

MINUTES OF AN EXTRAORDINARY MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER AT WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE, ON TUESDAY, 14 JULY 2009, COMMENCING AT 9.33 AM

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PRESENT:

Mayor	RA	Harvey, QSO, JP
Councillors	DQ	Battersby, QSM, JP
	JM	Clews, QSO, JP
	RI	Clow
	LA	Cooper, JP
	RP	Dallow, QPM, JP
	WW	Flaunty, QSM, JP
	MM	Jolley
	JP	Lawley, JP
	PG	Mitchell
	VS	Neeson, JP

OBSERVERS: EAG Grimmer, MNZM (Chairman, Henderson Community Board)

IN ATTENDANCE: Chief Executive Officer
Director: Corporate & Business Services
Deputy Director: Strategic Planning
Group Manager Democracy & Support Services
Group Manager: Social & Cultural Strategy
Manager: Strategic Projects
Manager: Transport Services
Special Projects Manager
Manager: Government Relations
Programme Manager: Transportation Development
Project Manager: Strategic Property Project
Project Manager: Strategic Projects
Democracy and Governance Manager
Solicitor/Team Leader: Legal Regulatory
Principal Engineer, Special Projects
Principle Advisor: Transport
Senior Engineer, Special Projects
Strategic Parks Planner
New Lynn Communications
Strategic Planner: S Jowett
Committee Secretary: N Delamere

ALSO
IN ATTENDANCE: David Ison, Development Manager, Hobsonville Land Company Limited

1 APOLOGIES

1215/2009

MOVED by Cr Neeson, seconded Cr Clews:

That apologies from Crs Hulse, Brady, Chan and Corban for absence be received and sustained.

CARRIED

2 URGENT BUSINESS

There was no Urgent Business.

3 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.

4 MAORI COMMUNITY APPOINTMENT TO THE PLANNING AND REGULATORY COMMITTEE GAMBLING VENUE POLICY HEARING PANEL

DECLARATION OF INTEREST

9.51 am Crs Clow, Cooper, Dallow and Flaunty declared an interest and withdrew from the table taking no part in the debate or decision on the Maori Community Appointment to the Planning and Regulatory Committee Gambling Venue Policy Hearing Panel.

MOVED by Cr Neeson, seconded Cr Lawley:

The Council resolved to:

1. **Receive** the Maori Community Appointment To The Planning And Regulatory Committee Gambling Venue Policy Hearing Panel report.
2. **Approve** the appointment of Denal Meihana to the Planning and Regulatory Committee Gambling Venue Policy Hearing Panel.

DIVISION

A Division was called for:

FOR	AGAINST
Mayor Bob Harvey	Cr Battersby
Cr Lawley	Cr Clews
Cr Neeson	Cr Jolley
	Cr Mitchell

LOST

9.56 am Crs Clow, Cooper, Dallow and Flaunty returned to the table.

5 DISPOSAL OF LAND AT BUCKLEY AVENUE, HOBSONVILLE

1216/2009

MOVED by Cr Cooper, seconded Cr Clews:

The Council resolved to:

1. **Receive** the Disposal Of Land At Buckley Avenue, Hobsonville report.
2. **Agree** the remnants of the land known as Duke Park (3.2226 hectares approximately being parts of lot 2 DP 9613) as surplus to the Council's requirements, for any purpose.
3. **Approve** the transfer of the land referred to in resolution 2 above to the Crown for housing purposes, pursuant to section 50 of the Public Works Act 1981 at a consideration of not less than \$2,141,000 plus GST.
4. **Agree** to consent, both as territorial authority and as owner of adjoining land, to the proposed stopping of the area of unformed road marked "C" on the Harrison Grierson plan (drawing no. 127291-LT, dated 15 August 2008) attached at page A2 to this report.
5. **Agree** that, subject to the completion of road stopping procedures to sell the land referred to in resolution 4 above to the Crown for housing purposes for a sum not less than \$169,000 plus GST subject to a condition, imposed under section 345(2) of the Local Government Act 1974, that the land sold will be held by the Crown with adjoining land owned by the Crown for housing purposes and will not be disposed of individually except with the consent of the Council.
6. **Approve** the Chief Executive Officer be authorised to do all things reasonably necessary to give effect to resolutions 2 to 5 above.
7. **Agree** that resolutions 3 to 5 above be subject to final confirmation by the Auckland Transition Agency.

CARRIED

PUBLIC EXCLUDED MATTERS

6 NEW LYNN TRANSIT ORIENTED DEVELOPMENT PROJECT - LAND ACQUISITIONS AND DISPOSALS FOR THE BUS INTERCHANGE

7 NEW LYNN TRANSIT ORIENTED DEVELOPMENT PROJECT - LAND ACQUISITIONS AND DISPOSALS FOR CLARK STREET BYPASS

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

1217/2009

MOVED by Cr Cooper, seconded Cr Jolley:

That the public be excluded from the following part of the proceedings of this meeting, namely, New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For The Bus Interchange and New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For Clark Street Bypass.

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.
New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For The Bus Interchange	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.
New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For Clark Street Bypass	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.

CARRIED

10.06 am The public were excluded.

Minute Numbers 1218/2009 to 1219/2009 are recorded in the Confidential Section of these Minutes.

10.56 am The public were readmitted.

RESTATEMENTS

The Council resolved while the public were excluded:

New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For The Bus Interchange

(Moved by Cr Clow, seconded Cr Lawley) (resolution 1218/2009 no. 6) ***“Agree that the New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For The Bus Interchange Agenda report and associated resolutions remain confidential until such time as the reasons for confidentiality no longer exist.”***

New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For Clark Street Bypass

(Moved by Cr Clow, seconded Cr Battersby) (resolution 1219/2009 no. 6) **“Agree that the New Lynn Transit Oriented Development Project - Land Acquisitions And Disposals For Clark Street Bypass Agenda report and associated resolutions remain confidential until such time as the reasons for confidentiality no longer exist.”**

10.57 am

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:.....