

HUTT CITY COUNCIL

Minutes of an ordinary meeting of The Hutt City Council held in the Council Chambers,
2nd Floor, 30 Laings Road, Lower Hutt on
Tuesday 13 March 2018 commencing at 6.00pm

PRESENT:

Mayor WR Wallace (Chair)	
Cr G Barratt	Cr C Barry
Deputy Mayor D Bassett	Cr L Bridson
Cr J Briggs	Cr MJ Cousins
Cr S Edwards	Cr T Lewis
Cr M Lulich	Cr C Milne
Cr L Sutton	

APOLOGIES: An apology was received from Cr G McDonald

IN ATTENDANCE:

Mr T Stallinger, Chief Executive
 Ms K Kelly, General Manager, City Transformation
 Mr B Kibblewhite, General Manager, Corporate Services
 Mr M Reid, General Manager, City and Community Services
 Mr M de Haast, Chief Financial Officer
 Mr L Allott, Chief Information Officer
 Ms L Dalby, Senior Communications Advisor
 Mr B Hodgins, Divisional Manager, Parks and Gardens (part meeting)
 Mr B Cato, General Counsel (part meeting)
 Mr A Cumming, Divisional Manager District Plan (part meeting)
 Ms E Jackman, Chair, Hutt City Youth Council (part meeting)
 Ms K Stannard, Divisional Manager, Democratic Services
 Ms H Clegg, Minute Taker

PUBLIC BUSINESS

1. APOLOGIES

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 18101(3)**
"That the apology received from Cr G McDonald be accepted and leave of absence be granted."

2. PUBLIC COMMENT

Comments are recorded under the item to which they relate.

3. MAYORAL STATEMENT

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 18102(3)**
"That the Mayoral Statement be noted and received."

4. CONFLICT OF INTEREST DECLARATIONS

Deputy Mayor Bassett declared a conflict of interest in relation to item 5c) 4d) (UrbanPlus Limited). Cr Cousins declared a conflict of interest in relation to item 5c) 4b) (Hutt City Community Facilities Trust). Cr Milne declared a conflict of interest in relation to item 5c) 4c) (Seaview Marina Limited).

5. COMMITTEE REPORTS WITH RECOMMENDED ITEMS

a) Traffic Subcommittee – 12 February 2018

RESOLVED: (Cr Cousins/Cr Lewis)

Minute No. C 18103(3)

“That the report of the meeting held on 12 February 2018 with the exception of items 4i) – 4xviii), be adopted.”

Recommended Items

Item 4i) Marine Drive - Proposed Motorcycle and Mobility Park Restrictions (17/1609)

RESOLVED: (Cr Cousins/Cr Sutton)

Minute No. C 18104(3)

“That Council:

- (i) approves the relocation of the existing Motorcycle Parking Restrictions in Marine Drive, Days Bay, attached as Appendix 1 to Report TRS2018/1/8,*
- (ii) approves the installation of two new Mobility Parking Restrictions in Marine Drive, Days Bay, attached as Appendix 1 to Report TRS2018/1/8; and*
- (iii) approves the installation of one new Mobility Park Restriction in Marine Drive, outside Days Bay Wharf, attached as Appendix 2 to Report TRS2018/1/8.”*

For the reason that there is currently no on-street mobility parks provided in the area. The proposal will improve accessibility to the wharf, beach and shops for mobility impaired road users, with minimal loss of unrestricted user parking spaces.

Item 4ii) Wakefield Street - Proposed No Stopping At All Times Restrictions
(17/1740)

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18105(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Wakefield Street, Alicetown attached as Appendix 1 to Report TRS2018/1/9."

For the reasons that the proposed restriction will improve accessibility to the complainant's business and improve safety in the vicinity, although four on street parking spaces will be lost, there is adequate on street parking available within the immediate area, the surrounding businesses support the proposal and the proposal is in keeping with Council's Parking Policy.

Item 4iii) Amberley Grove - Proposed No Stopping At All Times Restrictions
(17/1764)

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18106(3)**

"That Council approves the retrospective approval for No Stopping At All Times Restrictions in Amberley Grove, Lower Hutt attached as Appendix 1 to Report TRS2018/1/10."

For the reasons to prevent vehicles being parked too close to the intersection and driveways, improving vehicle manoeuvrability and visibility; and to improve compliance with the Land Transport (Road User) Rule 2004.

Item 4iv) Wilson Grove - Proposed No Stopping At All Times Restrictions
(17/1765)

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18107(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Wilson Grove, Normandale attached as Appendix 1 to Report TRS2018/1/11."

For the reason that the proposed restriction will improve the level of service for accessibility and sight distance within the cul de sac turning area; and the installation of No Stopping At All Times Restrictions attached as Appendix 1 to Report TRS2018/1/11 will promote compliance with the Land Transport (Road User) Rule 2004.

Item 4v) Athlone Crescent - Proposed No Stopping At All Times Restrictions (17/1797)

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18108(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Athlone Crescent, Avalon attached as Appendix 1 to Report TRS2018/1/12."

For the reason that it will ensure adequate carriageway width for two way traffic along the sharp bend at the entrance to the street.

Item 4vi) Cambridge Terrace - Proposed No Stopping At All Times Restrictions (17/1806)

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18109(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Cambridge Terrace, Waiwhetu attached as Appendix 1 to Report TRS2018/1/13."

For the reason that the proposed changes will improve the sight distance for vehicles exiting these driveways, without reducing the number of on street parking spaces.

Item 4vii) Proposed No Stopping At All Times Restrictions - Titiro Moana Road (17/1865)

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18110(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Titiro Moana Road, Korokoro attached as Appendix 1 to Report TRS2018/1/14."

For the reason that the proposed changes will improve accessibility to the street and road safety in the vicinity of blind corner.

Item 4viii) Stokes Valley Road - Proposed No Stopping At All Times Restrictions (17/1873)

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18111(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Stokes Valley Road, Stokes Valley attached as Appendix 1 to Report TRS2018/1/15."

For the reason that the proposed changes will improve accessibility to the street and road safety in the vicinity of the driveway.

**Item 4ix) Proposed No Stopping At All Times Restrictions - 90 Dowse Drive
(17/1896)**

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18112(3)**

"That Council approves the extension of No Stopping At All Times Restrictions outside Nos. 90 and 90a Dowse Drive, Maungaraki attached as Appendix 1 to Report TRS2018/1/16."

For the reason that the proposed changes will improve the road safety level of service for the residents of Nos 90 and 90a Dowse Drive with no loss of on-street parking.

**Item 4x) Proposed No Stopping At All Times Restrictions - Udy Street
(17/1897)**

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18113(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Udy Street, Petone attached as Appendix 1 to Report TRS2018/1/17."

For the reason that the proposed changes will improve the sight distance for vehicles exiting the Petone Working Men's Club without reducing the number of vehicles that can park on street.

**Item 4xi) Lincoln Avenue - Proposed No Stopping At All Times Restrictions
(17/1904)**

RESOLVED: (Cr Cousins/Cr Lewis) **Minute No. C 18114(3)**

"That Council approves the installation of the proposed No Stopping At All Times Restrictions in Lincoln Avenue, Epuni as attached as page 27 to the minutes, to end after the driveway of No 784 High Street. To ensure adequate carriageway width for two-way traffic in the vicinity of the intersection, retaining two parking spaces outside No 7 Lincoln Avenue."

For the reason that the proposed changes will improve accessibility to Lincoln Avenue and road safety in the vicinity of the intersection with High Street and retain two parking spaces.

Item 4xii) Marina Grove - Proposed Parking Changes (17/1905)**RESOLVED:** (Cr Cousins/Cr Lewis)**Minute No. C 18115(3)***"That Council:*

- (i) approves the installation of No Stopping At All Times Restrictions in Marina Grove , Lower Hutt attached as Appendix 1 to Report TRS2018/1/19; and*
- (ii) approves the modification of the P120 Parking Restrictions to apply from Monday to Friday only in Marina Grove, Lower Hutt attached as Appendix 1 to Report TRS2018/1/19."*

For the reasons that it will ensure adequate carriageway width for two way traffic along the sharp bend at the entrance to the street; and to increase the availability of unrestricted parking spaces for residents and their visitors during the weekends.

Item 4xiii) Poole Street - Proposed No Stopping At All Times Restrictions (17/1906)**RESOLVED:** (Cr Cousins/Cr Lewis)**Minute No. C 18116(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Poole Street, Taita attached as Appendix 1 to Report TRS2018/1/20."

For the reasons that the proposal would reduce the likelihood of drivers parking in unsuitable locations along the street and improve road safety and accessibility in the area; and the proposal would promote compliance with the Land Transport (Road User) Rule 2004.

Item 4xiv) Holborn Drive - Proposed No Stopping At All Times Restrictions (17/1907)**RESOLVED:** (Cr Cousins/Cr Lewis)**Minute No. C 18117(3)***"That Council:*

- (i) approves the No Stopping At All Times Restrictions in Holborn Drive, Stokes Valley attached as Appendix 1 to Report TRS2018/1/21;*
- (ii) approves the No Stopping At All Times Restrictions in Holborn Drive, Stokes Valley attached as Appendix 2 to Report TRS2018/1/21; and*
- (iii) approves the No Stopping At All Times Restrictions in Holborn Drive, Stokes Valley attached as Appendix 3 to Report TRS2018/1/21."*

For the reasons that the parking restrictions improve the level of service for accessibility and road safety; and that existing parking restrictions need to be formally resolved by Council so they can be legally enforced.

Item 4xv) Peterkin Street - Proposed Mobility Park Restrictions (17/1908)**RESOLVED:** (Cr Cousins/Cr Sutton) **Minute No. C 18118(3)**

"That Council retrospectively approves the two existing Mobility Park Restrictions in Peterkin Street, Taita attached as Appendix 1 to Report TRS2018/1/22."

For the reason that parking restrictions need to be formally resolved by Council so they can be legally enforced.

Item 4xvi) Wainui Road - Proposed P15 Parking Restrictions (17/1909)**RESOLVED:** (Cr Cousins/Cr Lewis) **Minute No. C 18119(3)**

"That Council approves the installation of P15 Parking Restrictions from 7:30am to 9:00am and 4:00pm to 6:00pm, Mondays to Fridays only, in Wainui Road, Waiwhetu attached as Appendix 1 to Report TRS2018/1/23."

For the reason that there are limited parking options for parents and caregivers dropping off/picking up children at the childcare centre.

Item 4xvii) Collingwood Street - Proposed No Stopping At All Times Restrictions (18/9)**RESOLVED:** (Cr Cousins/Cr Lewis) **Minute No. C 18120(3)**

"That Council approves the extension of No Stopping At All Times Restrictions outside Nos 18, 20 and 23 Collingwood Street, Waterloo attached as Appendix 1 to Report TRS2018/1/24."

For the reason that the proposed changes will improve the levels of service for accessibility and road safety for the residents of Nos 18, 20 and 23 Collingwood Street, with little impact for on-street parking availability.

Item 4xviii) Taungata Road - Proposed No Stopping At All Times Restrictions (18/81)**RESOLVED:** (Cr Cousins/Cr Lewis) **Minute No. C 18121(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Taungata Road, York Bay attached as Appendix 1 to Report TRS2018/1/25."

For the reasons that the proposed changes will improve the levels of service for accessibility and road safety in the vicinity of the intersection; and the proposed restrictions will prevent vehicles from parking within the intersection and promote compliance with the Land Transport (Road User) Rule 2004.

b) **Policy and Regulatory Committee – 26 February 2018**

RESOLVED: (Cr Cousins/Cr Edwards)

Minute No. C 18122(3)

“That the report of the meeting held on 26 February 2018, with the exception of items 4i) – 4v), be adopted.”

Recommended Items

Item 4i) Miscellaneous Property Sales (18/20)

RESOLVED: (Cr Cousins/Cr Edwards)

Minute No. C 18123(3)

“That Council:

- (i) agrees to publicly notify a proposal to revoke the reserve status of the property at 20N Mataura Grove, attached as Appendix 1 to Report PRC2018/1/29, on the basis that it serves no useful reserve purpose and would be sold to the owners of the adjoining property at 20 Mataura Grove;*
- (ii) agrees to sell the property at 55N Wellington Road, attached as Appendix 2 to Report PRC2018/1/29, being Lot 145 DP 14784, subject to the creation of an appropriate drainage easement in favour of Council on the property title; and*
- (iii) agrees to sell the property at 64N Moohan Street, attached as Appendix 3 to Report PRC2018/1/29, being Lot 16, DP 20616, subject to the creation of an appropriate drainage easement in favour of Council on the property title.”*

Item 4ii) Naming Policy 2018-2028 (18/60)

RESOLVED: (Cr Cousins/Cr Bridson)

Minute No. C 18124(3)

“That Council approves the Naming Policy 2018-2023 attached as Appendix 1 to Report PRC2018/1/27; and

- (a) notes that Council should review and update the lists of names that communities have recorded as being important to them, along with community boards and community panels so that these could be referred to during the naming process; and*
- (b) notes that Council will work with the New Zealand Poppy Places Trust to ensure that Council identifies names and places that are directly related to people and events from our overseas military and uses the poppy flower head to permanently mark these places.”*

Item 4iii) Representation Review (18/66)**RESOLVED:** (Cr Cousins/Deputy Mayor Bassett)**Minute No. C 18125(3)***"That Council:**(i) agrees to the proposed timeline for the Representation Review 2018-19 as follows:*

<i>Date</i>	<i>Action</i>
<i>16 January to 22 May 2018</i>	<i>Initial proposal developed and approved by Policy and Regulatory Committee (30 April) and Council (22 May). Workshops to be held during the period 1 February to 31 March.</i>
<i>23 May to 22 June 2018</i>	<i>Public notice of initial proposal notified through public notice. Submissions called for.</i>
<i>25 June to 27 July 2018 Council meeting 24 July 2018</i>	<i>Submissions considered and amendments (where agreed to) made to initial proposal and final proposal agreed at Council meeting 24 July.</i>
<i>30 July 2018</i>	<i>Final proposal notified through public notice.</i>
<i>1 August to 31 August 2018</i>	<i>Appeals and objections. Close 31 August 2018 and appeals and objections forwarded to Local Government Commission.</i>
<i>1 September 2018</i>	<i>Public Notice final (if no appeals or objections) OR</i>
<i>1 September 2018 to 31 October 2018</i>	<i>Appeals and objections considered by Local Government Commission.</i>
<i>1 November 2018</i>	<i>Local Government Commission makes determination.</i>
<i>February 2019</i>	<i>Appeals to High Court.</i>
<i>12 October 2019</i>	<i>Local government elections;</i>

*(ii) notes that officers will complete further work on possible forms of representation for the city for Council's consideration; and**(iii) directs officers to arrange separate workshops with Councillors (as they are the decision makers), and with Community Board and Community Panel members (as they could be submitters) as soon as practicable."*

Item 4iv) Proposed Trading in a Public Place Bylaw (18/43)**RESOLVED:** (Cr Cousins/Cr Lulich)**Minute No. C 18126(3)***"That Council:*

- (i) notes that section 159 of the Local Government Act 2002 (LGA 2002) requires Council to review its bylaws no later than 10 years after they were last reviewed;*
- (ii) notes that the Trading in Public Places Bylaw 2008 has been reviewed in accordance with section 155 of the LGA 2002;*
- (iii) notes the outcome of the s155 review of the Trading in Public Places Bylaw is to propose one amendment to the bylaw, as more particularly detailed in the statement of proposal, attached as Appendix 2 to Report PRC2018/1/26;*
- (iv) notes there are no significant impacts on the public due to the proposed bylaw; and*
- (v) agrees pursuant to s156 of the Local Government Act 2002 to adopt the proposed Trading in a Public Place Bylaw 2018, attached as Appendix 3 to Report PRC2018/1/26, effective 1 April 2018."*

For the reason that the current Trading in Public Places Bylaw 2008 needs to be reviewed.

Item 4v) Avalon Park - Dog Controls (18/70)

Cr Cousins advised that public consultation had occurred and that the recommendations from the Policy and Regulatory Committee included regular monitoring.

Mayor Wallace explained that, due to concerns, he had met with officers and had been assured there would be additional signage erected, with a high presence of Council's Animal Control Officers at the commencement of the controls.

In response to a question from a member, the General Manager, City Transformation advised the additional officer hours spent at Avalon Park were covered by existing budgets. She added that it may result in less officer time spent on other matters.

Cr Barry expressed concern with mixing children and dogs at a playground. He stated that he had confidence in the officers. He believed playgrounds were for children not dogs and that Council had opened other more suitable areas for dogs.

Cr Milne expressed support for the proposal alongside the additional monitoring.

RESOLVED: (Cr Cousins/Cr Edwards) **Minute No. C 18127(3)**

"That Council:

- (i) notes at its meeting held on 23 May 2017 it approved the consultation process and appointment of a Subcommittee to hear submissions for Dog Controls for Avalon Park (Minute No. C17212);*
- (ii) revokes Minute No. C17212 and considers the survey results outlined in the report and resolves that Avalon Park remains a Dog Prohibition Area, except on designated sealed walkways and the identified area at the northern end of Avalon Park,*
- (iii) notes that Animal Services will regularly patrol the prohibited area; and*
- (iv) requests officers to provide a six month update report and a 12 month review report on any incidents and any actions or changes which may be required."*

For the reasons that a Citizens' Panel Survey has been undertaken and the results indicate that little extra would be gained from further consultation.

Cr Barry requested that his dissenting vote be recorded against the above matter.

c) **Finance and Performance Committee – 28 February 2018**

RESOLVED: (Cr Milne/Cr Barratt)

Minute No. C 18128(3)

“That the report of the meeting held on 28 February 2018, with the exception of items 4b) – 4e), be adopted subject to amendments to item 4 d) to read (i) requests UPL to explore increasing its target to 300 social houses by 1 July 2019; and (ii) considers criteria be developed for social housing provided by Council to be based on need by 1 July 2019 and that Cr Barry asked if the criteria to enter into a UPL housing unit could be amended to be based on need.”

Recommended Items

Item 4b) Hutt City Community Facilities Trust Draft Statement of Intent 2018/19 to 2020/21 (17/1888)

Cr Cousins declared a conflict of interest and took no part in discussion or voting on the matter.

Cr Briggs requested a workshop be held prior to the Finance and Performance Committee first meeting of the year to discuss the Statement of Intents (SOIs) to enable meaningful feedback from Council.

The General Manager Corporate Services explained that a worthwhile workshop should provide strategic direction prior to the Council Controlled Organisations formulating their draft SOIs. A workshop should occur prior to Christmas each year.

RESOLVED: (Cr Milne/Cr Sutton)

Minute No. C 18129(3)

“That Council:

- (i) notes that the Board of the Hutt City Community Facilities Trust (CFT) has submitted a draft Statement of Intent (SOI) 2018-2019, attached as Appendix 1 to Report FPC2018/1/46, in accordance with the Local Government Act 2002;*
- (ii) notes that officers have reviewed the draft SOI for compliance with the Local Government Act 2002 and provided their analysis;*
- (iii) receives the draft SOI;*
- (iv) reviews the draft SOI and considers if any modifications should be made;*
- (v) provides comment for the Board of CFT to consider in finalising its SOI (including any modifications suggested by the Finance and Performance Committee arising under paragraph (iv) above); and*
- (vi) asks CFT to submit its draft SOI to Council by 31 January each year.”*

Item 4c) Seaview Marina Limited Draft Statement of Intent for 2018/19 to 2020/21 (17/1878)

Cr Milne declared a conflict of interest and took no part in discussion or voting on the matter.

Mayor Wallace commented that Seaview Marina was turning into a success story, becoming one of the most outstanding marinas in the country.

RESOLVED: (Cr Barry/Cr Cousins)

Minute No. C 18130(3)

"That Council:

- (i) notes that the Board of Seaview Marina Limited (SML) has submitted a draft Statement of Intent (SOI) 2018-2021, attached as Appendix 1 to Report FPC2018/1/47, in accordance with the Local Government Act 2002;*
- (ii) notes that officers have reviewed the draft SOI for compliance with the Local Government Act 2002 and provided their analysis;*
- (iii) receives the draft SOI;*
- (iv) reviews the draft SOI and considers if any modifications should be made; and*
- (v) provides comment for the Board of SML to consider in finalising its SOI (including any modifications suggested by the Finance and Performance Committee arising under part (iv) above);*
- (vi) asks SML to submit its draft SOI to Council by 31 January each year; and*
- (vii) congratulates SML on its ongoing success story."*

**Item 4d) UrbanPlus Limited Draft Statement of Intent 2018/19 to 2020/21
(17/1889)**

Deputy Mayor Bassett declared a conflict of interest and took no part in discussion or voting on the matter.

RESOLVED: (Cr Barry/Cr Cousins)

Minute No. C 18131(3)

"That Council:

- (i) notes that the Board of Urban Plus Limited Group (UPL) has submitted a draft Statement of Intent (SOI) 2018/2019-2020/2021, attached as Appendix 1 to Report FPC2018/1/48, in accordance with the Local Government Act 2002;*
- (ii) notes that officers have reviewed the draft SOI for compliance with the Local Government Act 2002 and provided their analysis;*
- (iii) receives the draft SOI;*
- (iv) reviews the draft SOI and considers if any modifications should be made;*
- (v) provides comment for the Board of UPL to consider in finalising its SOI (including any modifications suggested by the Finance and Performance Committee arising under paragraph (iv) above);*
- (vi) asks UPL to submit its draft SOI to Council by 31 January each year;*
- (vii) congratulates the Board of UPL on its success of the Fairfield Waters project; and*
- (viii) notes that the money will be used to reinvest in social housing."*

Item 4e) Notice of Motion - Councillor Barry (18/100)

Speaking under public comment, **Mr M Shierlaw** spoke in support of the review which he considered would enable learnings to be applied to any future purchases. He expressed concern that there was no scope set for the review. He questioned whether the opportunity for a government department to relocate to the premise was overstated. He asked Council to investigate whether the transactions between Council, the hotel and USAR were interdependent. He cited the report stated there was no advantage given to USAR over the other bidder. He asked Council to consider discussing these matters under public business with consultation undertaken under public excluded. He asked that the review be undertaken by an independent consultant, acknowledging there would be cost involved.

The Chief Executive advised that, as a result of the public comment speaker, he would investigate the possibility of public consultation regarding Council property purchases and report back as part of the review. He further advised that appointing an independent consultant to carry out the proposed review was discussed at committee level. It was agreed that it would be too costly, with members believing that officers were qualified to undertake the review.

Cr Milne commented that a review of the process was good practice, especially given that there was potential for Council to be involved in significant property projects in the future. He suggested officers investigate how other Councils undertook property purchases as there would be good practice guidelines in existence.

Cr Barry commented that reviews were good practice and ensured the process in place produced the best outcomes for ratepayers.

RESOLVED: (Cr Barry/Cr Briggs)

Minute No. C 18132(3)

"That Council:

(i) asks officers to:

(a) conduct an internal review on the Purchase and Sale of Property for Advancing Strategic Projects Policy (the policy); and

(b) provide a draft updated set of guidelines together with a draft updated check-list to assist Council when considering major property transactions in the future and report back to the Committee;

(ii) asks that this review includes previous property purchases under this policy, specifically processes to assist Council when it is approached by a third party requesting Council to get involved in a property transaction; and

(iii) asks that a risk analysis of the current policy and any proposed changes be included in the review."

d) **Hutt Valley Services Committee – 2 March 2018**

RESOLVED: (Cr Bridson/Cr Cousins)

Minute No. C 18133(3)

“That the report of the meeting held on 2 March 2018, with the exception of item 1a), be adopted.”

Recommended Item

Item 1a) Proposed Health and Hygiene Bylaw (18/94)

RESOLVED: (Cr Bridson/Cr Barratt)

Minute No. C 18134(3)

“That Hutt City Council agrees to the development of the proposed Health and Hygiene Bylaw 2018 and in so doing approves the proposed timeframe outlined below for its development:

- (a) *sign off timeframe:*
 - (aa) *2 March 2018 Hutt Valley Services Committee*
 - (bb) *13 March 2018 Hutt City Council ordinary meeting*
 - (cc) *11 April 2018 Upper Hutt City Council ordinary meeting*
- (b) *staff prepare proposed bylaw by late April 2018;*
- (c) *approve proposed bylaw for special consultative procedure and recommend establishing a joint hearings subcommittee and membership of that subcommittee:*
 - (aa) *4 May 2018 Hutt Valley Services Committee*
 - (bb) *22 May 2018 Hutt City Council ordinary meeting*
 - (cc) *23 May 2018 Upper Hutt City Council ordinary meeting*
- (d) *public notice given in Hutt News and Leader papers after 23 May 2018;*
- (e) *special consultative procedure starts after 8 June 2018, finishes after 9 July 2018;*
- (f) *the joint hearings subcommittee will then meet to hear submissions and make recommendations on the proposed bylaw for consideration and adoption by Hutt City and Upper Hutt City Councils; and*
- (g) *the development of this bylaw to be completed by December 2018.”*

6. MISCELLANEOUS

a) Sale of 9A Durham Crescent (18/240)

Report No. HCC2018/1/59 by the Divisional Manager, Parks and Gardens

The Divisional Manager, Parks and Gardens elaborated on the report.

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 18135(3)**

"That Council agrees to the sale of the property at 9A Durham Crescent to Housing New Zealand, subject to agreement of all normal terms of sale and purchase."

b) District Plan Change 50 - Rezoning 135 Witako Street to Community Health Activity Area - Final Approval and Operative Date (17/1899)

Report No. HCC2018/1/60 by the Intermediate Environmental Policy Analyst

The Divisional Manager, District Plan elaborated on the report. He highlighted that there had been no submissions received to the proposed Plan Change.

Mayor Wallace thanked the officers involved in the work required for the Plan Change.

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 18136(3)**

"That Council:

- (i) resolves, pursuant to clause 17 of the First Schedule of the Resource Management Act 1991, to approve District Plan Change 50 to the City of Lower Hutt District Plan, as outlined in Appendix 1 to the report;*
- (ii) approves the affixing of the Common Seal to District Plan Change 50 in accordance with Standing Order 8.2, as set out in Appendix 2 to the report; and*
- (iii) notes that a public notice will be included in the Hutt News on 20 March 2018 advising the operative date of District Plan Change 50."*

CONSEQUENTIAL MOTION

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 18137(3)**

"That Council:

- (i) notes that District Plan Change 50 is a major development for the city; and*
- (ii) asks officers to keep Council updated regarding the development."*

c) **District Plan Change 39 - Transport - Final Approval and Operative Date**
(18/265)

Report No. HCC2018/1/63 by the Intermediate Environmental Policy Analyst

The Divisional Manager, District Plan elaborated on the report.

Mayor Wallace thanked the officers involved in the work required for the proposed Plan Change.

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett **Minute No. C 18138(3)**)

"That Council:

- (i) resolves, pursuant to clause 17 of the First Schedule of the Resource Management Act 1991, to approve District Plan Change 39 to the City of Lower Hutt District Plan, as outlined in Appendix 1 to the report;*
- (ii) approves the affixing of the Common Seal to District Plan Change 39 in accordance with Standing Order 8.2, as set out in Appendix 2 to the report; and*
- (iii) notes that a public notice will be included in the Hutt News on 20 March 2018 advising the operative date of District Plan Change 39."*

d) **District Plan Change 48 - 64 Waipounamu Drive, Kelson: Rezoning to General Residential Activity Area and General Recreation Activity Area - Final Approval and Operative Date** (18/275)

Report No. HCC2018/1/64 by the Intermediate Environmental Policy Analyst

The Divisional Manager, District Plan elaborated on the report.

Mayor Wallace thanked the officers involved in the work required for the proposed Plan Change.

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 18139(3)**

"That Council:

- (i) resolves, pursuant to clause 17 of the First Schedule of the Resource Management Act 1991, to approve District Plan Change 48 to the City of Lower Hutt District Plan, as outlined in Appendix 1 to the report;*
- (ii) approves the affixing of the Common Seal to District Plan Change 48 in accordance with Standing Order 8.2, as set out in Appendix 2 to the report; and*
- (iii) notes that a public notice will be included in the Hutt News on 20 March 2018 advising the operative date of District Plan Change 48."*

e) **Change of Membership District Plan Committee** (18/266)

Memorandum dated 28 February 2018 by the Divisional Manager, Democratic Services.

Mayor Wallace explained the importance of the certification and recertification for Resource Management Act ('RMA') decision makers. He noted that while the recertification process was daunting, it provided great personal development and increased knowledge and skill about the RMA.

In response to a question from a member, Cr Cousins advised that a review of the District Plan was currently underway which may involve more hearings than usual.

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 18140(3)**
"That Council appoints Cr Edwards as a member of the District Plan Committee."

f) **2018 Local Government New Zealand Conference** (18/46)

Memorandum dated 27 February 2018 by the Divisional Manager, Democratic Services

Mayor Wallace advised that he was unable to attend the conference due to competing commitments. He highlighted the issues that would be addressed at the conference.

Cr Lewis elaborated on the Te Maruata Subcommittee conference.

RESOLVED: (Mayor Wallace/Cr Lulich) **Minute No. C 18141(3)**
"That Council:

- (i) *notes the 2018 Local Government Conference programme attached as Appendix 1 to the memorandum;*
- (ii) *notes from the 2018 Local Government New Zealand Conference programme, this is of benefit for the Chair of the Community Services Committee, Climate Change Working Group and young elected representatives and approves Crs Barratt, Bridson and Barry to accompany the Deputy Mayor (in his capacity as acting Mayor at that time) to the 2018 Local Government New Zealand Conference as representatives of Hutt City Council;*
- (iii) *nominates Cr Lewis to represent Hutt City Council at the Te Maruata Subcommittee conference to be held in Christchurch; and*
- (iv) *approves the acting Mayoress, Yvonne Bassett, to accompany the acting Mayor as a member of the official party at the Local Government New Zealand Conference 2018."*

7. **COMMITTEE REPORTS WITHOUT RECOMMENDED ITEMS**

a) **Community Services Committee - 1 March 2018**

The Chair of the Hutt City Youth Council (Youth Council) stated that she was pleased with the Inclusiveness Plan. She noted that the Inclusiveness Plan Advisory Group would be included in Council consultation exercises as currently occurred with the Youth Council.

RESOLVED: (Cr Barratt/Cr Briggs) **Minute No. C 18142(3)**

"That the report of the meeting held on 1 March 2018 be adopted."

b) **City Development Committee - 27 February 2018**

RESOLVED: (Deputy Mayor Bassett/Cr Sutton) **Minute No. C 18143(3)**

"That the report of the meeting held on 27 February 2018 be adopted".

8. **HUTT CITY COUNCIL MINUTES**

RESOLVED: (Mayor Wallace/Cr Lulich) **Minute No. C 18144(3)**

"That the minutes of the meeting of the Hutt City Council held on Tuesday, 12 December 2017, be confirmed as a true and correct record."

RESOLVED: (Mayor Wallace/Cr Lulich) **Minute No. C 18145(3)**

"That the minutes of the meeting of the Hutt City Council held on Tuesday, 30 January 2018, be confirmed as a true and correct record."

RESOLVED: (Mayor Wallace/Cr Lulich) **Minute No. C 18146(3)**

"That the minutes of the meeting of the Hutt City Council held on Tuesday, 20 February 2018, be confirmed as a true and correct record."

9. **QUESTIONS**

There were no questions.

10. **SEALING AUTHORITY** (18/8)

Report No. HCC2018/1/11 by the Executive Assistant, Corporate Services

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett)

Minute No. C 18147(3)

"That Council approves the affixing of the Common Seal to all relevant documents in connection with the items specified in Schedule 1 in accordance with Standing Order 18.2.

SCHEDULE 1 - General Sealing Authority

Agreement for Sale and Purchase

- a) *The Hutt City Council and Graphite Management Limited
135 Witako Street, Boulcott, Lower Hutt
(Record number L17/264)*
- b) *The Hutt City Council and Cleon Margourite Ferreira-Craig and Lance John Henry Craig
Utility reserve adjacent to 20 Mataura Grove, Wainuiomata, Lower Hutt
(Record number L17/316)*
- c) *The Hutt City Council and Napier BSL No. 7 Limited
Small strip of land adjacent to 31 Queens Drive, Lower Hutt
(Record number L17/258 and L17/304)*
- d) *The Hutt City Council and The Masonic Villages Trust
Part of Hugh Sinclair Park, The Strand, Wainuiomata, Lower Hutt
(Record number L18/12)*

Withdrawal of Caveat

- e) *The Hutt City Council and Westpac New Zealand Limited and USAR Commercial Assets Limited
54 and 76 High Street, Lower Hutt (Record number L18/18)*

Certifying Vesting of Stopped Road to be Equitable

- f) *The Hutt City Council and John Alfred Rainey-Smith and Margaret Mary Rainey-Smith
17 Pitoitoti Road, Days Bay, Lower Hutt (Record number L17/317)*

Subdivision related documents – including Easements to Council and Esplanade Strips

Standard easements and related requirements granting rights to Council as part of the subdivision process

- g) *The Hutt City Council and Gaffney Investment Limited
Subdivision consent
183 Wainuiomata Road, Wainuiomata, Lower Hutt (Record number L17/314)*

Telecommunications Network Site Licence

- h) *The Hutt City Council and Two Degrees Networks Limited*

24 Mitimiti Grove, Wainuiomata (Record number L17/235)

- i) The Hutt City Council and Vodafone NZ Limited
Bellevue / Huia Road (Record number L17/309)*
- j) The Hutt City Council and Vodafone NZ Limited
Walter Mildenhall Park (Record number L17/310)*
- k) The Hutt City Council and Vodafone NZ Limited
Hugh Sinclair Park (Record number L17/311)*
- l) The Hutt City Council and Vodafone NZ Limited
Rona Bay Beach (Record number L17/312)*

Right of Way and Subdivision consent

- m) The Hutt City Council and Ian Walter Thomson and Roger Holmes Miller, Keith Roy Munro, Benjamin Sinclair Blackler, Kerry Bownsey Blackler and Trustee BFT Limited
5/14 Otomauru Grove, Maungaraki (Record number L18/1)*

Deed of Renewal of Sublease

- n) The Hutt City Council and Citizens Advice Bureau Lower Hutt Incorporated (Record number L17/308)*
- o) The Hutt City Council and Multicultural Learning and Support Services Incorporated (Record number L18/2)*
- p) The Hutt City Council and SuperGrans Charitable Trust
Level 2: 1-9 Knights Road, Lower Hutt (Record number L18/4)*

Deed of Assignment of Lease

- q) The Hutt City Council and Royal NZ Plunket Society Incorporated (as Assignor) and Royal NZ Plunket Trust (as Assignee) (Record number L17/270)*

Deed of Indemnity

- r) The Hutt City Council and Land Information New Zealand
Construction of shared pathway, 40 Gracefield Road, Lower Hutt (Record number L17/288)*

Deed of Lease

- s) The Hutt City Council and Donald John McIlroy
Room 7, first floor at 38-40 Rimu Street, Eastbourne (Eastbourne Library building)
(Record number L17/275)*
- t) The Hutt City Council and Royalwolf Trading NZ
17 Wareham Place, Seaview (Record number L17/300)*
- u) The Hutt City Council and Stokes Valley Koha Shed
Hawthorn Crescent Reserve (Record number L17/318)*
- v) The Hutt City Council and Wellington City Council*

*Moa Point Dog Pound**73 Moa Point Road, Rongotai, Wellington (Record number L17/266)*

- w) *The Hutt City Council and Sarah Turk*
Room 6, 38-40 Rimu Street, Eastbourne, Lower Hutt (Eastbourne Library building)
(Record number L18/8)

Lease Agreement

- x) *The Hutt City Council and Barnardos*
Naenae Community Hall, 33 Treadwell Street, Naenae, Lower Hutt (Record number L17/301)
- y) *The Hutt City Council and Vibe*
Naenae Community Hall, 33 Treadwell Street, Naenae, Lower Hut (Record number L17/302)

Warrants Approved

<i>Bella Rebecca Papuni Rakaupai – HCC WARRANT-17-49</i>	<i>1. Local Government Act 2002 Authorised person pursuant to ss171, 173 (powers of entry in general) 2. Land Transport Act 1988 Parking Warden pursuant to s128D</i>
<i>Robert Taele Mizo Vaafujuaea-Erika (aka Robert Erica) – HCC WARRANT-17-46</i>	<i>1. Local Government Act 2002 Authorised person pursuant to ss171, 173 (powers of entry in general) 2. Land Transport Act 1988 Parking Warden pursuant to s128D 3. Resource Management Act 1991 Enforcement Officer (Noise Control only) pursuant to s38(2)</i>
<i>Mita Hohepa Thompson – HCC WARRANT-17-60</i>	<i>1. Local Government Act 2002 Authorised person pursuant to ss171, 173 (powers of entry in general) 2. Land Transport Act 1988 Parking Warden pursuant to s128D 3. Resource Management Act 1991 Enforcement Officer (Noise Control only) pursuant to s38(2)</i>
<i>Kazumi Nema – HCC WARRANT-17-52</i>	<i>1. Local Government Act 2002 Authorised person pursuant to ss171, 173 (powers of entry in general) 2. Land Transport Act 1988 Parking Warden pursuant to s128D 3. Resource Management Act 1991 Enforcement Officer (Noise Control only) pursuant to s38(2)</i>
<i>Denis Roets – HCC WARRANT-17-47</i>	<i>1. Local Government Act 2002 Authorised person pursuant to ss171, 173 (powers of entry in general) 2. Land Transport Act 1988 Parking Warden pursuant to s128D 3. Resource Management Act 1991 Enforcement Officer (Noise Control only) pursuant to s38(2)</i>
<i>Rakesh Premraj –</i>	<i>1. Local Government Act 2002</i>

HCC WARRANT-17-59	<p><i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p>2. <i>Land Transport Act 1988</i></p> <p><i>Parking Warden pursuant to s128D</i></p> <p>3. <i>Resource Management Act 1991</i></p> <p><i>Enforcement Officer (Noise Control only) pursuant to s38(2)</i></p>
Adam David Nathan Child – HCC WARRANT-17-48	<p>1. <i>Local Government Act 2002</i></p> <p><i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p>2. <i>Land Transport Act 1988</i></p> <p><i>Parking Warden pursuant to s128D</i></p> <p>3. <i>Resource Management Act 1991</i></p> <p><i>Enforcement Officer (Noise Control only) pursuant to s38(2)</i></p>
Davana Alan Te Kira – HCC WARRANT-17-50	<p>1. <i>Local Government Act 2002</i></p> <p><i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p>2. <i>Land Transport Act 1988</i></p> <p><i>Parking Warden pursuant to s128D</i></p> <p>3. <i>Resource Management Act 1991</i></p> <p><i>Enforcement Officer (Noise Control only) pursuant to s38(2)</i></p>
Daniel Maiava – HCC WARRANT-17-51	<p>1. <i>Local Government Act 2002</i></p> <p><i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p>2. <i>Land Transport Act 1988</i></p> <p><i>Parking Warden pursuant to s128D</i></p> <p>3. <i>Resource Management Act 1991</i></p> <p><i>Enforcement Officer (Noise Control only) pursuant to s38(2)</i></p>
Ramon Stephan Broughton – HCC WARRANT-17-45	<p>1. <i>Local Government Act 2002</i></p> <p><i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p>2. <i>Land Transport Act 1988</i></p> <p><i>Parking Warden pursuant to s128D</i></p> <p>3. <i>Resource Management Act 1991</i></p> <p><i>Enforcement Officer (Noise Control only) pursuant to s38(2)</i></p>
Peter Kevin McDonald – HCC WARRANT-17-44	<p>1. <i>Local Government Act 2002</i></p> <p><i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p><i>Enforcement officer pursuant to s177 (including additional powers of entry)</i></p> <p>2. <i>Resource Management Act 1991</i></p> <p><i>Enforcement Officer pursuant to s38(1)</i></p>
Kelvin (Minh) Nguyen – HCC WARRANT-17-43	<p>1. <i>Local Government Act 2002</i></p> <p><i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p><i>Enforcement officer pursuant to s177 (including additional powers of entry)</i></p> <p>2. <i>Building Act 2004</i></p> <p><i>Authorised officer pursuant to s222</i></p> <p><i>Enforcement officer pursuant to s371B”</i></p>

11. EXCLUSION OF THE PUBLIC

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett)

Minute No. C 18148(3)

“That the public be excluded from the following parts of the proceedings of this meeting, namely:

12. *Committee Report with Recommended Item*

Finance and Performance Committee - 28 February 2018

13. *Council Minutes (18/273)*

i) 12 December 2017

ii) 30 January 2018

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each 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:

<i>(A)</i>	<i>(B)</i>	<i>(C)</i>
<i>General subject of the matter to be considered.</i>	<i>Reason for passing this resolution in relation to each matter.</i>	<i>Ground under section 48(1) for the passing of this resolution.</i>
<i>Report of the Finance and Performance Committee held on 28 February 2018 – Appointment of Director Seaview Marina Ltd and Urban Plus Ltd</i>	<i>The withholding of the information is necessary to protect the privacy of natural persons.(s7(2)(a)).</i>	<i>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 exist.</i>
<i>Report of the Hutt City Council held on 12 December 2017 – Proposed Amendment to the Local Alcohol Policy</i>	<i>The withholding of the information is necessary to maintain legal professional privilege(s7(2)(g)). The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)(s7(2)(i)).</i>	<i>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 exist.</i>
<i>Report of the Hutt City Council held on 30 January 2018 – Consideration of</i>	<i>The withholding of the information is necessary to enable the local authority to carry on,</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would</i>

*matters relating to
Council's Strategic
Property Portfolio*

*without prejudice or
disadvantage,
negotiations (including
commercial and
industrial
negotiations)(s7(2)(i)).*

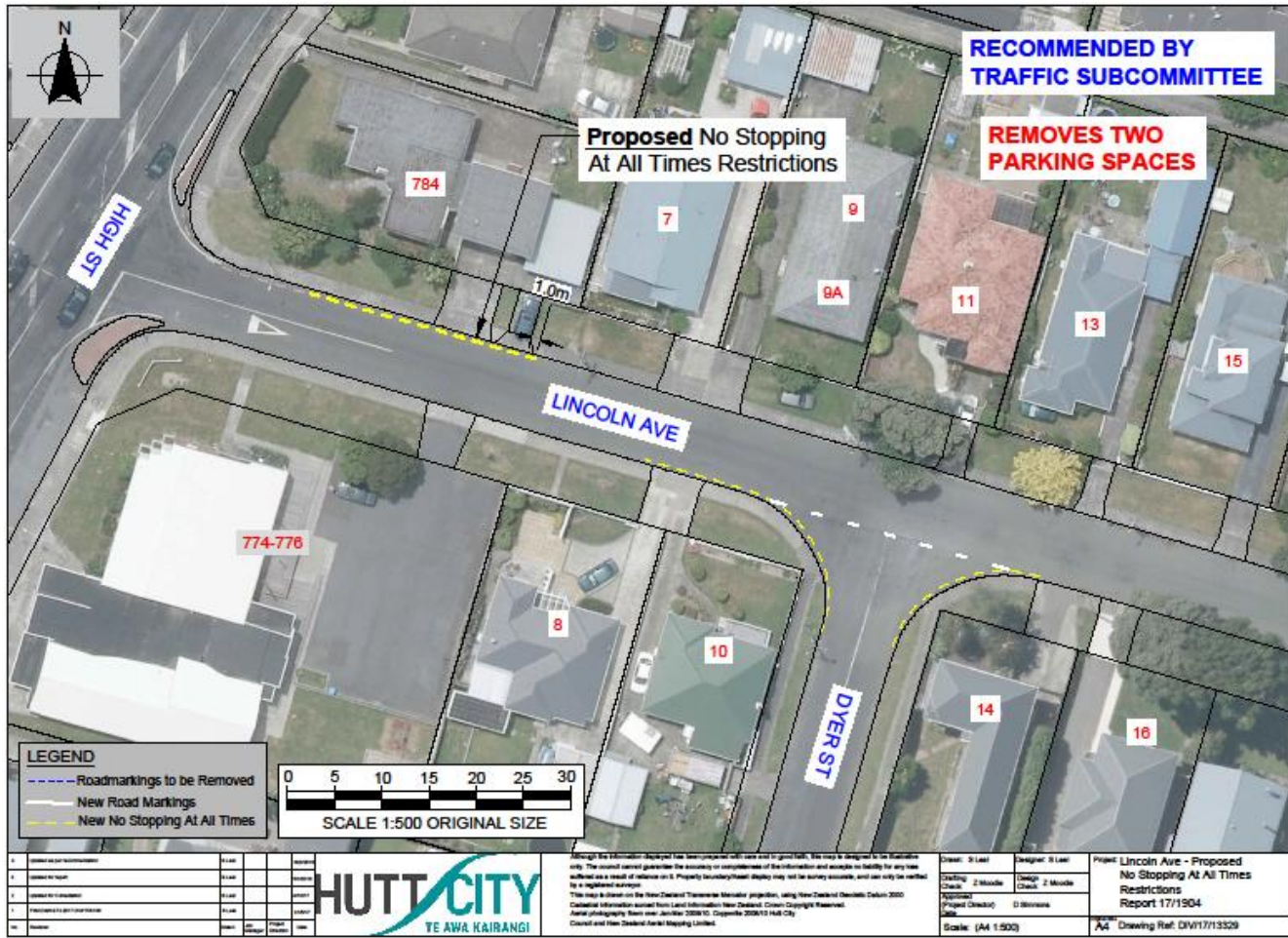
*be likely to result in
the disclosure of
information for which
good reason for
withholding exist.*

This resolution is made in reliance on section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as specified in Column (B) above."

There being no further business the Chair declared the meeting closed at 7.03pm, and the non-public portion of the meeting closed at 7.15pm.

WR Wallace
MAYOR

**CONFIRMED as a true and correct record
Dated this 22nd day of May 2018**



1	Project Manager	11/11/17			
2	Project Engineer	11/11/17			
3	Project Designer	11/11/17			
4	Project Checker	11/11/17			
5	Project Approver	11/11/17			
6	Project Client	11/11/17			



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 Detailed information about New Zealand Topographic Mapper projection, using New Zealand Oblique Datum 2000.
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Drawn: S Lead	Designed: S Lead	Project: Lincoln Ave - Proposed No Stopping At All Times Restrictions Report 17/1904
Checked: Z Moodle	Checked: Z Moodle	
Approved: D Stevens	Approved: D Stevens	
Scale: (A4 1:500)		Drawing Ref: DW17/13329