

**AGENDA FOR A MEETING OF THE COUNCIL TO BE HELD IN THE COUNCIL CHAMBER
AT WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON WEDNESDAY, 28 OCTOBER 2009
COMMENCING AT 5.30 PM**

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PART A - OPENING OF MEETING

1 OPENING PRAYER

David Thorpe from the New Lynn Bible Chapel will say the opening prayer.



2 APOLOGIES



3 CONFIRMATION OF MINUTES

Meeting Minutes - Wednesday, 30 September 2009
Wednesday, 21 October 2009

RECOMMENDATION

It is recommended that the Council resolve to:

Receive the minutes of the meeting of the Council held on Wednesday, 30 September 2009 and Wednesday, 21 October 2009, as circulated, and that they be taken as read and now be confirmed.

Page 1
Part G

The public excluded minutes are attached at page 1 of the confidential supplement labelled Part G.



4 URGENT BUSINESS

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 provides that where an item of business is not on the agenda, it may only be dealt with at the meeting if:

- (i) the Council by resolution so decides; and
- (ii) the Chairman has explained at the beginning of the meeting (when open to the public) that the item will be raised for discussion and decision, why the item is not on the agenda, and why it cannot be delayed until a subsequent meeting.

The Council may make a decision on a matter determined to be urgent.

NOTE: Urgent Business need not be dealt with now and may be delayed until later in the meeting.



5 CONFLICTS OF INTEREST

The Council has acknowledged in its Code of Conduct that 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.



PART B - REPORT OF THE MAYOR

6 REPORT OF THE MAYOR

The Report of the Mayor will be circulated under separate cover with this agenda.

RECOMMENDATION

It is recommended that the Council resolve to:

Receive the Report of the Mayor.

RA Harvey, QSO, JP
MAYOR OF WAITAKERE



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

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON MONDAY, 5 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 1-13
Part C*

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 1 to 13 in the supplement labelled Part C.

It is recommended that the Council resolve to:

Receive the report of the meeting of the New Lynn Community Board held on Monday, 5 October 2009.

GPJ Marshall
CHAIRMAN



8 **WAITAKERE COMMUNITY BOARD**

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON TUESDAY, 6 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 14-19
Part C*

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 14 to 19 in the supplement labelled Part C.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Waitakere Community Board held on Tuesday, 6 October 2009.

KJP Witten-Hannah, JP
CHAIRMAN



9 **MASSEY COMMUNITY BOARD**

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON WEDNESDAY, 7 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 20-26
Part C*

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 20 to 26 in the supplement labelled Part C.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Massey Community Board held on Wednesday, 7 October 2009.

JG Riddell
CHAIRMAN



10 **HENDERSON COMMUNITY BOARD**

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON THURSDAY, 8 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 27-35
Part C*

The Board dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 27 to 35 in the supplement labelled Part C.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Henderson Community Board held on Thursday, 8 October 2009.

EAG Grimmer, MNZM
CHAIRMAN



11 **WAITAKERE YOUTH COUNCIL**

THE WAITAKERE YOUTH COUNCIL SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON MONDAY, 12 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 36-38
Part C*

The Waitakere Youth Council dealt with a number of items for which a copy of the minutes of the meeting is attached at pages 36 to 38 in the supplement labelled Part C.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Waitakere Youth Council held on Monday, 12 October 2009.

C Finlay
CHAIRMAN



PART D - REPORT OF THE CHIEF EXECUTIVE OFFICER

12 ANNUAL REPORT 2008/2009

EXECUTIVE SUMMARY

The purpose of this report is to seek approval from the Council to adopt the audited Annual Report for 2008/2009 as required under the Local Government Act 2002.

RECOMMENDATIONS

It is recommended that the Council resolve to:

1. Receive the Annual Report 2008/2009 report.
2. Approve and adopt the audited Annual Report 2008/2009.

BACKGROUND

1. The preparation of the Annual Report is a statutory requirement of the Local Government Act 2002. The Annual Report must be adopted no later than four months after the end of the financial year ended 30 June 2009.
2. At the Finance and Operational Performance Committee meeting on 12 October 2009, it was resolved as follows:

“The Finance and Operational Performance Committee resolved to:

1. **Receive** the Draft Annual Report 2008/2009 Status report.
2. **Agree in principle** that subject to an unqualified audit opinion, the draft Annual Report for 2008/2009 be considered and adopted at the meeting of Council scheduled for 28 October 2009.”

1680/2009

3. The completed Annual Report for the year ended 30 June 2009 will be circulated under separate cover prior to the Council meeting on 28 October 2009.

DECISION MAKING

Issues

4. The preparation of the Annual Report 2008/2009 has been completed and an unqualified audit opinion will be issued upon its adoption. This has been advised by Audit New Zealand.

Sustainability Reporting

5. Council incorporates sustainability reporting in its Annual Report. While it is not a legislative requirement under the Local Government Act 2002 to include sustainability reporting in the Annual Report, it is good practice to do so.
6. Sustainability reporting is included in the first section of the Annual Report 2008/2009. The sustainability report has been prepared using the sustainability reporting guidelines from the Global Reporting Initiative for sustainability reporting.

STRATEGIC CONTEXT

7. The Annual Report for 2008/2009 completes the planning and reporting cycle for the year ended 30 June 2009. The report contains the actual results of the financial performance against the approved Annual Plan budgets and also the non financial performance measures as approved in the Annual Plan.

CONSULTATION

8. No consultation was required in respect of this report.

RESOURCES

9. There are no resource implications other than staff time.

IMPLEMENTATION ISSUES

10. There are no implementation issues in respect of this report, other than once approved and adopted the Annual Report 2008/2009 will be made available to the public.

AUCKLAND COUNCIL TRANSITION ISSUES

11. The decision making proposed in this report is not constrained by section 31 of the Local Government (Tamaki Makaurau Reorganisation) Act 2009, as it does not directly or because of its consequences: significantly prejudice the reorganisation, significantly constrain the powers or capacity of the Auckland Council or any subsidiary of the Auckland Council following the reorganisation, or have a significant negative impact on the assets or liabilities that are transferred to the Auckland Council as a result of the reorganisation.

Report prepared by: Khee Mee Soo, Deputy Director: Finance.



13 SUMMARY ANNUAL REPORT 2008/2009

EXECUTIVE SUMMARY

The purpose of this report is to seek approval from the Council to adopt the audited Summary Annual Report for 2008/2009 as required under the Local Government Act 2002.

RECOMMENDATIONS

It is recommended that the Council resolve to:

1. Receive the Summary Annual Report 2008/2009 report.
2. Approve and adopt the audited Summary Annual Report 2008/2009.

BACKGROUND

1. As required under the Local Government Act 2002, a local authority's Summary Annual Report must be made publicly available within one month of its adoption. The Summary Annual Report must also contain an Audit Report.
2. The completed Summary Annual Report for the year ended 30 June 2009 will be circulated under separate cover prior to the Council meeting on 28 October 2009.

DECISION MAKING

Issues

3. The Audit Report must state whether the Summary Annual Report represents, fairly and consistently, the information regarding the major matters dealt with in the Annual Report.
4. The contents of the Summary Annual Report 2008/2009 are extracted from the audited Annual Report 2008/2009. The contents of the Summary Annual Report 2008/2009 include the following:
 - Background of the City and how the eco city was developed;
 - Report of the Mayor;
 - Report of the Chief Executive Officer;
 - Sustainability reporting summary;
 - Community outcomes;
 - Service performance overview and key performance measures;
 - Summary financial information; and
 - Audit report.
5. The audit of the Summary Annual Report 2008/2009 is completed and an unqualified audit opinion will be issued upon its adoption. This has been advised by Audit New Zealand.

STRATEGIC CONTEXT

6. The Summary Annual Report for 2008/2009, being a summary of the information contained in the Annual Report for 2008/2009, completes the reporting cycle for the year ended 30 June 2009. The report contains a summary of the actual results of the financial performance against the approved Annual Plan budgets and also a summary of key non financial performance measures as approved in the Annual Plan.

CONSULTATION

7. No consultation was required in respect of this report.

RESOURCES

8. There are no resource implications other than staff time.

IMPLEMENTATION ISSUES

9. There are no implementation issues in respect of this report, other than once approved and adopted the Summary Annual Report 2008/2009 will be made available to the public.

AUCKLAND COUNCIL TRANSITION ISSUES

10. The decision making proposed in this report is not constrained by section 31 of the Local Government (Tamaki Makaurau Reorganisation) Act 2009, as it does not directly or because of its consequences: significantly prejudice the reorganisation, significantly constrain the powers or capacity of the Auckland Council or any subsidiary of the Auckland Council following the reorganisation, or have a significant negative impact on the assets or liabilities that are transferred to the Auckland Council as a result of the reorganisation.

Report prepared by: Khee Mee Soo, Deputy Director: Finance.

Vijaya Vaidyanath
CHIEF EXECUTIVE OFFICER



PART E - REPORTS FROM THE STANDING COMMITTEES

14 **INFRASTRUCTURE AND WORKS COMMITTEE**

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON WEDNESDAY, 7 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 1-4
Part E*

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 1 to 4 in the supplement labelled Part E.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Infrastructure and Works Committee held on Wednesday, 7 October 2009.

DQ Battersby, QSM, JP
CHAIRMAN



15 **POLICY AND STRATEGY COMMITTEE**

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON THURSDAY, 8 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 5-7
Part E*

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 5 to 7 in the supplement labelled Part E.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Policy and Strategy Committee held on Thursday, 8 October 2009.

PA Hulse
CHAIRMAN



16 **FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON MONDAY, 12 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 8-15
Part E
Pages 2-3
Part G*

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 8 to 15 in the supplement labelled Part E. The public excluded minutes are attached at pages 2 to 3 of the confidential supplement labelled Part G.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Finance and Operational Performance Committee held on Monday, 12 October 2009.

RI Clow
CHAIRMAN



17 **PLANNING AND REGULATORY COMMITTEE**

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON TUESDAY, 13 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 16-19
Part E
Page 4
Part G*

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 16 to 19 in the supplement labelled Part E. The public excluded minutes are attached at page 4 of the confidential supplement labelled Part G.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Planning and Regulatory Committee held on Tuesday, 13 October 2009.

VS Neeson, JP
CHAIRMAN



18 **CULTURE AND COMMUNITY COMMITTEE**

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON WEDNESDAY, 14 OCTOBER 2009.

MATTERS CONSIDERED

*Pages 20-22
Part E*

Your Committee dealt with a number of items for which it has delegated powers to act and a copy of the minutes of the meeting is attached at pages 20 to 22 in the supplement labelled E.

It is recommended that the Council resolve to:

Receive the report of the meeting of the Culture and Community Committee held on Wednesday, 14 October 2009.

JP Lawley, JP
CHAIRMAN



19 **TE TAUMATA RUNANGA**

There was no meeting of Te Taumata Runanga in October. This is an opportunity for the Chairman of Te Taumata Runanga to update the Council on matters dealt with by Te Taumata Runanga in October 2009.



PART F - PROCEDURAL MATTERS

20 QUESTIONS

Pursuant to Standing Order 39.2, any member of the local authority may at any meeting of the local authority at the appointed time, put a question to the Mayor as Chairman of the local authority, or through the Mayor to the Chairman of any standing or special committee, or to any officer of the local authority concerning any matter relevant to the role or functions of the local authority concerning any matter that does not appear on the order paper, nor arises from any committee report or recommendation submitted to that meeting.



21 NOTICES OF MOTION

Pursuant to Standing Order 28.1, notices of motion shall be in writing by the mover, stating the meeting at which it is proposed that the notice of motion be considered, and shall be delivered to the Chief Executive Officer at least five clear days before such meeting.



PART G - PUBLIC EXCLUDED MATTER



22 CLOSING PRAYER

