

MAIN AGENDA



Waitakere City Council
Te Taiao o Waitakere

NOTICE OF MEETING COUNCIL

I hereby give notice that a Meeting of the Council will be held on:-

DATE: **Wednesday, 27 September 2006** **TIME:** **5.30 pm**

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.

NOTE: No Public Forum precedes this meeting.

22 September 2006

Audrey Chan
COMMITTEE SECRETARY

Telephone (09) 836 8000 extn 8603

MEMBERSHIP:

Mayor	RA	Harvey, QSO, JP
Deputy Mayor	CA	Stone
Councillors	DQ	Battersby, JP
	MFP	Chan, JP
	JM	Clews, QSO, JP
	RI	Clow
	LA	Cooper
	AK	Corban, OBE, JP
	RP	Dallow, QPM, JP
	WW	Flaunty, QSM, JP
	DE	Gilmour
	C	Harding, JP
	PA	Hulse
	JP	Lawley
	VS	Neeson, JP

(Quorum 8 members)

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(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 COUNCIL TO BE HELD AT WAITAKERE CENTRAL,
6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE, ON WEDNESDAY,
27 SEPTEMBER 2006 COMMENCING AT 5.30 PM**

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**AGENDA FOR A MEETING OF THE COUNCIL TO BE HELD AT WAITAKERE CENTRAL,
6 HENDERSON VALLEY ROAD, HENDERSON, WAITAKERE, ON WEDNESDAY,
27 SEPTEMBER 2006 COMMENCING AT 5.30 PM**

PART A - OPENING OF MEETING

1 OPENING PRAYER

Pastor Russell Watts from the Ranui Baptist Church will say the Opening Prayer.



2 APOLOGIES



3 CONFIRMATION OF MINUTES

Extraordinary Meeting Minutes - Wednesday, 23 August 2006
Meeting Minutes - Wednesday, 30 August 2006

RECOMMENDATION

That the minutes of the Extraordinary Meeting of the Council held on Wednesday, 23 August 2006 and the Meeting held on Wednesday, 30 August 2006, including the public excluded minutes, as circulated, be taken as read and now be confirmed.

*Page 12-14
Part H*

The public excluded minutes are attached at pages 12 to 14 of the Confidential Supplement labelled Part H.



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.



PART B - REPORT OF THE MAYOR

The report of the Mayor is circulated under separate cover with this agenda.

RECOMMENDATION

That the Report of the Mayor be received.

RA Harvey, QSO, JP

MAYOR OF WAITAKERE CITY



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

5 NEW LYNN COMMUNITY BOARD

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON MONDAY, 4 SEPTEMBER 2006

MATTERS CONSIDERED

1-5
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 5 in the supplement labelled Part C.

The Board Recommends:

That the report of the Meeting of the New Lynn Community Board held on Monday, 4 September 2006 be received.

P van der Voort, JP

CHAIRMAN



6 WAITAKERE COMMUNITY BOARD

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON TUESDAY, 5 SEPTEMBER 2006

MATTERS CONSIDERED

6-10
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 6 to 10 in the supplement labelled Part C.

The Board Recommends:

That the report of the Meeting of the Waitakere Community Board held on Tuesday, 5 September 2006 be received.

CA Shepherd, JP

CHAIRMAN



7 **MASSEY COMMUNITY BOARD**

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON WEDNESDAY, 6 SEPTEMBER 2006

MATTERS CONSIDERED

11-16
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 11 to 16 in the supplement labelled Part C.

The Board Recommends:

That the report of the Meeting of the Massey Community Board held on Wednesday, 6 September 2006 be received.

JA Good
CHAIRMAN



8 **HENDERSON COMMUNITY BOARD**

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON THURSDAY, 7 SEPTEMBER 2006

MATTERS CONSIDERED

17-21
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 17 to 21 in the supplement labelled Part C.

The Board Recommends:

That the report of the Meeting of the Henderson Community Board held on Thursday, 7 September 2006 be received.

EAG Grimmer, MNZM
CHAIRMAN



PART D - REPORT OF THE CHIEF EXECUTIVE OFFICER

The reports are in Part H - Public Excluded Matters.

HV O'Rourke, MNZM, JP
CHIEF EXECUTIVE OFFICER



PART E - REPORTS FROM THE STANDING COMMITTEES

9 CITY DEVELOPMENT COMMITTEE

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON THURSDAY, 7 SEPTEMBER 2006

1. CLASSIFICATION OF TE RANGI HIROA RESERVES

Your Committee Recommends:

1. That the Chief Executive Officer be given authority to give notice to the Minister of Conservation under Sections 14 and 16 of the Reserves Act 1977 to classify the reserves as set out below and according to the purposes listed respectively in the below table:

No	Legal Description	Purpose	Procedure
	Don Buck's Corner		
1.	Part Lot 6 DP 42849 3525m ²	Local purpose (esplanade) reserve	The status of this land is currently being determined by Land Information New Zealand. The Certificate of Title to this land is not clear in respect of the ownership and status of the land. It is recommended that once a determination has been made, and if appropriate for Council, that the land will be vested under the Reserves Act 1977 and classified as a local purpose (esplanade) reserve.
2.	Lot 2 DP 43970 506m ²	Local purpose (esplanade) reserve	Section 16(2A)(d) classify by resolution and give notice to DOC. Public notice not required.
3.	Lot 39 DP 75594 6021m ²	Local purpose (esplanade) reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.

No	Legal Description	Purpose	Procedure
	Don Buck Primary School Recreation Reserve		
4.	Lot 2 DP 64720 1.4126ha	Recreation reserve	Section 16(2A) (a) classify by resolution. Public notice not required.
	Starling Park		
5.	Lot 135 DP 87373, CT 44A/485 1553m2	Recreation reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.
6.	Lot 95 DP 129440 and Lot 87 1823m2	Recreation reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.
	Te Rangi Hiroa		
7.	Pt 27 Block 14 SO 50427 2.3143	Recreation reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.
8.	Lot 10 DP 40763 CT 56B/632 430m2	Local purpose (esplanade) reserve	Section 16(2A)(d) classify by resolution and give notice to DOC. Public notice not required.
9.	Lot 11 DP 40763 CT1302/100 369m2	Recreation reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.
10.	Lot 12 DP 40763 25m2	Local purpose (esplanade) reserve	Section 16(2A)(d) classify by resolution and give notice to DOC. Public notice not required.
11.	Lot 5 DP 49674 CT 42c/530 215m2	Local purpose (esplanade) reserve	Section 16(1)(b) classify by Gazette Notice. Public notice required under s16(4) Reserves Act unless the proposed classification is "substantially the same" as the purpose for which the reserve is currently held and administered.
12.	Lot 3 DP 64720 278m2	Local purpose (esplanade) reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.
13.	Lot 2 DP 70307 Part ct 1164/23 2536m2	Local purpose (esplanade) reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.

No	Legal Description	Purpose	Procedure
14.	SO Plan 54875 Part Section 26 CT 726/116 6.2590	Recreation reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.
	Birdwood Winery Estate		
15.	Lot 2 DP 50606 8.2619	Local purpose (historic site) reserve	Section 16(2A)(a) classify by resolution and give notice to DOC. Public notice not required.

- 2 That the Chief Executive Officer be given authority to classify part lot 6 of DP 42849 as a local purpose (esplanade) reserve pursuant to the Reserves Act 1977 in the absence of any objections and provided that any determination made by Land Information New Zealand provides that it is appropriate for the land to be vested in Council and classified in accordance with the Reserves Act 1977.

2. OTHER MATTERS CONSIDERED

1-14
Part E
15
Part H

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 14 in the supplement labelled Part E. The public excluded minutes are attached at page 15 of the Confidential Supplement labelled Part H.

Your Committee Recommends:

That the report of the Meeting of the City Development Committee held on Thursday, 7 September 2006 be received.

PA Hulse
CHAIRMAN



10 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON MONDAY, 11 SEPTEMBER 2006

1. SALE OF STOPPED ROAD AT 883 SWANSON ROAD, SWANSON

Your Committee Recommends:

1. That the area of stopped road known as Section 5 SO Plan 68784 be sold to the adjoining owner.
2. That pursuant to s.40(4) of the Public Works Act 1981, because of the size, shape and situation of Section 5 SO Plan 68784, the land could not be sold to anyone else.

2. **COMMUNITY WELLBEING FUND ALLOCATION 2006/2007**

Your Committee Recommends:

That an officer working party with representation of Councillors be established to work through the issue of setting criteria and priorities for the Community Wellbeing Fund so as to align with Councils' strategic direction in an attempt to rationalise the number of applicants.

3. **OTHER MATTERS CONSIDERED**

15-24
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 15 to 24 in the supplement labelled Part E.

Your Committee Recommends:

That the report of the Meeting of the Finance and Operational Performance Committee held on Monday, 11 September 2006 be received.

JM Clews, QSO, JP

CHAIRMAN



11 **PLANNING AND REGULATORY COMMITTEE**

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON TUESDAY, 12 SEPTEMBER 2006

MATTERS CONSIDERED

25-28
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 25 to 28 in the supplement labelled Part E.

Your Committee Recommends:

That the report of the Meeting of the Planning and Regulatory Committee held on day, date be received.

VS Neeson, JP

CHAIRMAN



12 **TE TAUMATA RUNANGA**

**I NOHO TE TAUMATA RUNANGA KOMITI MANE TE KAU MA WARU O MAHURU
2006**

**YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD
ON MONDAY, 18 SEPTEMBER 2006**

1. **TE WAKA AWHINA O AOTEAROA ANNUAL NATIONAL CONFERENCE 2006**

Your Committee Recommends:

That the attendance of two representatives from Te Taumata Runanga to attend Te Waka Awhina o Aotearoa Annual National Conference 2006 to be held at Te Tii Marae, Waitangi from 23 - 26 November 2006, be approved.

2. **OTHER MATTERS CONSIDERED**

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 29 to 32 in the supplement labelled Part E.

29-32
Part E

NGA TAKE E WHIRIWHIRIA

E whakatau ana Te Taumata Runanga i nga take i whakamanangia i te ture he whakaahua o nga tuhi kua totoa ki nga mema o te Kaunihera.

Your Committee Recommends:

That the report of the Meeting of Te Taumata Runanga held on Monday, 18 September 2006, be received.

TW Taua, MNZM
CHAIRMAN



13 **RECOMMENDATION FROM OTHER MEETINGS**

**RECOMMENDATION FROM PROJECTS SPECIAL COMMITTEE MEETING HELD ON
WEDNESDAY, 6 SEPTEMBER 2006**

**WAITAKERE CENTRAL CIVIC CENTRE - CONSTRUCTION STATUS JULY/AUGUST
2006**

The Projects Special Committee Recommends:

1. That special commendation be accorded to the members of the project team who managed the Waitakere Central Civic Centre development, for their extraordinary commitment in delivering in cooperation with the architects and contractors, the Council's vision on time and within the agreed budget.
2. That it be recognised by Council that the quality of project management has matched the highest standards of the industry.

PA Hulse
PRESIDING CHAIRMAN



PART F - PRESENTATION

CITATIONS

Mayor Bob Harvey will present Citations to John Newick, Jacqui Newick, Brenda Brady, Elizabeth Grimmer and Elsa Vujnovich, who are from the Henderson Community Celebration Trust, in appreciation of their hard work in organising the Grand People's Parade held as part of the Waitakere Central opening celebrations in early September 2006.



PART G - PROCEDURAL MATTERS

14 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.



15 NOTICES OF MOTION

Pursuant to Standing Orders 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 H - PUBLIC EXCLUDED MATTERS

16 AUCKLAND REGIONAL TRANSPORT AUTHORITY REPORT ON OPTION ANALYSIS FOR NEW LYNN TRANSIT ORIENTATED DEVELOPMENT PROJECT

17 SHADBOLT HOUSE PURCHASE

These items will be considered in the Confidential Supplement of the agenda, and have been circulated to members separately with this agenda.

PROCEDURAL MOTION TO EXCLUDE THE PUBLIC

That the public be excluded from the following part of the proceedings of this meeting, namely, Auckland Regional Transport Authority and Shadbolt House Purchase.

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.
Auckland Regional Transport Authority Report On Option Analysis For New Lynn Transit Orientated Development Project.	The withholding of information is necessary in order to: <ul style="list-style-type: none"> • protect information where the making available of the information - <ul style="list-style-type: none"> (i) Would disclose a trade secret; or (ii) Would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information. 	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.
Shadbolt House Purchase.	The withholding of information is necessary in order to: <ul style="list-style-type: none"> • protect the privacy of natural persons, including that of deceased natural persons; • 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.

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 Sections 7(2)(b) and 7(2)(i) of that Act which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public as follows:

- *The reports contain information which if released could affect the privacy of the persons concerned and Council's negotiations.*



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18 **CLOSING PRAYER**

