

**MINUTES OF A MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER AT  
WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,  
WAITAKERE, ON WEDNESDAY, 26 AUGUST 2009,  
COMMENCING AT 5.34 PM**

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**PRESENT:**

Deputy Mayor	PA	Hulse (Presiding)
Councillors	DQ	Battersby, QSM, JP
	BA	Brady, JP
	MFP	Chan, JP
	JM	Clews, QSO, JP
	RI	Clow (from 6.03pm)
	LA	Cooper, JP
	AK	Corban, OBE, JP
	RP	Dallow, QPM, JP (from 5.38pm)
	WW	Flaunty, QSM, JP (until 5.56pm, from 6.03pm)
	MM	Jolley
	JP	Lawley, JP
	PG	Mitchell

**OBSERVERS:**

M Te Huia	(Deputy Chairman, Te Taumata Runanga)
EAG Grimmer, MNZM	(Chairman, Henderson Community Board)
JG Riddell	(Chairman, Massey Community Board)
GPJ Marshall	(Chairman, New Lynn Community Board)
K Witten-Hannah	(Chairman, Waitakere Community Board)
C Finlay	(Chairman, Waitakere Youth Council)
L Davies	(Waitakere Community Board)

**IN ATTENDANCE:**

Chief Executive Officer  
Director: City Services  
Director: Corporate & Business Services  
Director: Public Affairs  
Director: Strategic Planning  
Director: Finance  
Group Manager: Asset Management  
Group Manager Democracy & Support Services  
Manager: Legal Services  
Manager: Government Relations  
Special Projects Manager  
Senior Engineer: Special Projects  
Executive Assistant to Deputy Mayor  
Executive Liaison Manager  
Acting Democracy and Governance Team Manager  
Committee Secretaries: E Joyce  
M Petherick

**ALSO**  
**IN ATTENDANCE:** Mrs Miriam Corban

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

### **1 OPENING PRAYER**

Rabbi Dean Shapiro from the Beth Shalom Progressive Synagogue said the Opening Prayer.

### **2 APOLOGIES**

1421/2009

MOVED by Cr Clews, seconded Cr Jolley:

That apologies from Mayor Bob Harvey and Cr Neeson for absence and Crs Dallow and Clow, for lateness be received and sustained.

**CARRIED**

### **3 CONFIRMATION OF MINUTES**

1422/2009

MOVED by Cr Clews, seconded Cr Mitchell:

The Council resolved to:

**Receive** the minutes of the meetings of the Council held on Wednesday, 24 June 2009, Tuesday, 30 June 2009 and the extraordinary meeting on Tuesday, 14 July 2009, as circulated, and with an amendment to minute no. 1116/2009 Report from the Chairman of the Long Term Council Community Plan and Annual Plan Committee to read "*The Council resolved to...*" instead of "*The Long Term Council Community Plan and Annual Plan Committee resolved...*", and that they be taken as read and now be confirmed.

**CARRIED**

### **4 URGENT BUSINESS**

There was no Urgent Business.

### **5 CONFLICTS OF INTEREST**

Elected Members were reminded via the agenda, of the 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.

## **PART B - REPORT OF THE MAYOR**

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

5.38 pm Cr Dallow entered the meeting.

1423/2009

MOVED by Cr Cooper, seconded Cr Brady:

The Council resolved to:

**Receive** the Report of the Mayor.

**CARRIED**

**PART C - REPORTS OF THE NEW LYNN COMMUNITY BOARD, WAITAKERE COMMUNITY BOARD, MASSEY COMMUNITY BOARD, HENDERSON COMMUNITY BOARD AND WAITAKERE YOUTH COUNCIL**

**7 NEW LYNN COMMUNITY BOARD**

1424/2009

MOVED by Cr Clews, seconded Cr Battersby:

The Council resolved to:

**Receive** the reports of the meetings of the New Lynn Community Board held on Monday, 6 July 2009 and Monday, 3 August 2009.

**CARRIED**

**8 WAITAKERE COMMUNITY BOARD**

1425/2009

MOVED by Cr Mitchell, seconded Cr Hulse:

The Council resolved to:

**Receive** the reports of the meetings of the Waitakere Community Board held on Tuesday, 30 June 2009 and Tuesday, 4 August 2009.

**CARRIED**

**9 MASSEY COMMUNITY BOARD**

1426/2009

MOVED by Cr Chan, seconded Cr Flaunty:

The Council resolved to:

**Receive** the reports of the meetings of the Massey Community Board held on Wednesday, 1 July 2009 and Wednesday, 5 August 2009.

**CARRIED**

**10 HENDERSON COMMUNITY BOARD**

1427/2009

MOVED by Cr Brady, seconded Cr Jolley:

The Council resolved to:

**Receive** the reports of the meetings of the Henderson Community Board held on Thursday, 2 July 2009 and Thursday, 6 August 2009.

**CARRIED**

11 **WAITAKERE YOUTH COUNCIL**

1428/2009

MOVED by Cr Cooper, seconded Cr Brady:

The Council resolved to:

**Receive** the report of the meetings of the Waitakere Youth Council held on Monday, 29 June 2009 and Monday, 3 August 2009.

**CARRIED**

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

12 **CONTRACT NO. NL08002J - NEW LYNN TRANSIT ORIENTED DEVELOPMENT CONSTRUCTION OF STAGE ONE - APPROVAL TO AWARD**

1429/2009

MOVED by Cr Flaunty, seconded Cr Lawley:

The Council resolved to:

1. **Receive** the Contract No. NL08002J - New Lynn Transit Oriented Development Construction Of Stage One - Approval To Award Report.
2. **Approve**, subject to resolution 6 below, the tender from Dempsey Wood Civil Contractors Limited for Contract No. NL08002J - New Lynn Transit Oriented Development Construction of Stage One in the sum of \$13,358,734.64 plus \$1,669,841.83 GST, totalling \$15,028,576.47 be accepted.
3. **Approve**, subject to resolution 6 below that authority to enter into Contract No. NL08002J - New Lynn Transit Oriented Development Construction of Stage One on behalf of the Council be delegated to the Director: City Services.
4. **Approve**, subject to resolution 6 below, that authority to award cumulative contract variations to Contract No. NL08002J - New Lynn Transit Oriented Development Construction of Stage One, up to the value of the contingency sum of \$1,335,873.46 excluding GST on behalf of the Council be delegated to the Director: City Services.
5. **Approve**, subject to resolution 6 below, the commitment of \$4,521,418.00 excluding GST for the 2010/2011 financial year for Contract No. NL08002J - New Lynn Transit Oriented Development Construction of Stage One, noting that funding has been provided in the Long Term Council Community Plan 2009-2019 in the 2010/2011 financial year.
6. **Note** that resolutions 2, 3, 4 and 5 above are subject to confirmation by the Auckland Transition Agency.

**CARRIED**

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

### **13 INFRASTRUCTURE AND WORKS COMMITTEE**

1430/2009

MOVED by Cr Battersby, seconded Cr Jolley:

The Council resolved to:

**Receive** the reports of the meetings of the Infrastructure and Works Committee held on Wednesday, 1 July 2009 and Wednesday, 5 August 2009.

**CARRIED**

### **14 POLICY AND STRATEGY COMMITTEE**

1431/2009

MOVED by Cr Hulse, seconded Cr Cooper:

The Council resolved to:

**Receive** the reports of the meetings of the Policy and Strategy Committee held on Thursday, 2 July 2009 and Thursday, 6 August 2009.

**CARRIED**

### **15 FINANCE AND OPERATIONAL PERFORMANCE COMMITTEE**

1432/2009

MOVED by Cr Clews, seconded Cr Corban:

The Council resolved to:

**Receive** the reports of the meetings of the Finance and Operational Performance Committee held on Monday, 6 July 2009 and Monday, 10 August 2009.

**CARRIED**

### **16 PLANNING AND REGULATORY COMMITTEE**

1433/2009

MOVED by Cr Mitchell, seconded Cr Clews:

The Council resolved to:

**Receive** the reports of the meetings of the Planning and Regulatory Committee held on Tuesday, 7 July 2009 and the hearing held on Monday, 20 July 2009 and the reconvened hearings held on Tuesday, 21 July 2009 and Wednesday, 22 July 2009.

**CARRIED**

**17 CULTURE AND COMMUNITY COMMITTEE**

5.56 pm Cr Flaunty left the meeting.

1434/2009

MOVED by Cr Lawley, seconded Cr Corban:

The Council resolved to:

**Receive** the report of the meetings of the Culture and Community Committee held on Wednesday, 8 July 2009 and Wednesday, 12 August 2009.

**CARRIED**

**18 NORSGA URBAN DEVELOPMENT COMMITTEE**

1435/2009

MOVED by Cr Cooper, seconded Cr Dallow:

The Council resolved to:

**Receive** the report of the meeting of the NorSGA Urban Development Committee held on Monday, 13 July 2009.

**CARRIED**

**19 TE TAUMATA RUNANGA**

6.03 pm Cr Clow entered the meeting.

6.03 pm Cr Flaunty returned to the meeting.

1436/2009

MOVED by Cr Cooper, seconded Cr Brady:

The Council resolved to:

**Receive** the report of the meeting of Te Taumata Runanga held on Monday, 13 July 2009.

**CARRIED**

**20 LONG TERM COUNCIL COMMUNITY PLAN AND ANNUAL PLAN COMMITTEE**

1437/2009

MOVED by Cr Clews, seconded Cr Jolley:

The Council resolved to:

**Receive** the reports of the meetings of the Long Term Council Community Plan and Annual Plan Committee held on Monday, 18 May 2009 and the reconvened meetings held on Tuesday, 19 May 2009, Thursday, 21 May 2009, Friday, 22 May 2009, Monday, 25 May 2009, Friday, 5 June 2009, Thursday, 11 June 2009, Friday, 12 June 2009 and Tuesday, 16 June 2009.

**CARRIED**

**PART F - PRESENTATIONS**

**21 GIFT TO THE CITY**

Councillor Assid Corban presented, by way of a gift to the Council, a Pictorial Sketch of Pollen Island / Whau Creek Showing Proposed Airport and Athletic Park by Mr E Henshall, Construction Engineer, dated 18 May 1931.

**22 NEW LYNN ANIMATION**

Council officers made a presentation, by way of a computer-generated view, of what the new New Lynn will look like when the New Lynn Train Station is completed and the streets are upgraded. It also showcases the proposed Infratil development of the New Lynn Bus Station. The animation was commissioned for public consultation, publicity and funding application purposes as part of the overall communications plan for the New Lynn Transit Oriented Development.

**PROCEDURAL MATTERS**

**23 QUESTIONS**

There were no Questions.

**PUBLIC EXCLUDED MATTER**

There were no Public Excluded Matters.

**24 NOTICES OF MOTION**

There were no Notices of Motion.

**25 CLOSING PRAYER**

Cr Chan said the Closing Prayer.

6.31 pm

The Chairman thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AT A MEETING OF THE COUNCIL  
HELD ON

**DATE:**.....

**CHAIRMAN:**.....