

**MINUTES OF A MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER AT  
WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,  
WAITAKERE, ON WEDNESDAY, 30 SEPTEMBER 2009  
COMMENCING AT 5.30 PM**

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**PRESENT:**

Mayor	RA	Harvey, QSO, JP
Deputy Mayor	PA	Hulse
Councillors	DQ	Battersby, QSM, JP
	MFP	Chan, 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:**

W Paki	(Chairman, Te Taumata Runanga)
EAG Grimmer, MNZM	(Chairman, Henderson Community Board)
JG Riddell	(Chairman, Massey Community Board)
GPJ Marshall	(Chairman, New Lynn Community Board)
C Finlay	(Chairman, Waitakere Youth Council)

**IN ATTENDANCE:**

- Chief Executive Officer
- Director: Corporate and Business Services
- Director: Strategic Planning
- Director: Finance
- Director: Public Affairs
- Acting Director: City Services
- Group Manager: Transport Strategy
- Group Manager: Strategic Projects
- Group Manager: Democracy and Support Services
- Manager: Legal Services
- Manager: Government Relations
- Manager: Environment Strategy
- Democracy and Governance Manager
- Security Manager
- Security Management Specialist
- Executive Assistant to Deputy Mayor
- Committee Secretary: E Joyce
- D Tukutama

**ALSO  
IN ATTENDANCE:** Members of the Whenuapai Airport Action Group

## **PART A - OPENING OF MEETING**

### **1 OPENING PRAYER**

Father Stanko Grubic from the Holy Family Catholic Church, Te Atatu said the opening prayer.

### **2 APOLOGIES**

1587/2009

MOVED by Cr Clews, seconded Cr Cooper:

That an apology from Cr Brady for absence be received and sustained.

**CARRIED**

### **3 CONFIRMATION OF MINUTES**

1588/2009

MOVED by Cr Neeson, seconded Cr Jolley:

The Council resolved to:

**Receive** the minutes of the meetings of the Council held on Wednesday, 28 August 2009 and Wednesday, 16 September 2009, 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**

The Council has acknowledged in its Code of Conduct that Elected Members 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. This note is provided as a reminder to members to check that no such conflicts arise in relation to any items on this agenda.

## **REPORT OF THE MAYOR**

### **6 REPORT OF THE MAYOR**

1589/2009

MOVED by Cr Battersby, seconded Cr Clow:

The Council resolved to:

**Receive** the Report of the Mayor.

**CARRIED**

**REPORTS OF NEW LYNN COMMUNITY BOARD, WAITAKERE COMMUNITY BOARD,  
MASSEY COMMUNITY BOARD, HENDERSON COMMUNITY BOARD AND WAITAKERE  
YOUTH COUNCIL**

**7 NEW LYNN COMMUNITY BOARD**

1590/2009

MOVED by Cr Lawley, seconded Cr Clews:

The Council resolved to:

**Receive** the report of the meeting of the New Lynn Community Board held on Monday, 31 August 2009.

**CARRIED**

**8 WAITAKERE COMMUNITY BOARD**

1591/2009

MOVED by Cr Hulse, seconded Cr Mitchell:

The Council resolved to:

**Receive** the report of the meeting of the Waitakere Community Board held on Tuesday, 1 September 2009.

**CARRIED**

**9 MASSEY COMMUNITY BOARD**

1592/2009

MOVED by Cr Chan, seconded Cr Neeson:

The Council resolved to:

**Receive** the report of the meeting of the Massey Community Board held on Wednesday, 2 September 2009.

**CARRIED**

**10 HENDERSON COMMUNITY BOARD**

1593/2009

MOVED by Cr Jolley, seconded Cr Corban:

The Council resolved to:

**Receive** the report of the meeting of the Henderson Community Board held on Thursday, 3 September 2009.

**CARRIED**

11 **WAITAKERE YOUTH COUNCIL**

1594/2009

MOVED by Cr Cooper, seconded Cr Hulse:

The Council resolved to:

**Receive** the report of the meeting of the Waitakere Youth Council held on Monday, 7 September 2009.

**CARRIED**

**ADJOURNMENT**

1595/2009

MOVED by Cr Mitchell, seconded Cr Dallow:

That the meeting stand adjourned until 6.09 pm.

**CARRIED**

5.51 pm        The meeting adjourned.

6.09 pm        The meeting reconvened.

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

12 **PLAN CHANGE 22 - WHENUAPAI SPECIAL AREA DEFERRED HEARINGS**

MOVED by Cr Flaunty, seconded Cr Neeson:

It is recommended that the Council resolve to:

1. **Receive** the Plan Change 22 - Whenuapai Special Area Deferred Hearings report.
2. **Agree** that proposed Plan Change 22 - Whenuapai Special Area be withdrawn.

**AMENDMENT**

MOVED by Cr Clews, seconded Mayor Harvey:

It is recommended that the Council resolve to:

1. **Receive** the Plan Change 22 - Whenuapai Special Area Deferred Hearings report.
2. **Defer** a decision whether to proceed to a hearing on proposed Plan Change 22 - Whenuapai Special Area until either the third bill on Auckland governance has been passed and will contain, or it is clear that the third bill will not contain, provisions which transitionally extend time limits on plan changes to enable consideration of proposed Plan Change 22 by the new Auckland Council.
3. **Defer** a decision on the hearing of proposed Plan Change 22 Whenuapai Special area to the new Auckland Council (with effect only if the third bill on Auckland governance reform contains provisions which transitionally extend time limits on plan changes to enable consideration of proposed Plan Change 22 by the new Auckland Council).

4. **Direct** the Chief Executive Officer to bring a further report back to the Council for a final decision on a hearing of proposed Plan Change 22 (with effect only if the third bill on Auckland governance reform does not contain provisions which transitionally extend time limits on plan changes to enable consideration of proposed Plan Change 22 by the new Auckland Council).

### **DIVISION**

A division was called for:

#### **FOR**

Cr Battersby, QSM, JP  
Cr Clews, QSO, JP  
Cr Clow  
Cr Hulse  
Mayor Harvey

#### **AGAINST**

Cr Corban, OBE, JP  
Cr Dallow, QPM, JP  
Cr Jolley  
Cr Chan, JP  
Cr Cooper, JP  
Cr Flaunty, QSM, JP  
Cr Lawley, JP  
Cr Mitchell  
Cr Neeson, JP

**LOST**

1596/2009

MOVED by Cr Flaunty, seconded Cr Neeson:

The Council resolved to:

**Receive** the Plan Change 22 - Whenuapai Special Area Deferred Hearings report.

**CARRIED**

1597/2009

MOVED by Cr Flaunty, seconded Cr Neeson:

The Council resolved to:

**Agree** that proposed Plan Change 22 - Whenuapai Special Area be withdrawn.

**CARRIED**

**NOTE:** Pursuant to Standing Order 32.12, Mayor Harvey and Cr Clews requested that their votes against the motion be recorded.

1598/2009

MOVED by Cr Clews, seconded Cr Hulse:

The Council resolved to:

**Agree** to recognise and appreciate the huge amount of work undertaken by Council officers with respect to Whenuapai and proposed Plan Change 22, in particular that of Group Manager: Strategic Projects and the Strategic Projects unit.

**CARRIED**

**13 GLOBAL PARTNERSHIP ON CITIES AND BIODIVERSITY**

1599/2009

MOVED by Cr Lawley, seconded Cr Chan:

The Council resolved to:

1. **Receive** the Global Partnership on Cities and Biodiversity report.
2. **Agree** to withdraw the Council's application to the Auckland Transition Agency to confirm its decision to accept the invitation to participate in the Global Partnership on Cities and Biodiversity and accept the invitation for Waitakere to participate up until 31 October 2010.
3. **Invite** the Auckland Council to consider ongoing participation in the Global Partnership on Cities and Biodiversity.
4. **Agree** that pursuant to Standing Order 27.18 resolution (part number) 1100/2009:
  - “2. **Agree** that the Council accepts the invitation to participate in the Global Partnership on Cities and Biodiversity.
  3. **Note** that the Chief Executive must ensure that any decision to accept the invitation to participate in the Global Partnership on Cities and Biodiversity is confirmed in writing by the Auckland Transition Agency before the acceptance can be conveyed.”

1100/2009

be revoked.

**CARRIED**

**14 LOCAL ACTION FOR BIODIVERSITY UPDATE**

1600/2009

MOVED by Cr Hulse, seconded Cr Cooper:

The Council resolved to:

1. **Receive** the Local Action for Biodiversity Project update report.
2. **Note** that progress is continuing with the biodiversity initiatives identified in the Local Biodiversity Action Plan 2008.
3. **Agree** to participate in the Local Action for Biodiversity project for one further year, with the further two years only with the agreement of the Auckland Council.

**CARRIED**

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

### **15 INFRASTRUCTURE AND WORKS COMMITTEE**

1601/2009

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, 2 September 2009.

**CARRIED**

### **16 POLICY AND STRATEGY COMMITTEE**

1602/2009

MOVED by Cr Hulse, seconded Cr Cooper:

The Council resolved to:

**Receive** the report of the meeting of the Policy and Strategy Committee held on Thursday, 3 September 2009.

**CARRIED**

### **17 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

#### **1. HOUSING FOR OLDER ADULTS RENTAL INCREASES**

1603/2009

MOVED by Cr Clow, seconded Cr Clews:

The Council resolved to:

**Approve** the implementation of charging housing for older adults rents based on 70% of market rate for singles, 80% for couples, capped at 30% of gross income including accommodation supplement subject to final confirmation with tenants, where appropriate.

#### **2. OTHER MATTERS CONSIDERED**

**Receive** the report of the meeting of the Finance and Operational Performance Committee held on Monday, 7 September 2009.

**CARRIED**

### **18 PLANNING AND REGULATORY COMMITTEE**

1604/2009

MOVED by Cr Neeson, seconded Cr Dallow:

The Council resolved to:

**Receive** the report of the meeting of the Planning and Regulatory Committee held on Tuesday, 8 September 2009.

**CARRIED**

**19 CULTURE AND COMMUNITY COMMITTEE**

1605/2009

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, 9 September 2009.

**CARRIED**

**20 NORSGA URBAN DEVELOPMENT COMMITTEE**

1606/2009

MOVED by Cr Cooper, seconded Cr Jolley:

The Council resolved to:

**Receive** the report of the meeting of the NorSGA Urban Development Committee held on Monday, 14 September 2009.

**CARRIED**

**21 TE TAUMATA RUNANGA**

1607/2009

MOVED by Cr Cooper, seconded Cr Corban:

The Council resolved to:

**1. TE WAKA AWHINA CONFERENCE 2009**

**Agree** that the Chairman, W Paki, and Deputy Chairman, M Te Huia, of Te Taumata Runanga attend Te Waka Awhina Conference 2009 to be held at the Rotorua District Council from 26-29 November 2009.

**2. OTHER MATTERS CONSIDERED**

**Receive** the reports of the meetings of Te Taumata Runanga held on Monday, 24 August 2009 and Monday, 14 September 2009.

**CARRIED**

**PART F - PROCEDURAL MATTERS**

**22 QUESTIONS**

There were no questions.

**23 NOTICES OF MOTION**

There were no notices of motion.

24 **CLOSING PRAYER**

Cr Hulse said the closing prayer.

7.42 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:**.....