

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 24 July 2018 commencing at 6.00pm

PRESENT: Acting Mayor D Bassett (Chair)

Cr G Barratt	Cr C Barry
Cr L Bridson	Cr J Briggs
Cr MJ Cousins	Cr S Edwards
Cr T Lewis	Cr M Lulich
Cr G McDonald	Cr C Milne
Cr L Sutton	

APOLOGIES: Mayor WR Wallace.

IN ATTENDANCE: Mr T Stallinger, Chief Executive
Ms K Kelly, General Manager, City Transformation
Mr B Kibblewhite, General Manager, Corporate Services (part meeting)
Mr M Reid, General Manager, City and Community Services
Mr L Allott, Chief Information Officer
Ms L Dalby, Senior Communications Advisor
Mr B Cato, General Counsel
M P Maaka, Urban Design Manager (part meeting)
Ms W Moore, Divisional Manager, Strategy and Planning (part meeting)
Mr C Walton, Chief Executive, Urban Plus Ltd (part meeting)
Mr D Moriarty, Senior Development Manager, Urban Plus Ltd (part meeting)
Mr G Phillips, Development Manager, Urban Plus Ltd (part meeting)
Ms K Stannard, Divisional Manager, Democratic Services
Ms J Randall, Committee Advisor

PUBLIC BUSINESS1. **APOLOGIES**

RESOLVED: (Acting Mayor Bassett/Cr Barratt)

Minute No. C 18301(3)

"That the apology received from Mayor Wallace be accepted and leave of absence be granted."

The Chair alerted members to a major item not on the agenda which would be discussed later in the meeting.

2. PUBLIC COMMENT

Comments are recorded under the item to which they relate.

3. MAYORAL STATEMENT

Crs Milne, Bridson and Lewis advised of the following bereavements:

- Elaine Sharman QSM. Elaine was a teaching innovator and advocate for music whose research demonstrated the benefits of music on children's reading skills. Elaine chaired the Lower Hutt Community Arts Council in the 1980s and passed on her love of music to hundreds of children and adults over her 53 years of teaching.
- Maurice Payes. Maurice was a pharmacist and owned the Waterloo Pharmacy for over 50 years. Maurice was an outstanding member of the community including a long-time member of Rotary.
- John Grace QSM. John served amateur sport for 44 years in an administrative role for rugby and tennis in the Hutt Valley.

RESOLVED: (Acting Mayor Bassett/Cr Cousins)

Minute No. C 18302(3)

"That the Mayoral Statement be noted and received."

4. CONFLICT OF INTEREST DECLARATIONS

Cr Cousins declared a conflict of interest in relation to public excluded item 13 Appointment of Directors – Seaview Marina Limited, Urban Plus Limited and Hutt City Community Facilities Trust and public excluded item item 14a Local Alcohol Policy Amendment Appeal.

Cr Milne declared a conflict of interest in relation to public excluded item 13 Appointment of Directors – Seaview Marina Limited, Urban Plus Limited and Hutt City Community Facilities Trust.

The Chair declared a conflict of interest in relation to public excluded item 13 Appointment of Directors – Seaview Marina Limited, Urban Plus Limited and Hutt City Community Facilities Trust and public excluded item 14 Urban Plus Limited Property Acquisition.

Crs Bridson and Edwards declared conflict of interests in relation to public excluded item 14a Local Alcohol Policy Amendment Appeal.

5. COMMITTEE REPORTS WITH RECOMMENDED ITEMS

a) Traffic Subcommittee

18 June 2018

RESOLVED: (Cr Cousins/Cr Bridson)

Minute No. C 18303(3)

"That the report of the meeting held on 18 June 2018, with the exception of items 4a)-4i), be adopted."

Recommended Items

Item 4a) Willis Grove/Hine Road - Proposed Give Way Control & No Stopping At All Times Restrictions (18/251)

RESOLVED: (Cr Cousins/Cr Bridson)

Minute No. C 18304(3)

"That Council:

- (i) approves the installation of a Give Way priority control on the Willis Grove approach to Hine Road, Wainuiomata as shown attached as Appendix 1 to Report TRS2018/3/165;*
- (ii) approves the installation of No Stopping At All Times Restrictions on Hine Road, Wainuiomata as shown attached as Appendix 1 to Report TRS2018/3/165;*
- (iii) approves the installation of No Stopping At All Times Restrictions on the northern side of Hine Road, Wainuiomata as shown attached as Appendix A to the Traffic Subcommittee minutes dated 18 June 2018; and*
- (iv) requests the repainting of all the current broken yellow lines on the corners of Willis Grove and Hine Road, Wainuiomata."*

Item 4b) Kingsley Street - Proposed Realignment of Centreline (18/395)

RESOLVED: (Cr Cousins/Cr Bridson)

Minute No. C 18305(3)

"That Council:

- (i) approves the installation of No Stopping At All Times Restrictions in Kingsley Street, Stokes Valley as shown attached as Appendix 2 to Report TRS2018/3/165; and*
- (ii) approves parking in Kingsley Street, Stokes Valley as shown attached as Appendix C to the Traffic Subcommittee minutes dated 18 June 2018."*

Item 4c) Waterloo Road - Proposed No Stopping At All Times Restrictions (18/667)

RESOLVED: (Cr Cousins/Cr Bridson)

Minute No. C 18306(3)

"That Council approves the installation of No Stopping At All Times Restrictions in Waterloo Road, Waterloo as shown attached as Appendix 1 to Report

TRS2018/3/167."

Item 4d) Poto Road - Proposed No Stopping At All Times Restrictions (18/668)

RESOLVED: (Cr Cousins/Cr Bridson) **Minute No. C 18307(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Poto Road, Normandale as shown attached as Appendix 1 to Report TRS2018/3/168."

Item 4e) Maungaraki Road - Proposed No Stopping At All Times Restrictions (18/673)

RESOLVED: (Cr Cousins/Cr Bridson) **Minute No. C 18308(3)**

"That Council approves the installation of No Stopping At All Times Restrictions in Maungaraki Road, Korokoro as shown attached as Appendix 1 to Report TRS2018/3/169."

Item 4f) Parliament Street - Proposed P30 Parking Restrictions (18/680)

RESOLVED: (Cr Cousins/Cr Bridson) **Minute No. C 18309(3)**

"That Council approves the installation of P30 Parking Restrictions in Parliament Street, Melling as shown attached as Appendix 1 to Report TRS2018/3/170."

Item 4g) Pharazyn Street - Proposed P60 Parking Restrictions (18/736)

RESOLVED: (Cr Cousins/Cr Bridson) **Minute No. C 18310(3)**

"That Council approves the installation of P60 Parking Restrictions in Pharazyn Street, Melling as shown attached as Appendix 1 to Report TRS2018/3/171."

Item 4h) Randwick Road - Proposed Mobility & P15 Pick up Drop off Zone Restrictions (18/814)

RESOLVED: (Cr Cousins/Cr Bridson) **Minute No. C 18311(3)**

"That Council:

- (i) approves the installation of a Mobility Park Restriction outside Randwick Primary School, Moera as shown attached as Appendix 1 to the report;*
- (ii) approves the installation of four P15 Parking Restrictions, from 8.15-9.15am and 2.30-3.30pm on school days only, outside Randwick Primary School, Moera as shown attached as Appendix 1 to the report; and*
- (iii) approves the installation of No Stopping at all Times Restrictions outside Randwick Primary School, Moera as shown attached as Appendix 1 to Report TRS2018/3/172."*

Item 4i) Proposed School Zones 40km/h Variable Speed Limits 2017/2018 (18/819)

In presenting her item, Cr Cousins advised that a Maungaraki resident attended the Traffic Subcommittee meeting expressing concern in relation to issues within the proposed Maungaraki School zone. She further advised that she and officers had since met with the resident and discussed ways to resolve some of the issues.

RESOLVED: (Cr Cousins/Cr Bridson) **Minute No. C 18312(3)**

"That Council:

- (i) notes the specified parts of*
 - (a) Knights Road, Myrtle Street and Bloomfield Terrace, Lower Hutt (for Ss Peter & Paul School);*
 - (b) Muritai Road, Eastbourne (for Muritai Primary School); and*
 - (c) Dowse Drive, Maple Grove, Barberry Grove and Rowan Street, Maungaraki (for Maungaraki School);*

meet the New Zealand Transport Agency warrant conditions for 40km/h Variable Speed Limits in School Zones;
- (ii) resolves that 40km/h Variable Speed Limits in School Zones be set from 1 August 2018 for areas around the following schools:*
 - (a) Ss Peter & Paul School, attached as Appendix 1 to Report TRS2018/3/173;*
 - (b) Muritai Primary School, attached as Appendix D to the Traffic Subcommittee minutes dated 18 June 2018;*
 - (c) Maungaraki School, attached as Appendix E to the Traffic Subcommittee minutes dated 18 June 2018;*
- (iii) requests officers to undertake all necessary actions to give effect to these resolutions under the provisions of the Rule; and*
- (iv) approves the installation of tear drop road markings at the four intersections with Dowse Drive and Barberry Grove, Holly Grove, Maple Grove and Rowan Street, Maungaraki."*

b) Policy and Regulatory Committee

2 July 2018

RESOLVED: (Cr Cousins/Cr Sutton) **Minute No. C 18313(3)**

"That the report of the meeting held on 2 July 2018, with the exception of items 4ii)-4iv) and 5v), be adopted subject to amending the word 'Campbell' to 'Barry'."

Recommended Items

Item 4ii) Reserve Revocation - 20N Mataura Grove (18/1021)

RESOLVED: (Cr Cousins/Cr Edwards) **Minute No. C 18314(3)**

"That Council:

- (i) notes that the proposal to revoke the reserve status of the property at 20N Mataura Grove was publicly notified with no submissions or objections received;*
- (ii) agrees to revoke the reserve status of the property at 20N Mataura Grove, on the basis that it serves no useful reserve purpose; and*
- (iii) agrees that the property is surplus and be sold to the owners of the adjoining property at 20 Mataura Grove."*

Item 4iii) Further information about Area C2, Williams Park (18/996)

RESOLVED: (Cr Cousins/Cr Sutton) **Minute No. C 18315(3)**

"That Council:

- (i) notes the expert ecological, subdivision and valuation advice about Area C2; and*
- (ii) directs officers to declare and classify Area C2, part of CTWN49C/741 as recreation reserve."*

Item 4iv) Proposed Control of Animals Bylaw (18/1014)

RESOLVED: (Cr Cousins/Cr Edwards) **Minute No. C 18316(3)**

"That Council:

- (i) notes that the Local Government Act 2002 (LGA 2002) requires Council to review its bylaws to ensure that they comply with the matters set out in sections 155 and 159 of the LGA 2002;*
- (ii) notes that the Control of Animals Bylaw 2008 has been reviewed in accordance with section 155 of the LGA 2002;*
- (iii) notes the outcome of the s155 review of the bylaw is to propose amendments to the bylaw, as more particularly detailed in the statement of proposal (a draft of which is attached as Appendix 2 to Report PRC2018/3/176);*
- (iv) agrees to consult on the Summary of Information, Statement of Proposal and Proposed Amended Bylaw (a draft of which is attached as Appendices 1-3 to Report PRC2018/3/176) in accordance with the requirements of the LGA 2002 by means of a special consultative procedure; and*
- (v) agrees to establish a subcommittee comprised of trained hearers Cr Cousins, Cr Edwards and Cr Bridson, with alternates Crs Lewis and Barry, to:*
 - a) hear submissions on the proposed amendments to the Control of*

Animals Bylaw 2008; and

- b) *recommend the appropriate action to Council for consideration and approval."*

Item 5v) Proposed Prevention of Nuisance from Fires and Smoke Bylaw (18/1018)

RESOLVED: (Cr Cousins/Cr Sutton) **Minute No. C 18317(3)**

"That Council:

- (i) notes that the Local Government Act 2002 ('LGA 2002') requires Council to review its bylaws to ensure that they comply with the matters set out in sections 155 and 159 of the Act;*
- (ii) notes that the Fire Prevention (Urban Fire District) Bylaw 2008 has been reviewed in accordance with section 155 of the LGA 2002;*
- (iii) notes that the Fire and Emergency New Zealand Act 2017 and the Fire and Emergency New Zealand (Fire Permits) Regulations 2017 now prescribe the new role and responsibilities for Hutt City Council;*
- (iv) notes the outcome of the review is to propose amendments to the bylaw, as more particularly detailed in the statement of proposal (a draft of which is attached as Appendix 2 to Report PRC2018/3/177);*
- (v) agrees to consult on the Summary of Information, Statement of Proposal and Proposed Amended Bylaw (a draft of which is attached as Appendices 1-3 to Report PRC2018/3/177) in accordance with the requirements of the LGA 2002 by means of a special consultative procedure; and*
- (vi) agrees to establish a subcommittee comprised of trained hearers Cr Cousins, Cr Edwards and Cr Bridson, with alternates Crs Lewis and Barry to:

 - a) hear submissions on the proposed amendments to the Fire Prevention (Urban Fire District) Bylaw2008; and*
 - b) recommend the appropriate action to Council for consideration and approval."**

11 July 2018

RESOLVED: (Cr Cousins/ Acting Mayor Bassett) **Minute No. C 18318(3)**

"That the report of the meeting held on 11 July 2018, with the exception of item 4), be adopted."

Recommended Item**Item Representation Review - Draft Proposal for Public Consultation (18/11604)**

Speaking under public comment, **Mr M Shierlaw** expressed the view that there had been significant changes to the way Council was elected since the last representation review. He noted that a majority of voters expressed a desire for change in recent surveys and believed Council was ignoring their feedback. He addressed comments made by members at the recent Policy and Regulatory Committee meeting that supported maintaining the current voting system. He believed the members' reasons were not valid. He said research strongly indicated that increased voter turnout was linked to smaller electorates. He also believed Council's decision not to change to a mixed ward or at-large voting system was based on self-interest.

Speaking under public comment **Mr M Young** expressed concern with the Policy and Regulatory Committee's recommendations to Council. He believed members had a collective conflict of interest in the matter. He advocated for a mixed ward or at-large method of representation which he believed would offer more diversity and choice for voters. He did not believe Community Panels offered effective representation in their present form and preferred the Community Board model across the city.

In response to questions from members, Mr Young considered there would be more advantages to a mixed ward or an at-large voting system. He believed there would be higher voter turnout if residents could vote for candidates from across the city.

Cr Cousins expressed concern Mr Shierlaw had dismissed the fact that she had referred back to 1989. Cr Cousins clarified that 1989 was the last time there was at-large elections across the City. She also advised that previous to 1989 there was a wide diversity around the Council table. She believed that this diversity was lost in 1989. She considered that if you reduced the number of elected positions then you reduce the diversity. She highlighted that if you lived in communities that were very geographically distinct then the residents' views was to have representation from within those distinct communities and the ward system provided that. She expressed concern with the huge costs and complexity of the voting system for at-large elections.

In response to a question from a member, the Divisional Manager Strategy and Planning advised that legally Community Panels could not be included in the representation review. However, she noted that this did not mean that Council could make a decision to establish Community Panels as its second tier advisors.

In response to a question from a member, the General Counsel clarified that Council's initial consultation on Community Panels was not provided for under the Local Electoral Act 2001. However, Council was able to initially consult on how representation looked across the City. The question was whether Community Panels could be included in the resolution to go out for consultation and the legal advice was that Community Panels should be a separate resolution.

Cr Cousins expressed support for the recommendations. She believed a move away from small electorates would negatively affect voter demographics and

numbers. She considered Community Panels needed more time to demonstrate what they could do. She did not believe the status quo provided equitable second tier representation across the city because of the high level of representation in the Harbour Ward which impacted both voter turnout and budget spending.

Cr Barratt and Cr Edwards believed it was too early for Council to make a decision on Community Panels. Cr Edwards noted the Citizens Survey indicated residents wanted equity. He believed Council would be in a better position at a future time to judge how that would look.

Cr Bridson reinforced that second tier representation should be elected in order to be truly representative of their area. She added that elected members for the Community Boards increased the diversity of members and provided a good grounding for those interested in becoming Councillors.

Cr Lewis expressed support with the comments made by Cr Bridson.

Cr Milne did not believe a second tier of representation was necessary in this electronic age. He considered it wasteful and believed its removal would provide more equity across the City. He was confident that members were capable of serving the needs of Lower Hutt's diverse community.

Cr Barry noted the delegations and budget provided to Community Boards had significantly reduced since 2010. He suggested that Community Boards be restructured with more responsibility to provide the best possible representation to their communities. He noted that the Citizens Survey indicated the majority of the public disagreed with Councillors on status quo representation, particularly those aged under 50 years old. As a result he could not support the recommendations and instead suggested Council consult on mixed ward representation.

Cr Briggs proposed Community Boards be introduced across the City in line with the results of the Citizens Survey. He considered the move away from the status quo in the Citizens Survey results indicated a mood for change and said he would not be supporting the motion.

The Chair supported the recommendations. He expressed support for Community Panels and was confident an evaluation of their performance in 2021 would demonstrate their worth.

RESOLVED: (Cr Cousins/Cr Sutton) (BY DIVISION) **Minute No. C 18319(3)**

"That Council agrees that the status quo be retained for Council elections."

The motion was declared CARRIED by Division with the voting as follows:

For

Acting Mayor Bassett
Cr Barratt
Cr Cousins
Cr Lulich
Cr Milne
Cr McDonald
Cr Sutton

Against

Cr Barry
Cr Bridson
Cr Briggs
Cr Edwards
Cr Lewis

Total: 7

Total: 5

RESOLVED: (Cr Cousins/Cr Sutton)**Minute No. C 18320(3)**

"That Council agrees with the status quo for second tier representation, but that it be reviewed starting March 2021 when Council has more information about how the Community Panels are working."

The motion was declared CARRIED by Division with the voting as follows:

For**Against**

Acting Mayor Bassett
Cr Barratt
Cr Cousins
Cr Edwards
Cr Lulich
Cr Milne
Cr McDonald
Cr Sutton

Cr Barry
Cr Bridson
Cr Briggs
Cr Lewis

Total: 8

Total: 4

c) **City Development Committee**

3 July 2018

RESOLVED: (Acting Mayor Bassett/Cr Sutton)**Minute No. C 18321(3)**

"That the report of the meeting held on 3 July 2018, with the exception of item 5, be adopted."

Recommended Items**Item 5) Riverlink Preliminary Design Approval (18/1076)**

The Urban Design Manager updated members on the Riverlink project.

RESOLVED: (Acting Mayor Bassett/Cr Lewis)**Minute No. C 18322(3)**

"That Council:

- (i) notes that Hutt City Council (HCC) has been working with Greater Wellington Regional Council (GWRC) and New Zealand Transport Agency (NZTA) on the RiverLink project since 2012 when conceptual design for RiverLink commenced;*
- (ii) notes that HCC has allocated funding of \$51.9M in its 2018-2028 Long Term Plan for the Making Places components and associated works for the RiverLink project;*
- (iii) endorses the urban design, city infrastructure and local road components*

(referred to as Making Places components) contained within Appendix 1 attached to Report CDC2018/3/191 - RiverLink Preliminary Design Summary Report and outlined in more detail in Appendix 2 attached to Report CDC2018/3/191 – The Making Places Story;

- (iv) endorses the outline programme for implementing RiverLink including consenting and construction, attached as Appendix 3 to Report CDC2018/3/191, noting that programming is subject to decisions to be made by GWRC and NZTA;*
- (v) endorses proceeding to detailed design and consenting of the Making Places components jointly with our project partners as part of RiverLink, noting that programming is subject to decisions to be made by GWRC and NZTA;*
- (vi) supports NZTA completing its detailed business case (DBC) for the Melling Transport Improvements that form part of RiverLink in collaboration with GWRC and HCC, and the recommendation of the DBC to the NZTA Board at the end of 2018;*
- (vii) supports GWRC in completing its preliminary design for the flood protection components and associated works that form part of RiverLink; and*
- (viii) notes that officers will report back to the City Development Committee before the end of 2018 confirming the decision of NZTA and GWRC and the programme for the next stage."*

Item 7. Hutt Valley Chamber of Commerce – Proposed Contract (18/1078)

Cr Barry suggested the proposed contract with the Hutt Valley Chamber of Commerce (the Chamber) be closely monitored to ensure the Chamber was delivering satisfactory results.

The Chair agreed the performance of the Chamber should be monitored as with any Council contract. He highlighted that funding was provided for specific projects and would be returned if not used.

RESOLVED: (Acting Mayor Bassett/Cr Barratt) Minute No. C 18323(3)

"That Council:

- (i) notes that the Hutt Valley Chamber of Commerce & Industry Inc (HVCC) indicated as a result of a restructure completed earlier this year that it would end its current contract for services to Council as at 30 June 2018;*
- (ii) notes that officers and representatives of the HVCC have been discussing a revised service offering as the basis of a future contract with the HVCC;*
- (iii) notes that Council has budgeted \$100,000 per annum in the Long Term Plan 2018-2028 for a future contract with the HVCC;*
- (iv) notes the Draft Contract Services Delivery Schedule, attached as Appendix 1 to Report CDC2018/3/192; and*
- (v) approves that the Draft Contract Services Delivery Schedule form the basis of a contract for services with the HVCC – that contract to be for*

three years with the Contract Services Delivery Schedule to be reviewed and agreed every 12 months."

d) Finance and Performance Committee

4 July 2018

RESOLVED: (Cr Milne/Cr Sutton)

Minute No. C 18324(3)

"That the report of the meeting held on 4 July 2018, with the exception of item 4i), be adopted."

Recommended Item

Item 4i) Remuneration and Employment Policy Amendment (18/1139)

In response to questions from members the Chief Executive advised that if an employee was significantly underperforming it would be normal practice for them to be excluded from participating in the performance review process until their performance was addressed through a performance improvement plan. He considered there was scope for the policy amendment to be broadened.

Cr Milne expressed concern with the motion and advised that he would be voting against it. He believed that if Council agreed to the recommendation then the decision would treat some classes of employees differently to others. He did not consider it cost effective for ratepayers.

Cr Briggs supported the recommendation and suggested Council consider further amendments to provide more equal pay such as addressing the pay gap between males and females.

Cr Barry supported the recommendation and provided an example of how the pay rise had allowed one Council officer to access a bank loan for their first home.

RESOLVED: (Cr Barry/Cr Edwards) (BY DIVISION) **Minute No. C 18325(3)**

"That Council adopts the revised Remuneration and Employment Policy attached as Appendix 1 to Report FRC2018/3/201."

The motion declared CARRIED by Division with the voting as follows:

For

Acting Mayor Bassett
Cr Barratt
Cr Barry
Cr Bridson
Cr Briggs
Cr Edwards
Cr Lewis

Against

Cr Milne
Cr Sutton

Cr Lulich
 Cr McDonald
 Total: 9

Total: 2

e) **Community Services Committee**

5 July 2018

RESOLVED: (Cr Barratt/Cr McDonald) **Minute No. C 18326(3)**

"That the report of the meeting held on 5 July 2018, with the exception of item 5), be adopted."

Recommended Item

Item 5) Report of the Accessibility and Inclusiveness Plan Advisory Group (18/1106)

RESOLVED: (Cr Barratt/Cr Briggs) **Minute No. C 18327(3)**

"That Council:

- (i) notes the minutes of the 20 June meeting of the Accessibility and Inclusiveness Plan Subcommittee attached as pages 7-8 to the Community Services Committee meeting held on 5 July 2018;*
- (ii) notes the actions made to be completed in time for the next meeting of the Subcommittee on 3 October 2018;*
- (iii) agrees to support the Subcommittee's recommendation to install a Changing Places toilet facility in Lower Hutt's CBD; and*
- (iv) agrees to support the Subcommittee's recommendation to further investigate involvement in CCS, Disability Action's work involving the Thundermaps application for:*
 - a) reporting misuse of mobility parking spaces; and*
 - b) mapping the location of mobility parks in Lower Hutt."*

6. **MISCELLANEOUS**

a) **Naenae Library Site Reserve Revocation** (18/1220)

Memorandum dated 17 July 2018 by the Divisional Manager, Community Projects and Relationships

The Chair elaborated on the effects of delaying the process until October.

The General Manager City and Community Services elaborated on the recent workshop and emphasised that the proposal to revoke the reserve status of the reserve was simply the start of the process.

In response to questions from members, the General Manager City and

Community Services emphasised there were no plans in progress for the Naenae Library site at this stage. He said Council had received feedback from the community through its Long Term Plan process which would inform proposals. He acknowledged Council could also consider further community consultation. He confirmed officers would progress the revocation before considering options for the site.

In response to a question from a member, the General Counsel advised the process of revocation was similar to the special consultative procedure and could take months or years.

Members discussed the benefits and risks of proceeding with revocation when plans for the site were still uncertain. They also discussed the balance of community uncertainty against the benefits of allowing time to introduce innovative ideas that might enhance the community.

RESOLVED: (Acting Mayor Bassett/Cr Barratt) **Minute No. C 18328(3)**

"That Council publicly notifies a proposal to revoke the reserve status of the Naenae Library property."

b) **Committee Structure and Committee Membership August 2018-October 2019**
(18/1219)

Memorandum dated 17 July 2018 by the Divisional Manager, Democratic Services

In response to questions from members, the Chair advised that he was not involved in discussions regarding the review of the committee structure and therefore unable to answer any questions from members. He suggested the matter lie on the table until Mayor Wallace returned. He highlighted this would provide members with the opportunity to ask questions directly with Mayor Wallace.

RESOLVED: (Acting Mayor Bassett/Cr Lewis) **Minute No. C 18329(3)**

"That the item of business being discussed should lie on the table and not be further discussed at this meeting."

c) **Change of Terms Of Reference for Policy and Regulatory and City Development Committees** (18/1231)

Memorandum dated 18 July 2018 by the Divisional Manager, Democratic Services

RESOLVED: (Acting Mayor Bassett/Cr Cousins) **Minute No. C 18330(3)**

"That the item of business being discussed should lie on the table and not be further discussed at this meeting."

d) **Updated Schedule of Meetings for 2018** (18/1209)

Memorandum dated 16 July 2018 by the Committee Advisor

RESOLVED: (Acting Mayor Bassett/Cr Cousins) **Minute No. C 18331(3)**

"That the item of business being discussed should lie on the table and not be further discussed at this meeting."

7. **COUNCIL MINUTES**

RESOLVED: (Acting Mayor Bassett/Cr Barratt) **Minute No. C 18332(3)**

"That the minutes of the meeting of the Hutt City Council held on Tuesday, 22 May 2018, be confirmed as a true and correct record."

8. **COMMITTEE REPORTS WITHOUT RECOMMENDED ITEMS**

a) **Community Plan Committee**

16 May 2018

RESOLVED: (Acting Mayor Bassett/Cr Lewis) **Minute No. C 18333(3)**

"That the report of the meeting held on 16 May 2018 be adopted."

6 June 2018

RESOLVED: (Acting Mayor Bassett/Cr Lewis) **Minute No. C 18334(3)**

"That the report of the meeting held on 6 June 2018 be adopted."

b) Council Minutes

13 March 2018

RESOLVED: (Acting Mayor Bassett/Cr Sutton) **Minute No. C 18335(3)**

"That the report of the meeting held on 13 March 2018 be confirmed as a true and correct record."

6 June 2018

RESOLVED: (Acting Mayor Bassett/Cr Sutton) **Minute No. C 18336(3)**

"That the report of the meeting held on 6 June 2018 be confirmed as a true and correct record."

28 June 2018

RESOLVED: (Acting Mayor Bassett/Cr Sutton) **Minute No. C 18337(3)**

"That the report of the meeting held on 28 June 2018 be confirmed as a true and correct record."

9. ADDITIONAL COUNCIL MEETING

RESOLVED: (Acting Mayor Bassett/Cr Barry) **Minute No. C 18338(3)**

"That an additional meeting of Council be held in the Council Chambers, 30 Laings Road, Lower Hutt on Wednesday, 15 August 2018 commencing at 5.30pm to consider the Chief Executive's Remuneration and Performance Review 2018."

10. **SEALING AUTHORITY** (18/1012)

Report No. HCC2018/3/13 by the Executive Assistant, Corporate Services

RESOLVED: (Acting Mayor Bassett/Cr Lulich)

Minute No. C 18339(3)

"That Council:

- (i) *approves the affixing of the Common Seal to all relevant documents in connection with the items set out in Schedule 1 contained in the report; and*
- (ii) *approves the deeds executed under Power of Attorney set out in Schedule 2 contained in the report.*

SCHEDULE 1 - General Sealing Authority

Consent Form

- a) *Hutt City Council and Woolyarns Holdings Limited
14-16 Peterkin Street, Lower Hutt
(Record number L18/126)*
- b) *Hutt City Council and Porirua City Council
James Cook Drive/Paremata-Haywards Road Porirua- RC6922-SL0046/15
L18/98*

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

- c) *Hutt City Council and Peter Anthony Rive Walker and Cheryl Jan Walker
Subdivision consent
4-6 Langford Street, Lower Hutt
(Record number L18/67)*
- d) *Hutt City Council and John Somerville Fletcher, Jane Margaret Fletcher as to a 16/25ths share and John Holm Wood, Elizabeth Wood as to 9/25ths share

24 Ngaumatau Road (56 Howard Road), Point Howard, Lower Hutt
L18/120*
- e) *Hutt City Council and Phillip Luke Gibb and Marion Rose Gibb

50 Petherick Street, Lower Hutt
L18/115
Agreement for Road Stopping and Sale*
- f) *Hutt City Council and Bruno Enterprises Limited
Service off Tocker Street, 1216 High Street, Taita, Lower Hutt
L18/93*

Encumbrance

- g) *Hutt City Council and Trustees of the Port Nicholson Block Settlement Trust (Port Nicholson)*
 126 Jackson Street, Petone, Lower Hutt
 L18/119

Memorandum of Priority / Mortgage

- h) *Hutt City Council and Westpac New Zealand New Zealand Limited*
 308 Normandale Road Normandale Lower Hutt
 L18/92

LINZ request dated 10 May 2018, to obtain new amalgamated title

- i) *The Mayor Councillors and Citizens of the City of Lower Hutt*
 132A Molesworth Street, Taita, Lower Hutt
 L18/86

SCHEDULE 2

Deed of Covenant

- j) *Hutt City Council and Woolyarns Holdings Limited*
 14-16 Peterkin Street, Lower Hutt
 (Record number L18/124)

Deed of Variation of Lease

- k) *Hutt City Council and Eric John Faesenkloet*
Golf Warehouse Limited, Lower Hutt
 (Record number L17/39)

Deed of Variation of Bond to secure performance of terms and conditions of Resource Consent

- l) *Hutt City Council and Winstone Aggregates a division of Fletcher Concrete and Infrastructure Limited (the Consent Holder) - The Fletcher Trust and Investment Company Limited (the Surety)*
 401 - 403 Hebden Crescent , 176 - 178 Liverton Road Kelson, Lower Hutt
 (Record number L18/97)

Deed of Variation

- m) *Hutt City Council and Winstone Aggregates a division of Fletcher Concrete and Infrastructure Limited (Consent Holder) - The Fletcher Trust and Investment Company Limited (the Surety)*
 401-403 Hebden Crescent and 176-178 Liverton Road, Kelson, Lower Hutt
 L18/97

Deed of Assignment of Development Charges Remission

- n) *Hutt City Council and Augusta Property Holdco Limited and Augusta Industrial Fund No. 1 Limited*
 25 Toop Street, Seaview, Lower Hutt
 L18/121

Warrants Approved

<i>Letitia Grace Feldon – HCC WARRANT-18-14</i>	<p>1. <i>Local Government Act 2002</i> <i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i> <i>Enforcement Officer pursuant to s177 (including additional powers of entry)</i></p> <p>2. <i>Building Act 2004</i> <i>Authorised officer pursuant to s222</i> <i>Enforcement officer pursuant to s371B</i></p>
<i>Lyall Brendan Huizer – HCC WARRANT-18-13</i>	<p>1. <i>Local Government Act 2002</i> <i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i> <i>Enforcement Officer pursuant to s177 (including additional powers of entry)</i></p> <p>2. <i>Building Act 2004</i> <i>Authorised officer pursuant to s222</i> <i>Enforcement officer pursuant to s371B</i></p>
<i>Pauli Nei – HCC WARRANT-18-16</i>	<p>1. <i>Land Transport Act 1998</i> <i>Parking warden pursuant to s128D</i></p>
<i>Kiriana Welsh-Phillips – HCC WARRANT-18-15</i>	<p>1. <i>Local Government Act 2002</i> <i>Authorised person pursuant to ss171, 173 (powers of entry in general)</i></p> <p>2. <i>Land Transport Act 1998</i> <i>Parking warden pursuant to s128D</i></p> <p>3. <i>Resource Management Act 1991</i> <i>Enforcement officer (Noise Control only) pursuant to s38(2)</i></p>

7. QUESTIONS

There were no questions.

MAJOR ITEM NOT ON THE AGENDA

RESOLVED: (Acting Mayor Bassett/Cr Lewis)

Minute No. C 18340(3)

“That Council:

- (i) notes that the consideration of a settlement offer in relation to the Local Alcohol Policy Amendment Appeal was not included in the agenda for the meeting, for the reason that the information was not available until after the agenda had been distributed; and*
- (ii) agrees that the recommendations be considered at this meeting for the reason that deferring this matter could result in significant increased cost to Council and the loss of opportunity to settle the matter out of court.”*

12. EXCLUSION OF THE PUBLIC

RESOLVED: (Acting Mayor Bassett/Cr Cousins)

Minute No. C 18341(3)

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

- 13. *Committee Report with Recommended Item*

Finance and Performance Committee - 4 July 2018

14. *Urban Plus Limited Property Acquisition (18/1216)*

14a. *Local Alcohol Policy Amendment Appeal (18/1265)*

15. *Council Minutes - 13 March 2018 and 22 May 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 4 July 2018 Appointment of Directors – Seaview Marina Limited, Urban Plus Limited and Hutt City Community Facilities Trust.</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>Urban Plus Limited Property Acquisition.</i>	<i>The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities (s7(2)(h)).</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>Local Alcohol Policy Amendment Appeal</i>	<i>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>The withholding of the</i>	

information is necessary to maintain legal professional privilege (s7(2)(g)).

Report of the Hutt City Council held on 13 March 2018

The withholding of the information is necessary to protect the privacy of natural persons.(s7(2)(a)).

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.

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)).

Minutes of the Hutt City Council held on 22 May 2018

The withholding of the information is necessary to protect the privacy of natural persons. (s7(2)(a)).

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.

The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities (s7(2)(h)).

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 7.51pm, and the non-public portion of the meeting closed at 8.38pm.

Deputy Mayor Bassett
ACTING MAYOR

CONFIRMED as a true and correct record Dated this 9th day of October 2018