



Waitakere City Council  
*Te Taiao o Waitakere*

## NOTICE OF MEETING

# CULTURE AND COMMUNITY COMMITTEE

I hereby give notice that a meeting of the Culture and Community Committee will be held on:-

**DATE:** Wednesday, 10 December 2008      **TIME:** 9.30 am

**MEETING ROOM:** Council Chamber

**VENUE:** Waitakere Central, 6 Henderson Valley Road, Henderson, Waitakere

to consider the business as set out herein and to take any necessary action connected therewith.

5 December 2008

Maea Petherick  
**COMMITTEE SECRETARY**

Telephone (09) 836 8000 extn 8104

### MEMBERSHIP:

Councillors	JP	Lawley, JP (Chairman)
	AK	Corban, OBE, JP (Deputy Chairman)
	DQ	Battersby, JP
	BA	Brady, JP
	MFP	Chan, JP
	JM	Clews, QSO, JP
	RI	Clow
	LA	Cooper, JP
	RP	Dallow, QPM, JP
	WW	Flaunty, QSM, JP
	MM	Jolley
	PG	Mitchell
	VS	Neeson, JP

Mayor RA Harvey, QSO, JP (ex officio)  
Deputy Mayor PA Hulse (ex officio)

(Quorum 5 members)

★★★★★★★★★★

(Meeting Room could be subject to change)

(The reports and recommendations contained in all agendas are reports and recommendations only and are not to be construed, in any way, as Council policy until adopted.)

**AGENDA FOR A MEETING OF THE CULTURE AND COMMUNITY COMMITTEE  
TO BE HELD IN THE COUNCIL CHAMBER AT WAITAKERE CENTRAL,  
6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE,  
ON WEDNESDAY, 10 DECEMBER 2008,  
COMMENCING AT 9.30 AM**

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**AGENDA FOR A MEETING OF THE CULTURE AND COMMUNITY COMMITTEE  
TO BE HELD IN THE COUNCIL CHAMBER AT WAITAKERE CENTRAL,  
6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE,  
ON WEDNESDAY, 10 DECEMBER 2008,  
COMMENCING AT 9.30 AM**

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**1 APOLOGIES**



**2 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 Committee 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 Committee 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.



**3 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.



**4 CONFIRMATION OF MINUTES**

Meeting Minutes - Wednesday, 11 November 2008.

**RECOMMENDATION**

It is recommended that the Culture and Community Committee resolve to:

**Receive** the minutes of the meeting of the Culture and Community Committee held on Wednesday, 11 November 2008, as circulated, and that they be taken as read and now be confirmed.



## 5 PRESENTATIONS

### A GOING WEST BOOKS AND WRITERS FESTIVAL

The Manager: Arts will give a presentation to the Culture and Community Committee on the thirteen Going West Books and Writers Festivals, the presentation will highlight particular events from the 2008 festival programme. The festival delivers a broad range of events, from the literary weekend, across theatre, a poetry slam, rare book market, youth and schools programmes and a free family StoryFest. The thread that binds these events is the total focus on writing by New Zealanders; and it is in this respect the only festival of its kind in the country.

### B THE SCHOOLS' TRASH TO FASHION AWARDS

The Trash to Fashion Coordinator will give a presentation to the Culture and Community Committee on the Schools' Trash to Fashion Awards: the presentation will focus on the highlights from the 2008 awards. For the second year Council, in partnership with Keep Waitakere Beautiful, has delivered the Schools' Trash to Fashion Awards. This programme is building strong relationships at many levels with the schools community and is growing at a sustainable rate. There has been very positive feedback that the focus on a schools only event is widely appreciated.

### C PACIFICA LIVING ARTS FESTIVAL

The Pacific Arts Advocate will give a presentation to the Culture and Community Committee on the Pacifica Living Arts Festival, the presentation will focus on the 2008 festival outcomes. This festival is delivered in partnership with the Schools' Multi-Cultural Festival. This partnership, now some years old, has brought significant benefits to both events. The schools have the support of professional staging and production values and the Pacifica Living Arts Festival is able to offer cultural workshops to the schools as an adjunct to the performance activity.



## 6 CITY FOR PEACE UPDATE

### GLOSSARY

Violence Free Waitakere City Council  
Violence Free Begins with Me

(VFW)  
(VFBWM)

### EXECUTIVE SUMMARY

The purpose of this report is to update the Culture and Community Committee on the development and progress of City for Peace activities in 2008/2009.

In 2008 the City for Peace working party has met on three occasions between September and November. Based on an assessment of the City for Peace Draft Action Plan and the City for Peace snapshot, the following activities were agreed upon by the working party as the priorities for 2008/2009:

- City for Peace logo/branding;
- Increase the number of *Violence Free begins with Me* (VFBWM) programmes in schools across Waitakere;

- Pathways of Peace project partnership with Project Twin Streams;
- City for Peace website to be integrated into the Council's website; and
- Peace Pack.

The identified City for Peace activities bring in to affect the vision of the City for Peace Declaration and demonstrate positive progress against the City for Peace Draft Action Plan. They lay the foundation for increasing City for Peace activity across Waitakere in the coming years.

### **RECOMMENDATION**

It is recommended that the Culture and Community Committee resolve to:

**Receive** the City for Peace Update report.

### **BACKGROUND**

1. Between April 2006 and March 2007 Council officers investigated the issues, options and opportunities in relation to declaring Waitakere a Peace City. The resulting findings and recommendations were presented to the City Development Committee on 8 March 2007.
2. In April 2007 a City for Peace working party was established to develop a City for Peace Action Plan and City for Peace Declaration.
3. The City for Peace working party was made up of:
  - nominated Councillors Lawley and Chan;
  - a nominated representative from Te Taumata Runanga: Mihi Te Huia;
  - community stake-holders, including representatives from Alternatives to Violence, Violence Free Waitakere (VFW) and the New Zealand Peace Foundation; and
  - Council officers, including representatives from Social and Cultural Strategy and Public Affairs.
4. On 6 September 2007 the working party presented a report to the City Development Committee outlining the City for Peace Draft Action Plan where it was resolved:

*"1. That the City for Peace Draft Action Plan report be received.*

*2. That the City for Peace Draft Action Plan be approved."*

3437/2007

5. On 21 September 2007, the International Day of Peace, Waitakere officially declared itself as a City for Peace. The event, hosted by Mayor Harvey, involved the unveiling of the Waitakere City for Peace Declaration, a framed version of which now hangs in the foyer of the Council Chambers.
6. The City for Peace launch event and the development of the Waitakere City for Peace Declaration were the first two priority activities itemised on the City for Peace Draft Action Plan.

## ISSUES

7. The City for Peace Draft Action Plan has provided the City for Peace working party with a baseline strategy and framework to guide the recognition, development of and investment in City for Peace initiatives.
8. In 2008 the working party has met on three occasions between September and November. It was agreed at the 15 September 2008 meeting that City for Peace priorities needed to be established for 2008/2009 and beyond. Further to this portions of the current \$30,000 budget were to be allocated against key activities in order to initiate or complete them within the current financial year.
9. Based on an assessment of the City for Peace Draft Action Plan and the City for Peace snapshot, five activities were agreed upon as the priorities for 2008/2009.

### **City for Peace logo/branding**

10. It is proposed that all future events or activities, led by or supported by Waitakere City Council, that are clearly aligned with the City for Peace vision will bear the City for Peace logo and/or branding and be identified as City for Peace initiatives.
11. In the context of Waitakere and Waitakere City Council, the City for Peace working party has drawn upon the eco city philosophy and branding development, to underpin the brief for a City for Peace identity.
12. During November and December 2008 two or three concept designs are being developed that can be presented back to the Council and the Waitakere community for feedback. The goal is to have the logo/branding design and selection process complete in the first quarter of 2009.

### **Increase the number of *Violence Free begins with Me* programmes in schools across Waitakere**

13. VFBWM is a school based violence prevention programme. It is an experiential programme, involving teachers and students, which takes a holistic approach towards assisting students to find strategies, skills and attitudes which will assist them in living violence free lives. Based on its success to date the City for Peace working party agreed in principle to consider financially supporting a programme in 2009.
- AI-A4 14. VFW was invited to submit a funding proposal for the implementation of VFBWM during school term one, 2009. The submitted proposal included a summary programme outline and budget as attached at pages A1 to A4.
15. The proposal was evaluated by the working party on 14 October 2008 and 4 November 2008. A copy of VFW's most recent annual report and a programme evaluation from Bruce McLaren School were also tabled and discussed at the 4 November 2008 meeting.
16. Concurrently, schools within the Massey geographic area were identified as potential programme participants. In late October 2008 Safe Waitakere, Massey Matters and VFW nominated a school within the Massey Matters catchment area seeking to implement VFBWM during term one, 2009.
17. On 4 November 2008, the City for Peace working party recommended that \$5,000 be granted to VFW to deliver the VFBWM programme.

### **Pathways of Peace project partnership with Project Twin Streams**

18. City for Peace and Project Twin Streams are in the initial phase of developing a project partnership, Pathways of Peace, to be launched in 2009.
19. The concept is that a single, significant native tree will be planted at each Project Twin Streams site with a City for Peace plaque placed alongside. This will ultimately create a pathway for peace along the various streams and waterways of Waitakere.
20. The Pathways of Peace initiative reflects City for Peace Declaration points seven and nine, whereby the City of Waitakere:
  - Encourages all people to treat whenua (the land), with respect; and
  - Confirms the special role of Waitakere as an eco city in fostering peace nationally and internationally.
21. The Project Twin Streams response to the Pathways of Peace proposal is very positive. Project Twin Streams looks forward to building this partnership with City for Peace, which they have coined Trees for Peace. The Project Twin Streams team have suggested the inclusion of the arts component of Project Twin Streams and, for example, sculptures could be created or unveiled as part of Trees for Peace plantings.
22. A project proposal will be developed by the end of February 2009 and Project Twin Streams will then consult with their community partners to assess who is interested in engaging with the initiative in 2009 and where the first Trees for Peace plantings could take place.
23. It is expected that the Pathway for Peace initiative will be on-going and a portion of the draft City for Peace budget for 2009/2010 has already been allocated for Trees for Peace.

### **City for Peace website**

24. Web pages within the Council's website will be created and will become the key vehicle for City for Peace information.
25. The proposed web pages would include Waitakere's historical pathway to Peace (i.e. a an account of Waitakere's journey as a City for Peace), an events listing, links to City for Peace supported initiatives, plus a tool kit that highlights practical actions individuals and communities can engage in to build a more peaceful, safe and violence free Waitakere.
26. The City for Peace website will also include links to regional, national and international Peace forums, activities and organisations.
27. The Council's Information Management team have been consulted and they are able to assist with much of the website design and construction. A content owner nominated by the City for Peace working party will need to be assigned and/or contracted to develop the web page content and to produce updates and revisions as necessary.

### Peace Pack

28. Whilst still at the concept stage the current proposal is to develop an item, such as a fridge magnet or eco-bag, and an information flier that briefly outlines the basis of City for Peace, which possibly includes the City for Peace Declaration. It will also highlight practical actions individuals and communities can engage in to build a more peaceful, safe and violence free Waitakere.
29. The intention is for the Peace Pack to be ready for major community events, such as Toddlers Day out, in the first half of 2009.

### STRATEGIC CONTEXT

30. Throughout the various levels of City vision, strategic direction and strategies, and structured into the Long Term Council Community Plan, Council's commitment to the promotion of peaceful means of city building and community development is implicit. In December 2005 Waitakere City Council adopted a set of wide ranging principles organised around the source documents and ideas of Agenda 21 and the Aalborg Charter. Adopting City for Peace as a key leadership principle is consistent with these.
31. Exemplifying City for Peace as a leadership principle Waitakere's Mayor and New Zealand Peace Foundation president, Bob Harvey, is recognised nationally and internationally as a civic leader committed to building safe and peaceful communities. In 1998 he was awarded a UNESCO "Cities for Peace" prize, in recognition of his leadership in promoting safe communities. In October 2008 Mayor Harvey was appointed to the Executive Committee of Mayors for Peace.
32. City for Peace has the potential to provide guidance and inspiration to new initiatives and also to the many initiatives already progressing throughout Waitakere, many of which are encompassed under the Community Wellbeing and Safe Waitakere umbrellas. It also has the ability to contribute positively to strengthening the fundamentals of sustained economic development and to lowering the costs of managing the City through reducing the costs of conflict.

### CONSULTATION

33. Consultation has occurred across Council teams including Project Twin Streams, Information Management, and Safe Waitakere.
34. Consultation has occurred with the Principal and staff of a school within the Massey Matters catchment area.

### RESOURCES

35. Prior to 2008 the City for Peace process and associated activity was completed using available resources and within existing budgets. However, it was recognised that in order to maintain the momentum that City for Peace was gathering additional resources were needed to provide robust coordination and completion of priority activity.
36. Within the Annual Plan 2008/2009, \$30,000 has been allocated towards City for Peace activity. In summary, portions of this budget have been allocated as per the following activities:
  - \$ 2,500 City for Peace Logo;
  - \$ 5,000 Violence Free Begins With Me;

- \$ 2,500 Pathways for Peace;
  - \$ 5,000 City for Peace website; and
  - \$10,000 Peace Pack.
37. An annual allocation of \$40,000 is proposed to be included in the draft Long Term Council Community Plan 2009-2019.
38. In addition to this core funding Council resources including branding and web development support, and staff time will be required.

#### **IMPLEMENTATION ISSUES**

39. Work is already underway to develop the City for Peace logo/branding, Project Twin Streams Partnership proposal and some initial research and development has taken place towards the development of the City for Peace website and the Peace Pack.
40. It is expected that a web content developer may need to be contracted to produce the main content of the City for Peace website.

**Report prepared by:** Claire Richardson, Family Violence Prevention Project Leader: Safe Waitakere and Mark Maxlow, Safe Waitakere: Team Leader.



## **7 NEW LYNN TRANSIT ORIENTATED DEVELOPMENT - ARTS INTEGRATION**

### **GLOSSARY**

New Lynn Transit Orientated Development (TOD)

### **EXECUTIVE SUMMARY**

The purpose of this report is to inform the Culture and Community Committee of the current progress relating to the integration of arts into the New Lynn Transit Oriented Development (TOD) project and the broader New Lynn Town Centre.

A5-A17

The design process for the integration of specific arts design features within the New Lynn Transport Interchange has been an ongoing series of concepts that have been produced by a range of artists for generic situations commonly found within developments of this type. The current arts integration proposals are attached at pages A5 to A17.

In addition to the generic concepts, detailed work is ongoing on an artistic integration for the walls of the trench in the areas around the Rail Station platform. This work is being undertaken by the appointed lead artist, Louise Purvis.

### **RECOMMENDATION**

It is recommended that the Culture and Community Committee resolve to:

**Receive** the New Lynn Transit Orientated Development - Arts Integration report.

## BACKGROUND

1. The first concept design for the transport infrastructure was presented to Council at a workshop held on 10 July 2007. Feedback from Council was then incorporated into the final concept design and submitted to Council for approval at its meeting of 10 October 2007.
2. Areas of focus for Louise Purvis and her collaboration with Architectus and artists have focused on the following items or sites:
  - Trench walls within the Rail Station;
  - Sculptural Markers positioned atop glass screens around open sections of the trench. (Markers reference similar works positioned on the rear wall of the community centre);
  - Pattern design for casting into the four concrete road bridges that will cross the Rail Trench;
  - Carved or cast Crown Lynn backstamps (makers mark) sites to be confirmed;
  - Large scale drawings of Crown Lynn items located in the trench, below the interchange; and
  - Sculptural seating for Rail Station platform.
3. In addition to the Transport Interchange work, there are a number of other projects that are in the planning and concept stages:
  - New Lynn Hotel project: Artist John Radford has been commissioned to produce a concept for a sculptural work that references the recently demolished New Lynn Hotel. Potential sites for this work are the Titirangi rail over bridge, the small reserve on the corner of Great North Road and Rata Street, New Lynn.
  - Todd Triangle: series of brick sculptures produced by ceramic artist Peter Lange. These works are from Lange's "Tokens of the Game" series and are to be funded from contingency funds from the refurbishment of Todd Triangle that was completed in 2007.
  - The Arts team are also providing input into the New Lynn Urban Regeneration Strategy and Concept Plan and developing concepts that fit within the framework this document.

## DECISION MAKING

4. This report is for information only on the current work program being undertaken by Arts staff and contracted artists involved on the TOD project.

## STRATEGIC CONTEXT

5. The TOD project is aligned with a number of strategies, as follows:
  - The Regional Growth Strategy, whereby New Lynn has been identified as a regional growth centre;
  - The Regional Land Transport Strategy;
  - The Council's Transport Strategy;
  - Council's plans for urban intensification and economic developments;
  - Councils Heritage Strategy; and
  - Councils Arts and Culture Strategy.

6. The TOD project is also aligned with Council's Community Outcome: Vibrant Arts and Culture where the City's arts and culture is reflected and appreciated in the every day life of the community and the City is itself a work of art. Council participates in creative pursuits and has a deep and wide perception of arts and cultures in the City, which leads to a sense of place and identity and an arts rich urban, public space.

### CONSULTATION

7. The following consultation has taken place with regard to this project:
- Ongoing participation with the Design Integration Group, architects, and other key stakeholders is continuing as the project advances;
  - A series of community meetings have taken place to offer members of the local community an opportunity to contribute source material for use by the artists, to the project; and
  - Consultation with Iwi is an ongoing process, with new developments being presented to Iwi through the fortnightly consultation process.

### RESOURCES

8. Funding for the projects contained within this report are identified as follows:
- The Arts components of the TOD project are costed within the overall project budget;
  - The funding for the New Lynn Hotel concept is included within draft budgets (\$100,000 Capex) for 2009/2010;
  - Funding for the Todd Triangle artworks produced by Peter Lange are funded from contingency funds from the Todd Triangle redevelopment budget and a \$10,000 contribution from Creative New Zealand;
  - In addition to the Creative New Zealand funding, the draft Annual Plan 2009/2010 allocation of \$100,000 for New Lynn Arts infrastructure will be the source of the budget for this project; and
  - The total cost for the purchase and installation of the proposed artworks is \$50,000.

### IMPLEMENTATION

9. There are a number of technical and regulatory (e.g. Fire Regulation) issues which need to be addressed for the projects to progress.

**Report prepared by:** Mark Osborne, Senior Arts Project Coordinator



## 8 COUNCIL REPRESENTATION ON THE HENDERSON HERITAGE TRUST AND FALLS HOTEL PRESERVATION TRUST

### GLOSSARY

Henderson Heritage Trust	(HHT)
Falls Hotel Preservation Trust	(FHPT)
Falls Hotel Preservation Trust and Henderson Heritage Trust	(the Trusts)

## EXECUTIVE SUMMARY

This report has been prepared in response to a request from the Henderson Heritage Trust (HHT) to clarify the Council's representation on that Trust.

The report also recommends that the Falls Hotel Preservation Trust (FHPT) and HHT make some changes to their Trust Deeds to ensure that the governance structure reflects current best practice.

## RECOMMENDATIONS

It is recommended that Culture and Community Committee resolve to:

1. **Receive** the Council Representation on the Henderson Heritage Trust and Falls Hotel Preservation Trust report.
2. **Agree** that Councillor Brenda Brady should be confirmed in her role as a Trustee on both the Falls Hotel Preservation Trust and the Henderson Heritage Trust for her current term in office provided that both Trusts arrange trustee liability insurance.
3. **Note** that Clause 4 of the Henderson Heritage Trust Deed should be amended to remove the requirement for one staff member to be appointed to the Trust.

## BACKGROUND

1. The FHPT and HHT have their genesis in the Falls Hotel restoration project that was completed in 1998. That project was highly successful and enabled a Category I historic building to be relocated to a more open setting at the Falls Park where it is widely used and enjoyed. Its adaptive re-use as a restaurant and office space has enabled the building to function as an economic unit.
2. The FHPT later created the Henderson Heritage Trust that has largely the same membership (excluding Henry Norcross) to undertake the restoration of the St Michael's Chapel, which was re-opened in February 2008 following a complete restoration. The HHT own the historic Henderson Railway Station and are currently negotiating with ONTRACK for a lease.
3. The Falls Hotel Preservation Trust and Henderson Heritage Trust (the Trusts) have always had representation from Council in the form of one officer and one elected Councillor to ensure that there is a good working relationship between the Trusts and Council's strategic objectives for the growth of Henderson and the preservation of historic heritage.
4. Following the local body elections in October 2007 Council had to decide on representation for various trusts and received advice from Council's legal services team and democracy unit on the risks and potential liabilities arising from those external roles. On the basis of this advice, Council significantly reduced the number of external trusts where elected representatives would be required to serve as trustees.

## DECISION MAKING

### Issues

5. Legal Services advises that Council has limited liability for the actions of Councillors that fulfil a secondary role as trustees. Their cover is limited to wrongful acts arising out of the business of Council and the performance of their duties on behalf of Council. This means that Elected Members or officers appointed as Trustees on behalf of Council have no protection from Council's insurance policy regarding liability that may arise in respect of the general business of the Trust itself. However, it is prudent for Trusts to arrange trustee liability insurance to limit the personal liability that may be incurred by trustees. Council's solicitor advises:

*"The importance of appropriate Trustee cover cannot be overstated given that Trustee liability is personal and unlimited. Trustees are jointly and severally liable, meaning Claimants can sue all Trustees or just one, and recover one hundred percent even if only one trustee is sued. Claims can arise from creditors, beneficiaries, regulatory authorities (Inland Revenue Department, Serious Fraud Office and the Commerce Commission), employees, fellow Trustees, donors and members of the public."*

6. Legal Services have advised that there are options open to Council to ensure that its strategic objectives are achieved in a trust arrangement. It is possible to enter into service level agreements tagged to funding with regular reporting back to Council that do not require Councillors to become trustees. In some circumstances it is helpful not to be represented on Trusts where the Council's strategic interests may differ or where the performance of a Trust may be questionable.
7. Clause 4 of the Trust Deed provides that one Elected Member and one staff member from Council should be appointed trustees. At the time when the Trust document was created, this requirement was reasonable. However, with the creation of the heritage fund, it is no longer appropriate for a Council officer to be appointed to the Trust. The reason for this is that there may potentially be a conflict of interest in determining funding applications. This would not apply to a Councillor elected as a Trustee because they could withdraw from decision - making.
8. In the case of the Trusts there is a long-standing, positive relationship with Council that has resulted in the successful restoration of two historic buildings that were on the brink of "demolition by neglect". The strategic advantage to Council has been that the Trusts have been able to achieve external funding for projects with limited assistance from Council in the way of leases over Council owned land. In return, the Council has obtained the maximum benefit of restored buildings that create a sense of pride in the Henderson Town Centre. The Trustees are all competent business people who wish to return something to their community and there are no performance issues with either Trust.
9. Following a workshop with Councillors on governance matters associated with Trusts, Deputy Mayor Hulse nominated Councillor Brady to be the Council's representative on the Henderson Heritage Trust. The Council's Heritage Advisor was present when this occurred at a Culture and Community Committee meeting late in 2007, although for some reason, this was not recorded in the minutes. This has led to some confusion on the HHT as to the validity of Councillor Brady's appointment.

10. It is considered that Councillor Brady's appointment to the Trusts should be retrospectively approved to recognise her work on the Trusts over the last twelve months. However, it would be advisable for the Trusts to acquire trustee liability insurance to provide all trustees with certainty over the extent of their personal liability in the event of any legal claims. This would be a prudent course of action.

### Consideration of Community Views

11. The HHT and Falls Hotel Preservation Trust both have an excellent reputation for outstanding work in the community and both the Falls Hotel project and St Michaels Chapel have been reported on by the Western Leader, Aucklander and New Zealand Herald. Both Trusts are highly regarded and have received funding from the Trusts Charitable Foundation and ASB Charitable Trusts for their restoration projects.

### Preferred Option

12. It is considered that there is a net benefit to Council to have a councillor representative on the Henderson Heritage Trust and Falls Hotel Preservation Trust. A councillor representative can advocate for particular outcomes outside of the Trust meetings as well as offering support from the organisation. It is unlikely that Council would opt for a service level agreement with the HHT as these agreements are usually linked to substantial funding arrangements as occurs with the Corban Estate Arts Centre and Lopdell House. However, it would be prudent for the HHT to arrange trustee liability insurance for all trustees.

### STRATEGIC CONTEXT

13. The work of the HHT and Falls Hotel Preservation Trust is important in delivering the adaptive re-use of heritage buildings in the town centre. The St Michael's Chapel and Falls Hotel are outstanding examples of what can be achieved by public-private partnerships.
14. The Long Term Council Community Plan Vibrant Arts & Culture outcome states that:

*"Waitakere City's arts and culture is reflected and appreciated in our everyday life and the City is itself a work of art. We participate in creative pursuits and have a deep and wide perception of arts and cultures in our City."*

### CONSULTATION

15. In preparing this report consultation has occurred with the Manager - Assurance Services, Democracy and Legal Services.
16. External consultation has occurred with the Chairman of the HHT.

### RESOURCES

17. There are no Council resources apart from staff time associated with this report.

### IMPLEMENTATION ISSUES

18. It is a recommendation of this report that the Trusts amend their trust deeds and obtain trustee liability insurance.

**Report prepared by:** Alina Wimmer, Principal Advisor: Heritage.



**PUBLIC EXCLUDED MATTER**

**9 JAMBALAYA FESTIVAL 2010**

This item will be considered in the Confidential Supplement of the agenda, and has been circulated to members separately with this agenda.

**PROCEDURAL MOTION TO EXCLUDE THE PUBLIC**

1. That the public be excluded from the following part the proceedings of this meeting, Jambalaya Festival 2010.

The general subject of the matter to be considered while the public is excluded, the reason for passing this resolution in relation of the matter, 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 matter to be considered.	Reason for passing this resolution in relation to / the matter.	Ground(s) under Section 48(1)(a) for the passing of this resolution.
Jambalaya Festival 2010	The withholding of information is necessary in order to: <ul style="list-style-type: none"><li>• Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</li></ul>	That the public conduct of the whole 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 Section 7(2)(i) of that Act which would be prejudiced by the holding of the whole of the proceedings of the meeting in public as follows:

- *This report contains information which if released could affect the Council's negotiations.*

