
2. **Agree** to endorse the action taken in making a submission to the Electricity Commission on the North of Auckland and Northland Transpower project.
3. **Direct** the Chief Executive Officer to work with Transpower and Vector Networks to ensure an ongoing and reliable power supply for the City.

CARRIED

13 **ANZAC DAY, SATURDAY, 25 APRIL 2009**

234/2009

MOVED by Mayor Bob, seconded Cr Clews:

The Council resolved to:

1. **Receive** the Anzac Day, Saturday, 25 April 2009 report.
2. **Agree** that a Councillor be appointed to represent the City at each of the Anzac Day Parades as follows:

Dawn Parade	6.30 am	Mayor Bob Harvey and all Councillors
Swanson	9.00 am	Mayor Bob Harvey and Cr Hulse
New Lynn	9.30 am	Crs Battersby, Lawley and Clow
Te Atatu	10.00 am	Crs Brady and Chan
Henderson	10.30 am	Crs Corban and Jolley
Laingholm	10.30 am	Cr Mitchell
Titirangi	10.30 am	Cr Lawley
Glen Eden	11.00 am	Mayor Bob Harvey, Crs Clews and Clow
Hobsonville	11.00 am	Crs Neeson and Cooper
Waitakere	11.00 am	Cr Hulse
Piha	2.00 pm	Mayor Bob Harvey, Crs Clow and Hulse

3. **Approve** that the appointment of Community Board Members to the Anzac Day Parades be referred to the appropriate Community Board.

CARRIED

14 **GOVERNANCE REVIEW UPDATE, WAITAKERE CITY HOLDINGS LIMITED ESTABLISHMENT BOARD AND APPOINTMENTS REPORT**

235/2009

MOVED by Cr Clews, seconded Cr Battersby:

The Council resolved to:

1. **Receive** the Governance Review Update, Waitakere City Holdings Limited Establishment Board and Appointments report.
2. **Approve** the establishment of a new WCHL Board with effect from 1 July 2009 comprising three Independent Directors, one of whom shall be appointed Chairman by the Council, and two Councillor Directors.
3. **Approve** the establishment of a Waitakere City Holdings Limited Establishment Board with immediate effect, made up of two Councillor Directors and one Independent Director, with the Independent Director holding the position of Chairman of the Waitakere City Holdings Limited Establishment Board.
4. **Approve** that the Waitakere City Holdings Limited Establishment Board be empowered to:
 - review and enhance the current Constitution, formulate a new Charter and draft the 2009/2010 Statement of Intent for Waitakere City Holdings Limited taking into account the company's wider objectives and leadership role resolved by the Finance and Operational Performance Committee on the 10 November 2008;

- commence the process of recruiting and recommending to the Council the appointment of two other Independent Directors, bringing the total number of directors to five, made up of two Councillor and three Independent Directors;
 - review and endorse the 2009/2010 Statements of Intent for Waitakere Properties Limited and Waitakere Enterprise Trust Board for presentation to the Council for adoption; and
 - carry out other activities such as formulation of policies and delegations enabling the company to give effect to its wider objectives and leadership role from the 1 July 2009.
5. **Approve** the appointment of Councillors Clow and Cooper as the two Councillor Directors on the Waitakere City Holdings Limited Establishment Board with immediate effect and on the new board of directors for Waitakere City Holdings Limited Board with effect from 1 July 2009.
6. **Approve** the appointment of Bryan Mogridge as the Independent Director and Chairman of the Waitakere City Holdings Limited Establishment Board with immediate effect and as one of the three Independent Directors and Chairman of the new board of directors for Waitakere City Holdings Limited with effect from 1 July 2009.

CARRIED

15 **REVIEW OF COMMITTEES' AND COMMUNITY BOARDS' DELEGATIONS REGISTER**

With the consent of the Council this item was withdrawn.

PART E - REPORTS FROM THE STANDING COMMITTEES

16 **INFRASTRUCTURE AND WORKS COMMITTEE**

236/2009

MOVED by Cr Battersby, seconded Cr Clews:

The Council resolved to:

Receive the report of the meeting of the Infrastructure and Works Committee held on Wednesday, 4 February 2009.

CARRIED

17 **POLICY AND STRATEGY COMMITTEE**

237/2009

MOVED by Cr Cooper, seconded Cr Brady:

The Council resolved to:

Receive the report of the meeting of the Policy and Strategy Committee held on Thursday, 5 February 2009.

CARRIED

18 **FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

1. **BORROWING AND INVESTMENT REPORT**

238/2009

MOVED by Cr Clow, seconded Cr Clews:

The Council resolved to:

Agree that the long term interest rate hedging activities undertaken by the Council, in order to provide certainty to base interest costs, differ from the existing Liability Management and Investment Policy, in that these activities will consider a longer forecasting horizon than the rolling 12 months forecasted debt position as stated in the existing Liability Management and Investment Policy.

CARRIED

2. **OTHER MATTERS CONSIDERED**

239/2009

MOVED by Cr Clow, seconded Cr Clews:

The Council resolved to:

Receive the report of the meeting of the Finance and Operational Performance Committee held on Monday, 9 February 2009.

CARRIED

19 **PLANNING AND REGULATORY COMMITTEE**

240/2009

MOVED by Cr Neeson, seconded Cr Mitchell:

The Council resolved to:

Receive the reports of the meetings of the Planning and Regulatory Committee held on Tuesday, 10 February 2009 and Friday, 13 February 2009.

CARRIED

20 **CULTURE AND COMMUNITY COMMITTEE**

241/2009

MOVED by Cr Lawley, seconded Cr Corban:

The Council resolved to:

Receive the report of the meeting of the Culture and Community Committee held on Wednesday, 11 February 2009.

CARRIED

21 NORSGA URBAN DEVELOPMENT COMMITTEE

242/2009

MOVED by Cr Cooper, seconded Cr Neeson:

The Council resolved to:

Receive the report of the meeting of the NorSGA Urban Development Committee held on Monday, 15 December 2008.

CARRIED

22 TE TAUMATA RUNANGA

243/2009

MOVED by Cr Cooper, seconded Cr Clow:

The Council resolved to:

Receive the report of the meeting of Te Taumata Runanga held on Monday, 16 February 2009.

CARRIED

23 LONG TERM COUNCIL COMMUNITY PLAN AND ANNUAL PLAN COMMITTEE

244/2009

MOVED by Cr Clews, seconded Cr Clow:

The Council resolved to:

Receive the report of the meeting of the Long Term Council Community Plan and Annual Plan Committee held on Tuesday, 16 December 2008.

CARRIED

PART F - PRESENTATION

24 MEMORANDUM OF UNDERSTANDING - NZ POLICE AND WAITAKERE CITY COUNCIL

This item was considered following Item 5: Conflicts Of Interest.

PART G - PROCEDURAL MATTERS

25 QUESTIONS

There were no Questions.

26 **NOTICE OF MOTION**

MOVED by Cr Flaunty, seconded Cr Dallow:

That Plan Change 22 - Whenuapai Airport Special Area, be withdrawn immediately upon release of a Cabinet report confirming that the New Zealand Defence Force will not be relocating from Whenuapai Airbase and that the Government will not consider joint use with scheduled commercial air services.

In accordance with Standing Order 28.4 and with the leave of the Council, the Notice of Motion was amended as follows:

245/2009

MOVED by Cr Flaunty, seconded Cr Dallow:

That immediately following the release of the Cabinet report on the Whenuapai Airbase, Council, in accordance with its normal processes, confirms that it will consider its position on Plan Change 22 - Whenuapai Airport Special Area.

CARRIED

PART H - PUBLIC EXCLUDED MATTER

There were no Public Excluded Items.

27 **CLOSING PRAYER**

Cr Lawley said the Closing Prayer.

7.26 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:.....