

**Notice of Motion from Mayor King in relation to
Hamilton Properties Limited.**

***Council Meeting
Thursday, 21 September 2017***

Richard Briggs
Chief Executive

Lee-Ann Jordan
Governance Manager

15 September 2017

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Council Report

Committee: Council

Date: 21 September 2017

Author: Lee-Ann Jordan

Authoriser: Richard Briggs

Position: Governance Manager

Position: Chief Executive

Report Name: Notice of Motion from Mayor King in relation Hamilton Properties Limited

Report Status	<i>Open</i>
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Purpose

A Notice of Motion was received by the Chief Executive on 14 September 2017 seeking to revoke in full a resolution from the Council meeting of 29 September 2016.

The resolution in question relates to Hamilton Properties Limited (Attachment 1).

The Notice of Motion received is consistent with Standing Order 3.8.1 which allows Council to revoke or alter all or part of resolutions previously passed at meetings.

Attachments

Attachment 1 - Notice of Motion from Mayor King in relation to Hamilton Properties Limited .

1. **Proposed motion to revoke the Council resolution relating to Hamilton Properties Limited passed at the Council meeting of 29 September 2016**
2. I am submitting this notice of motion to revoke a resolution of Council concerning Hamilton Properties Limited to the Chief Executive.
3. The notice of motion to revoke is consistent with Standing Order 3.8.1 which allows Council to revoke or alter all or part of resolutions previously passed at meetings.
4. I am seeking to revoke the Council resolution in relation to Hamilton Properties Limited passed at the Council meeting of 29 September 2016, namely:

That:

 - a) *the report be received;*
 - b) *the cash assets and management of the Municipal and Domain Endowment Funds are transferred to a Council Controlled Trading Organisation (CCTO), Hamilton Properties Limited, noting that the ownership of the current property assets remain with the Council;*
 - c) *the Council approves the draft Municipal and Domain Endowment Funds Policy, the Constitution with the removal of clauses 17.1 and 6.2, and the PricewaterhouseCoopers Business Case for Hamilton Properties Limited;*
 - d) *the Council approves the timeline for activation and operation of Hamilton Properties Limited below;*
 - e) *the Chief Executive is delegated the necessary authority to implement this decision;*
 - f) *Staff are to report to Council or appropriate delegated Committee/Subcommittee in March 2017 on implementation progress and this is to include a risk analysis.*
5. I advise that at the Council meeting on 21 September 2017, I wish to:
 - i) Propose a motion to revoke in full the resolution of Council, dated 29 September 2016 in respect of Hamilton Properties Limited; and
 - ii) Propose the following motion in substitution:

That Council dissolves Hamilton Properties Limited as a Council entity.
6. I am putting this recommendation forward at this time because Hamilton Properties Limited is an agenda item for the Council meeting of 21 September 2017.
7. The reason I am putting this recommendation to revoke and substitute the previous resolution of Council regarding Hamilton Properties Limited is because I believe further information is required to determine the best use of the Municipal Endowment Fund in the interests of the city.

8. It is my intent that this motion is considered in conjunction with Hamilton Properties Limited agenda item.

9. Recommendation

That Council:

- a) revokes in full the resolution of Council, dated 29 September 2016 in respect of Hamilton Properties Limited; and
- b) dissolves Hamilton Properties Limited as a Council entity

Siggi Henry 13-9-17

Andrew King 13-9-17

Martin Gallagher 13-9-17

Matthew 13/9/2017

John 14/9/2017