

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

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PART A - OPENING OF MEETING

1 OPENING PRAYER

Mayor Bob Harvey will say the Opening Prayer.



2 APOLOGIES



3 CONFIRMATION OF MINUTES

Meeting Minutes - Thursday, 20 July 2006
 - Wednesday, 26 July 2006
 - Thursday, 10 August 2006
 - Wednesday, 16 August 2006

RECOMMENDATION

That the minutes of the Meetings of the Council held on Thursday, 20 July 2006, Wednesday, 26 July 2006, Thursday, 10 August 2006 and Wednesday, 16 August 2006 including the public excluded minutes, as circulated, be taken as read and now be confirmed.

*Pages 8-10
Part H*

The public excluded minutes are attached at pages 8 to 10 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 will be circulated under separate cover with this agenda.



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, 31 JULY 2006

MATTERS CONSIDERED

1-4
Part D

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 4 in the supplement labelled Part D.

The Board Recommends:

That the report of the Meeting of the New Lynn Community Board held on Monday, 31 July 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, 1 AUGUST 2006

1. CLASSIFICATION OF PART OF TAUMATAREA RESERVE AND EASEMENT OVER PART OF THE RESERVE

The Board Recommends:

That part of Taumatarea Reserve, being lot 371 of deposited plan 17523, be classified as a local purpose (esplanade) reserve under Section 16(2A) (c) of the Reserves Act 1977 and that the Minister of Conservation be given notice of such approval.

2. OTHER MATTERS CONSIDERED

5-8
Part D

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 5 to 8 in the supplement labelled Part D.

The Board Recommends:

That the report of the Meeting of the Waitakere Community Board held on Tuesday, 1 August 2006 be received.

CA Shepherd, JP

CHAIRMAN



7 MASSEY COMMUNITY BOARD

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON WEDNESDAY, 2 AUGUST 2006

MATTERS CONSIDERED

9-12
Part D

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 9 to 12 in the supplement labelled Part D.

The Board Recommends:

That the report of the Meeting of the Massey Community Board held on Wednesday, 2 August 2006 be received.

JA Good

CHAIRMAN



8 HENDERSON COMMUNITY BOARD

THE BOARD SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON THURSDAY, 3 AUGUST 2006

MATTERS CONSIDERED

13-23
Part D

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 13 to 23 in the supplement labelled Part D.

The Board Recommends:

That the report of the Meeting of the Henderson Community Board held on Thursday, 3 August 2006 be received.

EAG Grimmer, MNZM

CHAIRMAN



PART D - REPORTS OF THE CHIEF EXECUTIVE OFFICER

9 EARTHQUAKE-PRONE, DANGEROUS AND INSANITARY BUILDINGS POLICY 2006-2011

PURPOSE OF THE REPORT

The purpose of this report is to refer the Earthquake-prone, Dangerous and Insanitary Buildings Policy ("the Policy") to Council for approval as per the recommendation of the Planning and Regulatory Committee.

BACKGROUND

Section 131 of the Building Act 2004 ("the Act") requires territorial authorities to adopt a policy on earthquake-prone, dangerous and insanitary buildings within their district. This is a new requirement on local authorities. The Building Act 1991 operated on a voluntary basis and only extended to earth-quake prone buildings.

Any policy under Section 131 of the Act is required to state:

- The approach that the territorial authority will take in performing its functions in relation to those buildings;
- The priorities to be observed in performing those functions;
- How the policy will apply to heritage buildings.

At the Planning and Regulatory Committee meeting held on 11 October 2005, the draft policy was adopted and the Committee resolved as follows:

- "1. That the Draft Policy on Earthquake Prone, Dangerous and Insanitary Buildings report be received.*
- 2. That the draft Earthquake Prone, Dangerous and Insanitary Buildings Policy 2006-2011, Summary of Information and Statement of Proposal attached to the Agenda at pages A1 to A32 be approved for consultation and that Council officers be authorised to implement the Special Consultative Procedure as set out in Section 83 of the Local Government Act 2002.*
- 3. That the Planning and Regulatory Committee hear any submissions ... with a final report in relation to the draft Earthquake Prone, Dangerous and Insanitary Building Policy 2006/2011 to be brought back to Council for a final decision."*

1945/2005

STRATEGIC CONTEXT

The Act reflects Parliament's policy objective for New Zealand buildings. The provisions relating to earthquake-prone buildings seek to reduce the level of earthquake risk to the public over time and targets the most vulnerable buildings. Strengthening buildings to improve their ability to withstand earthquake shaking will involve costs to territorial authorities, building owners and the community generally.

Waitakere City Council is committed to ensuring that Waitakere is a safe place to live and work. Earthquake-prone, dangerous and insanitary building issues have a strong relationship with Council's strategic priorities for a safe city and first call for children.

With respect to heritage buildings the Council recognises that the preservation of these building is a matter of national importance as recognised by section 6(f) of the Resource Management Act 1991. Hence, the Policy has taken this into account in striking a balance between human and property safety and the value of heritage.

A1-A23

The Policy as adopted by the Planning and Regulatory Committee has the full support of the New Zealand Historic Places Trust (attached at pages A1 to A23), the Council's Principal Heritage Advisor and other submitters to the Policy.

ISSUES

Consultation

Notice of the draft policy was published in the New Zealand Herald and Western Leader on 14 October 2005 and the Aucklander on 19 October 2005. In accordance with the Special Consultative Procedure, section 83 of the Local Government Act 2002, and section 132 of the Building Act 2004. The notice advised how to obtain a copy of the consultation documents and confirmed that submissions could be made up to and including 14 November 2005. The consultation documents were also available at the Civic Centre counter and on Council's website for the four week period of consultation.

The consultation documents were posted to organisations that may have a special interest in the policy. The organisations were the Historic Places Trust, the Ministry of Education and the New Lynn Business Association. After investigation, it was revealed that there were no contact details for the Henderson Business Association and that it may no longer exist.

An article on the draft policy was also published in the front page of the Western Leader following the adoption of the draft policy for consultation.

On 11 July 2006 the Planning and Regulatory Committee considered the three submissions received and heard from two of the submitters. After careful consideration the Committee resolved as follows:

- “1. That the Planning and Regulatory Committee recommends to the Council the adoption of the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 [“the Policy”].
2. That the Council Officers develop a practice note on the implementation of the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 to:
 - (a) Recognise flexibility in assessing change of use requirements pertaining to heritage buildings;
 - (b) Address the specific issues raised by heritage buildings with post-disaster functions and buildings/places of assembly with are affected by the Policy;
 - (c) Ensure consistent implementation of the Policy.
3. That the buildings in historic areas or subject to Heritage Orders or Heritage Covenants be covered by the final Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011.
4. That the changes discussed at the meeting regarding the definition on Page A14 and change of use provision on page A15 be incorporated into the final Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011. ”

Final Policy

(a) Earthquake Prone Buildings

The approach that the Policy has taken in respect of most buildings is the City is a passive one. In respect of buildings that are considered to be structures that as a whole may contain people in crowds, contents of high value to the community, pose risks to people in crowds, or are structures with special post disaster functions, (defined as Level 3 and 4 building by the New Zealand Standards) the Policy takes a mixed approach of passive and active. This means that where the Council identifies such buildings it will work with the owners to assist them to earthquake proof the building to the recommended standard.

The Policy gives building owners up to five years to upgrade their buildings. In respect of heritage buildings, the Policy recognises that they are to be given special treatment to retain their heritage value. Where such buildings are classified as Level 3 or 4, the building are required to be upgraded within 15 years.

Parliament has not imposed a "one size fits all" approach to the management of problems associated with earthquake prone buildings. The measures in the legislation recognise that local economic, social and environmental factors have an impact on the implementation of these provisions of the Act. The measures in the legislation also recognise the need for a consistent, transparent and accountable approach to the implementation of the provisions in order to protect both building owners and users. The proposed Policy is consistent with others in the Auckland region where the risk of earthquakes is considered to be minimal.

(b) Dangerous and Insanitary Buildings

The Council will work with owners of all buildings and consider waivers and dispensations to assist them to meet the Building Code as near as is reasonably practicable, this is particularly so in respect of heritage buildings. Where necessary, Council will assess heritage buildings on a case by case basis to avoid loss of heritage or demolition.

The Policy requires any upgrading work to take into account the principles of the International Council on Monuments and Sites New Zealand Charter and to seek advice from the Council's Heritage Adviser.

A1-A23

Attached at pages A1 to A23 is a copy of the final Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 as amended by the Planning and Regulatory Committee's resolution. These amendments are underlined in the attached Policy.

Particular amendments are those relating to:

A24-A27

- Extending the definition of Heritage Buildings throughout the policy to incorporate those buildings which have historic orders or covenants;
- Clarifying the application of change of use provisions to Heritage Buildings covered by the Policy. As a result of the amendments to the change of use provision a new appendix attached at pages A24 to A27 has been included to assist those affected by the Policy. That appendix sets out the statutory definition of change of use and defines uses which the Building Act 2004 extends to.

RESOURCES

In order to assess the number of buildings that are to be classified as earthquake-prone in the City a desk top examination was undertaken. It identified approximately 640 buildings that warrant a visual assessment by a suitably qualified person to determine whether or not they are likely to be earthquake-prone buildings. Initially Council did not possess the resources required to carry out this work and consequently approval was sought and received through the Long Term Council Community Plan process for \$125,000 to assist in finalising the number of earthquake building in the City. This ought to adequately address the necessary investigation in respect of earthquake-prone buildings. No such proactive assessment is feasible for dangerous and insanitary buildings as it would require sufficient additional resources to enable inspection of every building in the City.

Separately \$100,000 per annum has been made available in the Council budget through the Long Term Council Community Plan process to be directed towards assisting owners of heritage buildings to meet the requirements of the Policy. A report will be presented by the Council's Heritage Advisor to the Arts and Events Committee in September 2006 to set up a Heritage Assistance Fund to direct this money into.

The Policy has sought to formalise the existing approach used to manages dangerous and insanitary buildings. The current resource and level of funding is considered to be adequate to deal with dangerous and insanitary buildings given the relatively low number of confirmed dangerous and insanitary buildings encountered annually (approximately 50 dangerous and 30 insanitary buildings per year).

CONCLUSION

All local authorities are required by the Act to adopt a policy on earthquake-prone, dangerous and insanitary buildings. These policies are then to be submitted to the Department for Building and Housing. The proposed Policy as approved by the Planning and Regulatory Committee on 11 July 2006 is in line with those of other local authorities in the region.

The measures in the legislation recognise the need for a consistent, transparent and accountable approach to the implementation of the provisions in order to protect both building owners and users.

RECOMMENDATIONS

1. That the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 report be received.
2. That Council adopt the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 attached at pages A1 to A23 as amended by resolutions 3 and 4 of Planning and Regulatory Committee minute 1343/2006 pursuant to the Planning and Regulatory Committee's recommendation to Council.
3. That Council authorise Council officers to develop a practice note on the implementation of the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006-2011 to:
 - a) Recognise flexibility in assessing change of use requirements pertaining to heritage buildings;
 - b) Address the specific issues raised by heritage buildings with post-disaster functions and buildings/places of assembly with are affected by the Policy;
 - c) Ensure consistency of implementation of the Policy.

4. That Council officers be authorised to publicly notify the above decisions in accordance with Section 157 of the Local Government Act 2002.

Report prepared by: Max Wilde, Manager Field Services and Setareh Masoud-Ansari, Contract Solicitor.



10 **APPOINTMENT OF COUNCILLOR HARDING AS ACTING ALTERNATE ON THE AUCKLAND REGION CIVIL DEFENCE EMERGENCY MANAGEMENT GROUP**

PURPOSE OF THE REPORT

The purpose of this report is to seek Council's approval to have Councillor Harding appointed in an acting capacity to represent Waitakere City Council at the Auckland Civil Defence Emergency Management Group meeting on 8 September 2006.

BACKGROUND

Councillors Battersby and Dallow are Council's current representative and alternate representative who will be absent from Council until 30 September 2006 and 16 September 2006 respectively. Cr Harding is currently a member of the Emergency Services Special Committee.

STRATEGIC CONTEXT

Civil Defence Emergency Management is a function which local authorities are statutorily required to undertake. Civil Defence Emergency Management activities contribute to community wellbeing by reducing the risk and likely impact of disasters and emergency events, readying and building community resilience to the impacts of such events, developing Council's and the Region's capability to respond to emergency events, and developing the Region's recovery capability.

ISSUES

The Council is required to determine who its representatives and alternates are to Joint Committees.

Item 6.4 of the Auckland Region Civil Defence Emergency Management Group Establishment Agreement states that "... *Each member is to be represented on the Group by one person only, being an elected representative appointed by that local authority...*" According to Item 6.5, "*Each member shall also appoint an alternative representative to act in the absence of the representative appointed under 6.4 above. An alternate representative must be an elected person from that territorial authority or regional Council...*"

Section 8.2 of this Council's Standing Orders, and in accordance with clause 30(8), Schedule 7 of the Local Government Act 2002 deems a Joint Committee to be "... *both a Committee of the Local Authority and a Committee of the other Local Authority or public body (subject to the law applicable to the Committees of that other Local Authority or public body).*"

Section 8.3 of this Council's Standing Orders (Powers and Responsibilities of Joint Committees), and in accordance with clause 30 (9), Schedule 7 of the Local Government Act 2002 states that *"the powers to discharge any individual member and appoint another in his or her stead must be exercisable by the Local Authority or public body that made the appointment."*

RESOURCES

No additional resources will be required.

CONCLUSION

In order to ensure Council's presence and input at the Auckland Region Civil Defence Emergency Management Group, it is important that an alternate member be appointed to attend the meeting of 8 September 2006. As a member of the Emergency Services Special Committee, Cr Harding is well placed to fulfil this function.

RECOMMENDATIONS

1. That the Appointment of Councillor Harding as Acting Alternate on the Auckland Region Civil Defence Emergency Management Group report be received.
2. That Cr Harding be appointed as acting alternate to represent Waitakere City Council at the Auckland Region Civil Defence Emergency Management Group meeting on 8 September 2006, with the delegated authority to act on Council's behalf under the Civil Defence Emergency Management Act 2002, and the provisions of the Auckland Region Civil Defence Emergency Management Group Establishment Agreement 2003.

Report prepared by: Nigel Mercuur, Project Officer/Committee Secretary.



11 AUCKLAND REGIONAL COUNCIL - REPRESENTATION REVIEW

PURPOSE OF THE REPORT

The purpose of this report is to inform the Council of the Auckland Regional Council's Initial Proposal for the Basis of Election, and for the Council to approve a submission to the Auckland Regional Council on their proposal. This matter is included in the delegations for the Finance and Operational Performance Committee but as submissions must be made on or before 31 August 2006 it is presented to Council for approval.

BACKGROUND

One of the reforms introduced by the Local Electoral Act 2001 was to reduce the frequency of reviews of the basis of elections by local authorities from every three years to at least one every six years. Only 23 out of 85 local authorities in New Zealand conducted Reviews in 2003, with all others therefore required to undertake these in 2006. The Auckland Regional Council is undertaking its review now.

Regional councils may be divided into constituencies. Section 19U (c) of the local Electoral Act 2001 requires that *"so far as is practicable"* the boundaries of any constituencies should follow the boundaries of one or more territorial authorities or territorial authority ward boundaries.

Another reform introduced by the Local Electoral Act 2001 was the requirement that, pursuant to Section 19V (2) the ratio of Elected Members to population should not vary by more than ten percent between the constituencies of a regional council, wards of a territorial authority, or electoral subdivisions of a community board, where applicable. This is commonly referred to as the plus or minus ten percent rule. Section 19V of the Act permits flexibility around the application of the plus or minus ten percent rule, in the case of regional councils, where a regional council believes that communities of interest may be more effectively represented by a relaxation of this rule. Section 19V (3) (b) of the Local Electoral Act states that:

"if the regional council or the Commission considers that effective representation of communities of interest so requires, constituencies may be defined and membership distributed between them in a way that does not comply with subsection (2)."

Subsection (2) refers to the requirement to comply with the +/- 10% rule. The opportunity for such modifications only applies to regional councils.

STRATEGIC CONTEXT

Active Democracy is one of the Council's nine strategic platforms identified in its Long Term Council Community Plan and Annual Plan 2005/2006. This platform supports the involvement of citizens in the Council decision-making process through education, removing barriers, developing partnerships, improving information flows and supporting the communities' own ways of interacting with the Council.

The electoral system for both the City and the Auckland Regional Council is a key component of active democracy.

ISSUES

Each Council is required to review its representation arrangements under the Local Electoral Act 2001.

The Auckland Regional Council has determined that the status quo is the preferred option, as its Initial Proposal.

The current electoral arrangements for the Auckland region are based on 13 Councillors elected from six general constituencies. These constituencies exactly align to district or city council boundaries, except in the Papakura-Franklin constituency, where the two district council areas are combined for the purposes of electing one Regional Councillor.

The table below shows that the Rodney and Papakura-Franklin constituencies are over-represented in terms of the plus or minus ten percent rule, and over-represented to an extent which is outside the parameters set down in section 19V (2) of the Act. The other four constituencies each display a degree of variation within the plus or minus ten percent rule but those variations are within the parameters of the Act.

The Auckland Regional Council has selected the status quo as its preferred option; it will now need to provide a robust case for exemption to the fair representation criteria, pursuant to Section 19V (3)(b) of the Local Electoral Act 2001.

Constituency Name	Rodney	North Shore	Waitakere	Auckland	Manukau	Papakura-Franklin	Region
No. of Councillors	1	2	2	4	3	1	13
Population June 2005	89,100	212,200	191,900	425,400	332,900	85,500	1,337,000

Constituency Name	Rodney	North Shore	Waitakere	Auckland	Manukau	Papakura-Franklin	Region
Ratio	89,100	106,100	95,950	106,350	110,967	85,500	102,846
Variation	+13.4%	-3.2%	+6.7%	-3.4%	-7.9%	+16.9%	

A28-A46 The Auckland Regional Council concluded that it seek a modification to the +/- 10% rule to retain the status quo after considering a number of options including changing boundaries between constituent authorities. A copy of the report that was submitted to the Auckland Regional Council on 24 July 2006 and is attached at pages A28 to A46 for information.

A47-A49 The Auckland Regional Council has given public notice of its decision and submissions close on 31 August 2006. The Electoral Issues Subcommittee of the Auckland Regional Council will conduct a hearing for submitters on 14 to 15 September 2006. A copy of the formal advice to the Council, the public notice and the applicable map are attached at pages A47 to A49.

This Council may wish to make a submission to the Auckland Regional Council in respect of their Initial Proposal. If so, it is considered that the Council should support the conclusion reached by the Auckland Regional Council. That proposal's electoral subdivisions align to the constituent local authority boundaries as they are at present which will avoid any elector confusion that might arise should a change to those boundaries be required by any other option. There is already elector confusion with elections being run in different forms (Single Transferable Vote and First Past the Post) at the same time. A Waitakere elector being told that they must vote in a Rodney electorate for the Auckland Regional Council would only add to that confusion.

RESOURCES

There are no resources other than staff time required to make a submission to the Auckland Regional Council on its representation review proposal.

CONCLUSION

A50 The Council has received advice of the Auckland Regional Council's proposal to retain the status quo for its representation arrangements. There is an opportunity to make a submission to the Auckland Regional Council proposal. It is considered that the Council should submit its support for the Auckland Regional Council's Initial proposal. A draft submission is attached at page A50 for consideration.

RECOMMENDATIONS

1. That the Auckland Regional Council - Representation Review report be received.
2. That the Council approve the submission attached at page A 50 to be forwarded to the Auckland Regional Council supporting their proposal to retain the status quo for its representation arrangements for the basis of election to that Council.
3. That Councillor Janet Clews, Chairman of Finance and Operational Performance Committee, be authorised to sign off on the submission.
4. That the Council advise the Auckland Regional Council that it does not wish to be heard in support of its submission.

Report prepared by: Darryl Griffin, Electoral Officer

HV O'Rourke
CHIEF EXECUTIVE OFFICER



PART E - REPORTS FROM THE STANDING COMMITTEES

12 CITY DEVELOPMENT COMMITTEE

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON THURSDAY, 3 AUGUST 2006

MATTERS CONSIDERED

1-8
Part E
11
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 8 in the supplement labelled Part E. The public excluded minutes are attached at page 11 of the Confidential Supplement labelled Part H.

Your Committee Recommends:

That the report of the Meeting of the City Development Committee held on Thursday, 3 August 2006 be received.

PA Hulse
CHAIRMAN



13 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON MONDAY, 7 AUGUST 2006

MATTERS CONSIDERED

9-14
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 9 to 14 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, 7 August 2006 be received.

JM Clews, QSO, JP
CHAIRMAN



14 **PLANNING AND REGULATORY COMMITTEE**

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON TUESDAY, 8 AUGUST 2006

MATTERS CONSIDERED

15-17
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 17 in the supplement labelled Part E.

Your Committee Recommends:

That the report of the Meeting of the Planning and Regulatory Committee held on Tuesday, 8 August 2006 be received.

VS Neeson, JP
CHAIRMAN



15 **TE TAUMATA RUNANGA**

I NOHO TE TAUMATA RUNANGA KOMITI MANE TE KAU MA WHA O HERE TURI KOKA 2006

YOUR COMMITTEE SUBMITS THE FOLLOWING REPORT OF ITS MEETING HELD ON MONDAY, 14 AUGUST 2006

MATTERS CONSIDERED

18-22
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 18 to 22 in the supplement labelled Part E.

NGA TAKE E WHIRIWHIRIA

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

Your Committee Recommends:

That the report of the Meeting of Te Taumata Runanga held on Monday, 14 August 2006 be received.

TW Taua, MNZM
CHAIRMAN



PART F - PRESENTATIONS

16 CITATION TO DAVORIN OZICH

At the invitation of the Mayor, Davorin Ozich will attend the meeting to receive a Citation on behalf of the Croatian Cultural Society for the contribution made to the City and People of Waitakere and the Region.

17 LOCAL GOVERNMENT MANAGERS AUSTRALIA /SOCIETY OF LOCAL GOVERNMENT MANAGERS MANAGEMENT CHALLENGE 2006

A presentation will be made in recognition of Team Westies, which comprises: Phillip Brown (Captain), Ross McLeod, Dai Bindoff, Monica Sharma, Setareh Mosoud-Ansari, Bronwyn Allerby and Peter Sewell (Mentor), winning the Local Government Managers Australia/ Society of Local Government Managers Management Challenge New Zealand Regional Final and the Australasian Grand Final 2006.



PART G - PROCEDURAL MATTERS

18 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.



19 NOTICES OF MOTION

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

20 SHADBOLT HOUSE PURCHASE

21 PUBLIC CAR PARKING AT TITIRANGI VILLAGE

22 APPOINTMENT OF DIRECTOR - WAITAKERE PROPERTIES LIMITED

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, Shadbolt House Purchase; Public Car Parking at Titirangi Village and Appointment of Director - Waitakere Properties Limited.

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.
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.
Public Car Parking at Titirangi Village	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.
Appointment of Director - Waitakere Properties Limited	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; 	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)(a) 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.*



23 **CLOSING PRAYER**

